G41
25:1969
c.2

Digitized by the Internet Archive
in 2025 with funding from
State Library of North Carolina

https://archive.org/details/daily_bulletin_1969

G41
25:1969/1
C.2

INSTITUTE OF GOVERNMENT

North Carolina State Library
Raleigh
N. C.
Doc.

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 1 WEDNESDAY, JANUARY 15, 1969

The Institute of Government at the University of North Carolina at Chapel Hill is devoted to research, teaching and service in the fields of state and local government. For more than thirty-five years the Institute has conducted schools and short courses for city, county, and state officials. Through guidebooks, special bulletins, and a monthly magazine, in addition to consultation by phone and letter, assistance and advice are offered to public officials and agencies across the state. The Institute has served as the research agency for numerous study commissions of the state and of local governments. The Institute's professionsl staff in Chapel Hill numbers twenty-six. They are also members of the University faculty. Most of them are trained in law; other staff members are in such disciplines as psychology, political science, planning, and social work. They are assisted by a clerical and technical staff of thirty.

During sessions of the General Assembly, the Institute maintains a Legislative Service with an office in the ground floor of the State Legislative Building in Raleigh. Each day four or five members of the professional staff travel to Raleigh to provide various services from this office. Chief among them is compiling the DAILY BULLETIN, containing a digest of each bill introduced in the House or Senate and a summary of all legislative action taken on the floor of each chamber. This Daily Bulletin is mailed each evening to about 1800 city and county officials across the state, is delivered to a number of state offices in Raleigh, and is placed upon each legislator's desk. Other legislative reports are also prepared and distributed, including a WEEKLY BULLETIN OF LOCAL LEGISLATION, a WEEKLY LEGISLATIVE SUMMARY (a discussion and analysis of noteworthy legislation), and a variety of end-of-session reports and analyses.

During the 1969 session, the Institute, in cooperation with Central Data Processing of the N.C. Department of Administration, is administering a computer-based BILL STATUS AND HISTORY SYSTEM, which provides legislative information via video and typewriter terminals in the State Legislative Building. This same system will compile the CALENDAR ACTION section of the DAILY BULLETIN. This new format combines all of the Senate and House actions into one listing for public bills and one for local bills on white paper at the end of the Bulletin. The digest portion of the Bulletin, on blue paper, is now divided into Public Bills (Senate bills first, then House) and Local Bills, and includes the bill's short title and the General Statutes chapters affected (or counties affected, if a local bill). A digest of all amendments and committee substitutes adopted will be included in the Bulletin near the end of the blue sheets.

We hope this DAILY BULLETIN and our other services will provide you the information you need and when you need it.

PUBLIC BILLS INTRODUCED

S 1 (Joint Resolution) Inviting Governor — MISC. RES.
Introducer: McGeachy — Passed three readings and sent to House

"Relative to the inauguration of the Honorable Robert W. Scott as Governor of North Carolina; and informing His Excellency, Governor Robert W. Scott, that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a joint session of the Senate and House of Representatives at 12:30 P.M., Wednesday, January 22, 1969." Creates committee to notify Governor of organization of General Assembly and to invite him to address joint session on January 22, 1969, and such other dates he might desire. Text of message to be carried in Journal of House and Senate.

S 2 Youth Councils Act (Iden. H 3) — GS 143
Introducers: Bowles and L. Warren — Sent to Rules

"To establish a system of Youth Councils that will provide the youth of North Carolina an opportunity to develop leadership skills and become responsible citizens." Establishes Youth Advisory Board and State Youth Council at State level. Designates Board as policy making body. Board composed of eight adults and eight youths serving 4-year staggered terms. Governor to appoint four adults; Lieutenant Governor and Speaker of House to appoint two each. Youth members to be elected by State Youth Council. Requires Youth Council to be established within one year of ratification of Act in accord with procedure set by Board, and elected on representative basis from local youth councils. Provides for local Youth Councils. Provides for executive secretary appointed by Board. Makes secretary and staff subject to State Personnel System.

S 3 Constables' powers and pay — GS 151
Introducer: M. Johnson — Sent to LOC GOVT

"Amending Chapter 151 of the General Statutes so as to authorize constables to serve criminal and civil process, and authorizing county commissioners to fix the salaries of constables." Rewrites GS 151-7 to grant constables same power to make arrests and serve civil and criminal process, within their counties, as sheriffs. Rewrites GS 151-4 to authorize county commissioners to fix salary and pay constables, who will not receive fees (now, allowed same fees as sheriffs).

* * * * *

H 1 (House Resolution) House phones and stamps — MISC. RES.
Introducer: H. Johnson — Passed

"To allocate funds for certain telephone and postage requirements for members of the House of Representatives." Sets out schedule of maximum payment to each House member for telephone services, based upon distance of members' district from Capitol, ranging from $100 to $320 for 1969 session. Provides for maximum postage allowance of $120 per member, with postage to be furnished by Disbursing Clerk. Provides additional telephone and postage allowances for committee chairman by Rules Committee, not to exceed $2,500 for all chairmen.

H 2 (Joint Resolution) Honoring Spilman — Misc. Res.
Introducer: Chase — Passed three readings and sent to Senate

"A Joint Resolution honoring Mrs. John B. Spilman, Sr., for her outstanding service as executive director of the North Carolina Mental Health Association." As title indicates.

H 3 Youth Councils Act (Iden. S 2) — GS 143
Introducers: Royall and others — Sent to ST GOVT

"To establish a system of Youth Councils that will provide the youth of North Carolina an opportunity to develop leadership skills and become responsible citizens." Identical with S. 2 digested above in this bulletin.

H 4 Household income tax exemption — GS 105
Introducers: Raynor and others — Sent to FINANCE

"To grant every individual who maintains a household an income tax exemption of $2,000." Adds new paragraph (1a) to GS 105-149(a) granting personal exemption of $2,000 on state income tax to any single individual, widow, widower, or divorced person, maintaining a household, to be in lieu of exemptions in paragraphs (1), (2), (4), and (7) of GS 105-149(a). Effective for income years beginning on or after Jan. 1, 1969.

H 5 Implied consent chemical test — GS 20
Introducer: Boger — Sent to HIGHWAY SAFETY

"To amend G.S. 20-16.2, G.S. 20-139.1 and G.S. 20-179 pertaining to operating a motor vehicle while under the influence of intoxicating liquor-implied consent for chemical test." Rewrites G.S. 20-16.2 to provide that motorists give implied consent to chemical tests of blood, breath, or urine (now: only breath) for determining alcoholic content of blood when under arrest for offense arising from driving under influence. Provides that person who is dead, unconscious or otherwise incapable of refusal, is deemed not to have withdrawn consent. Provides law enforcement agency to select type of tests. Provides that if arrestee refuses test and arresting officer certifies reasonable grounds to believe arrestee driving under influence, department must revoke driver's license for 60 day period (now, only provides that evidence of refusal admissible in criminal actions). Provides for hearing following revocation at request of aggrieved party. Gives aggrieved party right to petition appropriate court for review if hearing sustains denial. Amends G.S. 20-139.1 to make results of tests give rise to certain presumptions in civil or criminal actions (now: only criminal). Continues present presumption that .10 per cent weight constitutes under influence. Adds new presumption that less than .05 weight constitutes absence of under the influence, and adds provision that more than .05 but less than .10 does not give rise to any presumption but may be considered with other competent evidence. Provides that only a physician or registered nurse (or other qualified person) may withdraw blood for purpose of test. Provides that if arrestee refuses to submit to test, evidence of refusal shall be admissible in any civil or criminal action arising from driving under influence. Amends G.S. 20-179 to remove 2-year maximum sentence limitation for conviction of third offense for driving under influence of intoxicating liquor or narcotic drugs.

H 9 Precinct officials pay — GS 163
Introducer: L. Ramsey — Sent to ELECTION

"To amend GS 163-46 so as to increase the compensation for precinct registrars and judges." Raises daily compensation of precinct registrars to $20.00 (now $15.00) and daily compensation of judges of election and assistants to $15.00 (now $10.00).

H 10 Presidential primary — GS 163
Introducer: Strickland — Sent to ELECTION

"To amend Chapter 163 of the General Statutes to provide a preference primary for candidates for President and Vice President of the United States." Adds new GS 163-123 to provide for presidential and vice presidential preferential primary in national election years. Provides that candidates may be nominated only by direction of the State Board of Elections when it determines that candidacy is recognized by national news media, or by petition containing at least 10,000 acknowledged signatures of voters of candidate's party. Directs that signatures on petition be certified by chairmen of boards of election in counties where signatures obtained; chairman to be paid 5¢ for each signature examined. Provides that nominees may withdraw their names by filing affidavit of non-candidacy with State Board of Elections by noon on Friday before 10th Saturday before primary. Provides that ballots shall be prepared and processed in same way as ballots for candidates for State offices but that no second primary election shall be held. Requires that delegates to National Convention cast their votes on 1st and 2nd ballots to the candidate who received the largest number of votes in primary.

LOCAL BILLS INTRODUCED

H 6 Annexation law exemptions — Burke
Introducer: Fulton — Sent to LOC GOVT

"To amend Article 36 of Chapter 160 of the General Statutes so as to exempt Burke County from parts." Adds Burke County to counties exempted from parts 2 and 3 of chapter (setting out annexation procedures for municipalities of less than and more than 5,000 population, respectively).

H 7 Drexel ad val tax date — Burke
Introducers: Kincaid and others — Sent to FINANCE

"A Resolution to Change Ad Valorem Tax Date." Sets out resolution of Drexel Board of Aldermen to change Drexel's property tax year from July 1 to October 1 to conincide with that of Burke County. Proposes to amend Discount Table to read: "1% 30 days after notice is mailed."

H 8 Increase alcoholism reserve — Burke
Introducers: Kincaid and others — Sent to ABC

"To amend Section 7 of Chapter 413 of 1963 Session Laws as to increase the share of net profits allocable to finding alcoholism causes and cures and to broaden scope of activities authorized therefor and for other purposes." Increases amount Morganton Town Board of Alcoholic Beverage Control may expend on alcoholism research to between 5-10% of net profits (now, 2-5%). Adds definition of "finding the causes and cures of alcoholism" and authorizes Town ABC Board to effectuate program through one of a variety of agencies.

SENATE AND HOUSE CALENDAR ACTION JAN.15,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 1 (J.RES.) INVITING GOVERNOR. S-PASSED 2ND & 3RD READINGS; H-REC FROM SENATE; H-PASSED 2ND & 3RD READINGS.
S. 2 YOUTH COUNCILS ACT. S-REF TO COM ON RULES.
S. 3 CONSTABLES POWERS AND PAY. S-REF TO COM ON LOCAL GOVT.
H. 1 HOUSE PHONES AND STAMPS. H-RESOLUTION ADOPTED.
H. 2 (J.RES.) HONORING SPILMAN. H-PASSED 2ND & 3RD READINGS.
H. 3 YOUTH COUNCILS ACT. H-REF TO COMM ON ST GOVT.
H. 4 HOUSEHOLD INCOME TAX EXEMPTION. H-REF TO COMM ON FINANCE.
H. 5 IMPLIED CONSENT CHEMICAL TEST. H-REF TO COMM ON HY SAFTY.
H. 9 PRECINCT OFFICIALS PAY. H-REF TO COMM ON ELECTIONS.
H. 10 PRESIDENTIAL PRIMARY. H-REF TO COMM ON ELECTIONS.

LOCAL BILLS

H. 6 (BURKE) ANNEXATION LAW EXEMPTIONS. H-REF TO COMM ON LOC GOVT.
H. 7 (BURKE) DREXEL AD VAL TAX DATE. H-REF TO COMM ON FINANCE.
H. 8 (BURKE) INCREASED ALCOHOLISM RESERVE. H-REF TO COMM ON ABC.

****

OFFICERS OF 1969 SENATE

President Pro tem	N. Hector McGeachy, Jr.
Principal Clerk	Roy Rowe
Reading Clerk	W. Eugene Simmons
Sergeant at Arms	Brooks W. Poole

Harry Bagnal of Forsyth was announced as Minority Leader for the Republican Party in the Senate.

The Rules of the 1967 Senate were adopted as the temporary rules of the 1969 Senate.

The President appointed the following Senators to the Committee on Rules: Hector McGeachy, Chairman; Herman A. Moore, Vice Chairman; R. T. Dent, Vice Chairman; Harry Bagnal; John J. Burney, Jr.; Albert Ellis; J. Ruffin Bailey; Elton Edwards; Clyde Norton; and Jack H. White.

OFFICERS OF 1969 HOUSE

Speaker	Earl W. Vaughn
Principal Clerk	Mrs. H. A. Smith
Reading Clerk	Sam Burrow
Sergeant at Arms	Archie Lane

Charles H. Taylor of Transylvania was announced Minority Leader for the Republican Party in the House.

The House adopted temporary rules.

The Speaker appointed the following Representatives to the Committee on Rules: Johnson of Duplin, Chairman; Ramsey of Madison, Vice Chairman; Holshouser, Vice Chairman; Barbee; Baugh; Billings; Bryan; Frye; Godwin of Gates; Harkins; Johnson of Cabarrus; Johnson of Wake; McMillan of Robeson; Mills; Quinn; Rountree; Short; Snyder and Vogler.

Next sessions of Senate and House: 12 noon, Thursday, January 16, 1969.

#

G41
25:1969/2
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 2 THURSDAY, JANUARY 16, 1969

PUBLIC BILLS INTRODUCED

S 4 (Senate Resolution) Senate phones and stamps — MISC. RES.
Introducer: McGeachy — Sent to RULES

"To allocate funds for certain telephone and postage requirements for members of the Senate." Sets out schedule of maximum payment to each Senator for telephone services, based upon distance of member's district from Capitol, ranging from $100 to $340 for 1969 session. Provides for maximum postage allowance of $120 per member, with postage to be furnished by Disbursing Clerk. Provides additional telephone and postage allowances for committee chairmen by Rules Committee, not to exceed $2,500 for all chairmen.

* * * * *

H 11 Public school teacher tenure — GS 115
Introducers: Haynes and others — Sent to EDUCATN

"To establish a tenure system for the public school teachers of the state and to provide a procedure for a hearing when it is alleged that a teacher's tenure contract should be terminated." Adds GS 115-142.1 to require each county and city board of education to provide tenure system for teacher with regular certificate, three years of probationary service in same administrative unit during a five year period, and reappointed for the fourth year. (Covered "teachers" include classroom teachers, supervisors, principals and vocational education teachers, but not county superintendents.) Provides that period of probation may be extended to four years upon agreement of individual teacher. Requires that each eligible teacher be given a tenure contract, to continue until position is discontinued, teacher resigns or contract is terminated for "cause" (as defined). Provides for notice and hearing before board of education prior to termination for cause. Provides for Superior Court review of decision of board of education in accordance with GS Ch. 143, Art. 33. Provides that all present teachers who have been teaching in same unit for five consecutive years, or for ten years in the State, are subject to tenure contract.

LOCAL BILLS INTRODUCED

None

SENATE AND HOUSE CALENDAR ACTION JAN.16,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 4 SENATE PHONES & STAMPS. S-REF TO COM ON RULES.
H. 2 (J.RES.) HONORING SPILMAN. S-RECD FROM HOUSE; S-REF TO COM ON RULES.
H 11 PUBLIC SCHOOL TEACHER TENURE. H-REF TO COM ON EDUCATION.

****

Next Sessions of Senate and House: 10:00 A.M., Friday, January 17, 1969.

#

G41
25:1969/3
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

North Carolina State Library
Raleigh
N. C.
Doc.

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 3 - 11 - FRIDAY, JANUARY 17, 1969

PUBLIC BILLS INTRODUCED

S 5 Jurors technical amendments GS 9
Introducer: Bailey COURTS

"To make certain technical and clarifying amendments to General Statutes Chapter 9, 'Jurors'." Amends GS 9-2 to provide that list of prospective jurors drawn by jury commission be limited to those qualified to serve within Ch. 9, and to require that any source used by jury commission in preparation of jury list contain at least twice the number, and not more than three times the number, of names drawn for jury duty in all county courts during previous biennium (now, "approximately three times as many"). Adds to GS 9-3 provision excluding persons over 70 from those qualified for jury service. Restricts application of GS 9-4 (relating to preparation of jury list) to persons qualified for jury service. Specifies in GS 9-5 that senior resident superior court judge is source of authorization for pooling of jurors among concurrent sessions of various courts. Adds to GS 9-6(c) provision that juror excused from one session of court and required to serve in subsequent session be considered in same light as if member of panel regularly summoned for jury service at that later time. Adds to GS 9-6(e) 10 day time limit within which clerk of superior court required to furnish register of deeds names of persons excused from jury service. Adds requirement to GS 9-11(a) that CSC furnish register of deeds names of jurors called to supplement original venire. Amends GS 9-21 to specify that state may challenge peremptorily "for each defendant" (adds quoted words) six jurors in capital cases and four jurors in other criminal cases.

S 7 Day-care facilities GS 110, 105
Introducer: Edwards Sent to RULES

"To protect children through licensing of day-care facilities and other limited regulation." Adds new Art. 6, "Day-Care Facilities", to GS Ch. 110. Creates Day-Care Licensing Board, composed of eleven members - - five designated state officials or representatives (Comm'rs of Insurance, Mental Health, and Public Welfare, State Health Director and State Supt. of Public Instruction), and six citizens, three of whom must be active operators for profit of day-care facilities, appointed by Governor for staggered six-year terms. Provides that Board chooses chairman from among Governor's appointees. Provides following powers for Board: (1) to provide for issuance of licenses to day-care facilities, (2) to develop higher standards for voluntary compliance by day-care facilities, and a system of ratings to designate those facilities complying, (3) to develop a system of registration for day-care facilities not subject to licensing, (4) to appoint Director, (5) to provide for provisional licenses and waiver of license standards in appropriate instances, and (6) to serve as administrative appeal body for issues related to licenses. Provides for Director, appointed by Board, with following duties: (1) to administer licensing program, including obtaining necessary

services from other state departments and agencies and local government units, employing personnel, and issuing and revoking the licenses; (2) to prosecute or defend, for State, legal actions arising out of this Article; and (3) to promote educational programs for day-care operators.

Requires operators of facilities which provide for care for more than five children, each under thirteen years of age, for more than four hours on a regular basis and for pay, to procure an annual license from the Board. (Specifically exempts public schools, accredited non-public schools, and full-time residence boarding schools). Requires operator to demonstrate that facility meets minimum statutory standards. Standards are: (1) requires compliance with minimum health and sanitation standards to be developed by State Board of Health and approved by Licensing Board, a medical examination and immunization meeting the requirements of GS Ch. 130, Arts. 9 and 9A for each child prior to admission to the facility, a plan of emergency medical care, and separate beds, mats or cots for each child for rest periods; (2) requires that each operator and employee of a day-care facility must be certified at least every three years to be free from tuberculosis and venereal disease; (3) requires that each facility must provide a lunch, snacks, rest periods, and if weather permits, two hours a day outdoors, for each child; (4) permits no more than 25 children in any day-care group; (5) requires that facilities must be located in areas not hazardous to the physical or moral welfare of the children, and in a building meeting requirements developed specifically for such facilities by the North Carolina Building Code Council and approved by the Board; (6) requires annual inspection by local fire department, using standards developed by State Insurance Dept. and approved by the Board; (7) requires minimum floor space, air space and outdoor play area per child; (8) requires minimum staff-child ratio, depending on ages of children; (9) provides age and character requirements for staff members, and (10) requires records to be kept. Provides that license shall state maximum number of children that may attend facility. Provides that license to be revoked if facility falls below statutory standards, and rating to be lowered if falls below higher standards promulgated by Board. Provides for administrative review by Board if Director revokes license or lowers rating; action of Board final on review of grade or rating; judicial review of actions of Board reviewing issuance or revocation of license. Provides for gradual implementation of Article through registration of present operators until statutory requirements for license met. Provides that any operator not procuring and displaying license, or not furnishing copy of this law to parents of children attending facility as required by Article, is guilty of misdemeanor. Provides that any facility not caring for more than five children need not obtain license but must register with Board.

Adds new GS 105-60 providing that day-care facilities required to procure license must pay privilege license tax of $2.00 for each child for which it is licensed. Effective date Jan. 1, 1970.

S 8 (Joint Resolution) Stone funeral — MISC. RES.
Introducer: McGeachy — Passed three readings and sent to House

"A Joint Resolution authorizing an official delegation to represent the General Assembly at the funeral of the Honorable T. Clarence Stone." As title indicates.

* * * * *

H 12 Chemical test refusal penalties — GS 20
Introducer: A. McMillan — Sent to HY SAFTY

"To amend G.S. 20-16.2 to make it unlawful to willfully refuse to submit to a chemical test and to provide for revocation of driving privilege upon such refusal." Adds new GS 20-16.2(c) making willful refusal to submit to chemical test for presence of alcohol at request of law enforcement officer a misdemeanor, punishable by fine of $100 and/or 30 days imprisonment; only one prosecution permitted for acts committed on one occasion. Adds new GS 20-16.2(d) requiring Department of Motor Vehicles to revoke driving license for 6 months of persons convicted under new subsection (c); such revocation not to run concurrently with any other revocation or suspension. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

S 6 Increase alcoholism reserve — Burke
Introducer: Flaherty — Sent to ABC

"To amend Section 7 of Chapter 413 of 1963 Session Laws, relating to the Town of Morganton Board of Alcoholic Beverage Control, so as to increase the share of net profits allocable to finding alcoholism causes and cures and to broaden scope of activities authorized therefor and for other purposes." Substantially identical to H 8, in Bulletin No. 1, January 15, 1969 (revises title, makes technical changes, and adds effective date and repealer clauses).

SENATE AND HOUSE CALENDAR ACTION JAN.17,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL ADMENDMENTS. S-REF TO COM ON COURTS.
S. 7 DAY-CARE FACILITIES. S-REF TO COM ON RULES.
S. 8 (J.RES.) STONE FUNERAL. S-PASSED 2ND & 3RD READINGS; H-REC FROM SENATE; H-PASSED 2ND & 3RD READINGS.
H. 12 CHEMICAL TEST REFUSAL PENALTIES. H-REF TO COM ON HY SAFTY.

LOCAL BILLS

S. 6 (BURKE) INCREASE ALCOHOLISM RESERVE. S-REF TO COM ON ABC.

****

Next Sessions of Senate:

9:30 a.m., Saturday, January 18, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, January 20, 1969.

Next Sessions of House:

10:00 a.m., Saturday, January 18, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, January 20, 1969.

#

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/4
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 4 -17- MONDAY, JANUARY 20, 1969

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, January 18, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

S 10 (Joint Resolution) Greensboro Jaycees — MISC. RES.
Introducer: Bowles — Passed three readings and sent to HOUSE

"Congratulating the Greensboro, North Carolina Jaycees." Cites organization for being recognized as outstanding local chapter in U. S. and other achievements.

S 11 (Joint Resolution) Memorializing Mrs. Gardner — MISC. RES.
Introducers: Evans and others — Passed three readings and sent to HOUSE

"Honoring the memory of an active and gracious lady, Mrs. O. Max Gardner." As title indicates.

S 12 (Senate Resolution) Senate Rule 40 — MISC. RES.
Introducers: Nielson and others — Sent to RULES

"To revise Senate Rule 40." Adds to Rule 40 provision that all committee-approved appropriations bills to be submitted for 2d reading no later than May 15, and to be in members' hands at least six legislative days before 3d reading.

S 13 Electioneering within 500 Yards — GS 163
Introducers: Bowles and Rauch — Sent to ELECTION

"To amend G. S. 163-147, so as to prohibit electioneering within 500 Yards of a voting place." Amends GS 163-147 to prohibit loitering or electioneering within voting place or 500 yards thereof (now 50 feet) on day of primary or election.

* * * * *

North Carolina State Library
Raleigh

H 13 School officials grad instruction — GS 116
Introducers: Rountree and Reid — Sent to HIGHR ED

"To amend G. S. 116-46.3 relating to participation in sixth-year program of graduate instruction for superintendents, assistant superintendents, and principals of public schools." Retroactive to June 30, 1967, adds East Carolina University to universities eligible for participation in 6th year program.

H 15 House electronic voting unit — GS 120, $
Introducer: Strickland — Sent to RULES

"To appropriate such funds as may be necessary to install an electronic voting device or system in the Hall of the House of Representatives in the State Legislative Building." As title indicates.

H 16 (Joint Resolution) E. Rutherford High Band — MISC. RES.
Introducers: Jones and others — Passed three readings and sent to SENATE

"A resolution recognizing the East Rutherford High School Band." As title indicates.

H 18 (House Resolution) School of parliamentary procedure — MISC. RES.
Introducer: H. Johnson — Adopted

"A House Resolution requesting the Honorable Thad Eure, Secretary of State, to conduct a legislative school of instruction and parliamentary procedure for such members of the House of Representatives and others as may wish it." As title indicates.

LOCAL BILLS INTRODUCED

S 9 Lenoir school boundaries (Iden. H 14) — Caldwell
Introducer: Flaherty — Sent to LOCAL GOVERNMENT

"To repeal Chapter 338 of the Session Laws of 1963 relating to the boundary lines of the Lenoir School Administrative Unit." Repeals cited Act which makes Lenoir School Administrative Unit boundaries identical to boundaries of City of Lenoir.

* * * * *

H 14 Lenoir school boundaries (Iden. S 9) — Caldwell
Introducer: Kincaid — Sent to LOCAL GOVERNMENT

"To repeal Chapter 338 of the Session Laws of 1963 relating to the boundary lines of the Lenoir School Administrative Unit." Identical with S 9, digested above.

H 17 School board election — Anson
Introducer: Mills — Sent to HIGHR ED

"Relating to the election of members of the Anson County Board of Education so as to decrease the number elected in 1972 from three to two and to increase the number elected in 1974 from one to two." Amends SL 1967, Ch. 261 to provide as title indicates.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 1 (J.RES.) INVITING GOVERNOR. RATIFIED SESSION LAWS RES 1.
S. 10 (J.RES.) GREENSBORO JAYCEES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE
S. 11 (J.RES.) MEMORIALIZING MRS.GARDNER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE
S. 12 SENATE RULE 40. S-REF TO COM ON RULES.
S. 13 ELECTIONEERING WITHIN 500 YARDS. S-REF TO COM ON ELECTION.
H. 13 SCHOOL OFFICIALS GRAD INSTRUCTION. H-REF TO COM ON HIGHER ED.
H. 15 HOUSE ELECTRONIC VOTING UNIT. H-REF TO COM ON RULES.
H. 16 (J.RES.) E. RUTHERFORD HIGH BAND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE
H. 18 SCHOOL OF PARLIAMENTARY PROCEDURE. H-RESOLUTION ADOPTED.

LOCAL BILLS

S. 9 (CALDWELL) LENOIR SCHOOL BOUNDARIES. S-REF TO COM ON LOC GOVT
H. 14 (CALDWELL) LENOIR SCHOOL BOUNDARIES. H-REF TO COM ON LOC GOVT
H. 17 (ANSON) BOARD OF EDUCATION ELECTION. H-REF TO COM ON EDUCATN.

****

The President appointed the following Senators to the Committee on Finance: Scott, Chairman; White of Cleveland, Vice Chairman; Bowles; Briggs; Bryan; Currie; Ellis; Evans; Griffin; Johnson; Joyner; Kirby; McGeachy; Maxwell; Nielson; Patterson; Penn; Staton; Warren of Sampson; Wilkie and Wood.

The President appointed the following Senators to the Committee on Appropriations: Warren of Wayne, Chairman; Allen; Allsbrook; Bagnal; Bailey; Boger; Burney; Coggins; Dent; Edwards; Flaherty; Folger; Gurganus; Harrington; Henley; James;Larkins; MacLean; Moore; Murrow; Norton; Poovey; Rauch; Reed; Robinson; Sapp; Saunders; West and White of Pitt.

The Speaker appointed the following Representatives to the Appropriations Committee: Johnson of Wake, Chairman

Appropriations Sub-Committee on Health, Welfare, and Institutional Care: Barbee, Chairman; Bryan, Vice Chairman; Royall, Vice Chairman; Barr; Beam; Chase; Collins; Covington; Falls; Frye; Holshouser; Jemison; Payne; Stanford; Taylor of Transylvania and Twiggs.

Appropriations Sub-Committee on Education: Quinn, Chairman; McMillan of Robeson, Vice Chairman; Rountree, Vice Chairman; Beatty; Blake; Boger; Campbell of Mecklenburg; Culpepper; DeBruhl; Euliss; Fulton; Gentry; Mills; Paschall; Snyder and Tart.

Appropriations Sub-Committee on General Government and Transportation: Hicks, Chairman; Jernigan, Vice Chairman; Messer, Vice Chairman; Barker; Carter; Coble; Garner; Green; Haynes; Penny of Harnett; Ramsey of Person; Roberson; Speed; Speros; Troxell and Williamson.

Appropriations Sub-Committee on Personnel and Long-Range Planning: Phillips, Chairman; Baugh, Vice Chairman; Stewart, Vice Chairman; Auman; Bostian; Church; Eagles; Horton; Johnson of Duplin; Kincaid; Leatherman; Lilley; McFadyen; Moore; Penton and Whitley.

The Speaker appointed the following Representatives to the Public Utilities Committee: McMichael, Chairman; Bumgardner, Vice Chairman; Billings; Coble; Collins; Falls; Garner; Godwin of Craven; Godwin of Gates; Harkins; Jones of Mecklenburg; Mills; Moore; Ramsey of Person; Speros; Taylor of Transylvania; Taylor of Wake and Twiggs.

The Speaker appointed the following Representatives to the Finance Committee: Gregory, Chairman; Godwin of Gates, Vice Chairman; Ramsey of Madison, Vice Chairman; Andrews; Beard; Billings; Boshamer; Bradley; Britt; Bumgardner; Burrus; Campbell of Robeson; Campbell of Wilson; Carson; Clark; Elliott; Everett; Fenner; Godwin of Craven; Harkins; Harris; Hege; Hofler; Johnson of Cabarrus; Jones of Mecklenburg; Jones of Rutherford; Love; Martin; Mauney; Mayfield; McDaniel; McKnight; McMichael; McMillan of Wake; Mitchell; Mohn; Penny of Durham; Ragsdale; Raynor; Reid; Rhyne; Ridenour; Rose; Short; Snead; Soles; Stevens; Strickland; Taylor of Wake; Tolbert; Vogler; Warlick; Watkins and Wills.

Next Sessions of Senate and House: 12 noon, Tuesday, January 21, 1969.

#

G41
25:1969/5
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 5 -21- TUESDAY, JANUARY 21, 1969

PUBLIC BILLS INTRODUCED

S 15 Central Deaf School — GS 116
Introducer: Bowles — Sent to RULES

"To incorporate and establish the Central North Carolina School for the Deaf." Adds new Art. 21 to GS Ch. 116 to create Central North Carolina School for the Deaf to be located in Greensboro-High Point-Winston-Salem area, under Board of Directors of North Carolina Schools for the Deaf. Creates Board of Directors of N.C. Schools for Deaf with 11 members, appointed by the Governor to 4-year terms. Empowers Governor to fill vacancies and remove unsatisfactory members. Authorizes Board to name president and 3-man executive committee for 2-year terms and to elect superintendents of schools for 3-year terms; specifies qualifications of superintendents. Requires Board to make reasonable regulations governing admission of deaf children resident of State between ages of six and twenty-one. Grants free tuition and maintenance to State residents and authorizes Board to set standards of admission and fees for out-of-State applicants. Directs Board to provide teacher training program in State and to provide vocational and technical training program for students.

S 16 (Joint Resolution) Budget second reading date — APPROPRIATIONS
Introducer: Bowles — Sent to RULES

"Prohibiting placing the biennial appropriations bill on its second reading less than two weeks after said bill would otherwise be placed on the favorable calendar." Provides for automatic deferral of second reading action in either house of operating budget bill for 14 days from time said bill is first placed on calendar.

S 17 (Joint Resolution) Carolina basketball — MISC. RES.
Introducer: Bowles — Sent to RULES

"Congratulating the basketball team of the University of North Carolina at Chapel Hill." As title indicates.

S 18 Budget appropriations (Iden. H20) — APPROPRIATIONS
Introducer: L. Warren — Sent to APPROPRN

"To make appropriations for current operations of the State departments, institutions, and agencies and for other purposes." Digested in yellow sheets at end of this bulletin, beginning on first page.

S 19 Capital appropriations (Iden. H 19) APPROPRIATIONS
Introducer: L. Warren Sent to APPROPRN

"To make appropriations to provide capital improvements for State institutions, departments, and agencies." Digested in yellow sheets at end of this bulletin, beginning with ninth unnumbered page.

*****

H 19 Capital appropriations (Iden. S 19) APPROPRIATIONS
Introducer: S. Johnson Sent to APPROPRN

"To make appropriations to provide capital improvements for State institutions, departments, and agencies." Identical Senate Bill (S 19) is digested in yellow sheets at end of this bulletin, beginning with ninth unnumbered page.

H 20 Budget appropriations (Iden. S 18) APPROPRIATIONS
Introducer: S. Johnson Sent to APPROPRN

"To make appropriations for current operations of the State departments, institutions, and agencies, and for other purposes." Identical Senate bill (S 18) is digested in yellow sheets at end of this bulletin, beginning on first page.

LOCAL BILLS INTRODUCED

S 14 Annexation law exemptions (Iden. H 6) BURKE
Introducer: Flaherty Sent to LOC GOVT

"To amend Article 36 of Chapter 160 of the General Statutes so as to exempt Burke County from parts." Identical with H 6 digested at page four of Bulletin No. 1.

SENATE AND HOUSE CALENDAR ACTION JAN.21,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 10 (J.RES.) GREENSBORO JAYCEES. H-PASSED 2ND & 3RD READINGS.
S. 11 (J.RES.) MEMORIALIZING MRS.GARDNER. H-PASSED 2ND & 3RD READINGS;
S. 15 CENTRAL DEAF SCHOOL. S-REF TO COM ON RULES.
S. 16 (J.RES.) BUDGET - SECOND READING DATE. S-REF TO COM ON RULES.
S. 17 (J.RES.) CAROLINA BASKETBALL. S-REF TO COM ON RULES.
S. 18 BUDGET APPROPRIATIONS. S-REF TO COM ON APPROPRN.
S. 19 CAPITAL APPROPRIATIONS. S-REF TO COM ON APPROPRN.
H. 16 (J.RES.) E. RUTHERFORD HIGH BAND. S-PASSED 2ND & 3RD READINGS.
H. 19 CAPITAL APPROPRIATIONS. H-REF TO COM ON APPROPRN.
H. 20 BUDGET APPROPRIATIONS. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 14 (BURKE) ANNEXATION LAW EXEMPTIONS. S-REF TO COM ON LOC GOVT.

****

The President appointed the following Senators to the Appropriations Sub-committees:

Sub-committee on Education: Moore, Chairman; Norton, Vice Chairman; Bailey; Boger; Burney; Sapp and White of Pitt.

Sub-committee on Health, Welfare, etc.: Coggins, Chairman; James, Vice Chairman; Bagnal; Flaherty; Folger; Gurganus and Reed.

Sub-committee on General Government: Henley, Chairman; Harrington, Vice Chairman; Allsbrook; Larkins; Murrow; Saunder and West.

Sub-committee on Personnel, etc.: Rauch, Chairman; Edwards, Vice Chairman; Allen; Dent; Maclean; Poovey and Robinson.

The President appointed the following Senators to the Committee on Conservation and Development: Burney, Chairman; Patterson, Vice Chairman; Saunders, Vice Chairman; Allen; Allsbrook; Boger; Griffin; Moore; Norton; Reed; Robinson; Sapp; Staton and West.

The President appointed the following Senators to the Committee on Courts and Judicial Districts: Bailey, Chairman; Harrington, Vice Chairman; Bryan; Edwards; Ellis; Folger; Gurganus; Reed; Sapp; Warren of Wayne and White of Cleveland.

The President appointed the following Senators to the Committee on Veterans and Military Affairs: Griffin, Chairman; Reed, Vice Chairman; Bryan; Folger; Johnson; Joyner; Kirby and Murrow.

The Speaker appointed the following Representatives to the Judiciary No. 1 Committee: Godwin of Gates, Chairman; Love, Vice Chairman; Roundtree, Vice Chairman; Andrews; Beam; Bryan; Campbell of Mecklenburg; Carson; Coble; Harris; Johnson of Cabarrus; Leatherman; Martin; McMichael; McMillan of Wake; Paschall; Penny of Durham; Ridenour; Rose; Soles; Stevens; Taylor of Transylvania and Watkins.

The Speaker appointed the following Representatives to the Judiciary No. 2 Committee: Hofler, Chairman; Harkins, Vice Chairman; Strickland, Vice Chairman; Boshamer; Britt; Campbell of Robeson; Carter; Clark; Elliott; Frye; Fulton; Holshouser; Horton; Johnson of Wake; Jones of Rutherford; Penny of Harnett; Ramsey of Person; Reid; Short; Snyder; Stewart and Twiggs.

The Speaker appointed the following Representatives to the Alcohol Beverage Control Committee: McMillan of Robeson, Chairman; Baugh, Vice Chairman; Mauney, Vice Chairman; Mohn, Vice Chairman; Auman; Barbee; Beard; Carson; Carter; Coble; DeBruhl; Euliss; Gregory; Hege; Johnson of Wake; McFayden; McKnight; McMichael; Penton; Ramsey of Madison; Stewart and Taylor of Transylvania.

The House adopted permanent rules. Changes from 1967 House rules include:

Rule 4. House Journal becomes responsibility of Rules Committee (was responsibility of Committee on the Journal -- now eliminated).

Rule 14. Changes precedence of motions to make motion "to adjourn" first in order of precedence replacing motion "of previous question". Motion "of previous question" becomes fourth in priority and all other motions remain in same relative ranking.

Rule 18. Adds subsection "(c)" to require 2/3 vote on motion to reconsider a motion made under Rules 16 (motion to table); 17 (motion to suspend indefinitely); 38 (removing bill from unfavorable calendar); 42 (readings of bills) and 43 (effect of defeated bill).

Rule 28. Adds to list of standing committees "Alcoholic Beverage Control" committee and adds four sub-committees to committee on Appropriations: (1.) Health, Welfare and Institutional Care; (2.) Education; (3.) General Government and Transportation; (4.) Personnel and Long-Range Planning. Deletes from list of standing committees the following eleven committees: Congressional Districts; Counties, Cities and Towns; Enrolled Bills and Expenditures of the House; Institutions for the Deaf; Irrigation and Drainage; Journal; Justices of the Peace; Penal Institutions; Printing; Propostions and Grievances; Salaries and Fees; and Senatorial Districts. Changes names of the following committees: "Commissions and Institutions for the Blind and Deaf; "Elections and Election Laws" to "Election Laws"; "Trustees of the University" to "University Trustees", and "Water Resources and Control" to "Water and Air Resources". Library Committee made committee of House only (was designated "Joint").

Rule 29. Adds requirement that Rules Committee establish schedule for meeting places of the several committees.

Rule 32. Adds requirement that substance of bill be stated in bill caption. Adds subsection ("c") relating to certain clerical aspects of substitute bills.

Rule 35. Requirement that bills or resolutions be introduced with "carbon" copy attached changed to require only "duplicate" copy accompany bill introduction. Adds subsection ("b") relating numbering and designation of bills and resolutions.

Rule 36. Deletes subsection ("b") relating to payment of bill duplication costs from contingent fund.

Rule 47. Removes provision for discretionary assignment by Speaker of clerical assistants to Attorney General for bill drafting purposes.

Rule 48. Removes limitation on number of pages Speaker may appoint (was 15, and 5 additional when business pressure required).

Rule 49. Rewritten to authorize Speaker to assign committee clerks (previously chairmen of specified committees, with Speaker's approval, appointed committee clerk).

Rule 50. Adds subsection ("b") requiring that any bill or resolution changing compensation of House personnel originate in Rules Committee upon approval of Speaker.

Rule 51. Removes Judges of Supreme and Superior Courts, and State officers, from those having privilege of floor during session.

Rule 57. Added to restrict printing and reproduction facilities to materials that are legislative in essence except on approval of Speaker.

Rule 58. (was Rule 57) Provides Speaker with exclusive power to approve placement of materials on legislators desks by others than members, officers or staff of General Assembly (previously Principal Clerk had approval power as well).

Various other changes to the Rules are clarifying or conforming in nature.

The Senate adopted permanent rules. Changes from 1967 include:

Rule 31. (was Rule 30) Authorizes President to appoint chairmen to four subcommittees of the Appropriations Committee, and authorizes Senate, upon recommendation of the Committee on Rules, to authorize additional standing committees.

Rule 32. (was Rule 31) Adds the following subcommittees to the Committee on Appropriations: Health, Welfare, Institutional Care; Education; General Government and Transportaion; and Personnel and Long-Range Planning. Changes the names of the following committees: Correctional Institutions to Correctional Institutions and Law Enforcement; Election Laws and Legislative Representation to Election Laws; Libraries (Joint) to Libraries; Propositions and Grievances to Alcoholic Beverage Control; and Retirement, Employment Security to Personnel and Employment Program. Deletes the following committees: Congressional Redistricting; Counties; Cities and Towns; Interstate and Federal Relations; Journal, Enrolling and Printing; and Salaries and Fees.

Rule 34. (was Rule 33) Limits membership on standing committees to between 8 and 15 (was limited to 16) and deletes Committees on Education, Agriculture, Roads, and University Trustees from list of committees exempt from this limit (leaving only Appropriations and Finance exempt). Limits number of standing committees any Senator may serve to 7 (now 12).

(Old Rule 34) Deletes this rule, providing for Committees on University Trustees and on Journal, Enrolling and Printing to act as joint committees for the Senate.

Rule 35. Prohibits roll call votes in committees (was, that no roll call vote could be required).

Rule 36. Prohibits secret meetings of committees and allows executive session only when absolutely necessary to prevent personal embarrassment or in best interest of the State (formerly only required final action in open session).

Rule 38. Provides that whenever a bill is introduced without the required number of copies (20) it shall be returned to the introducer immediately. Deletes paragraph (c) providing for printing and distribution of 600 duplicate copies of each public bill and paragraph (d) providing for duplicate copies of local bills at discretion of Rules Committee.

Rule 40. Changes deadline for introduction of bills introduced by departments, agencies or institutions of the State to March 22 (was April 20) and deadline for introduction of local bills to March 15 (was April 1). Deletes provision allowing introduction of any bill by consent at any time during the session.

(Old Rule 56). Deletes this rule, which provided for the engrossment of bills.

Rule 58. (Replaces Rules 59 and 60) Places pages under direction of President or his designee (were under Principal Clerk when Senate was not in Session), and raises minimum age to 14 (was 13). Deletes maximum on number of pages of 20.

Rule 59. Provides for 10 Assistant Sergeants-at-Arms (was not more than nine), defines general duties of Sergeant-at-Arms, and provides that he shall serve all warrants and subpoenas issued by orders of the Senate.

(Old Rule 61). Deletes this rule, which provided that Principal Clerk was to perform duties of Engrossing Clerk.

Rule 60. (was Rule 62) Provides that President will appoint such clerks to such committees as he deems necessary and appropriate. (Previously, Principal Clerk acted with President, and Rule called for 25 clerks to be appointed, with additional appointed with recommendation of Rules Committee.) Provides that clerks so appointed, not working for a committee, shall report to Supervisor of Committee Clerks (was Principal Clerk) for assignment of duties, "with approval of committee chairman concerned" (quoted words added by floor amendment).

Rule 61. (was Rule 63) As originally passed provided that Committee on Rules responsible for preparation and keeping of the Journal. Floor amendment adopted to provide that Principal Clerk to be responsible, subject to examination of the Committee of Rules.

Rule 62. (was Rule 64) Provides that all supplies and equipment to be requisitioned from Disbursing Clerk (was responsibility of Principal Clerk).

Rule 64. (was Rule 66) Retitles Rule to "Admission to the floor of the Senate."

Rule 65. (New) Provides that any person (other than Senators) desiring to make remarks on floor must first obtain approval of Committee on Rules.

Rule 66. (was Rule 67) Provides that regulation of news media on floor of Senate is responsibility of President (space was assigned by President in accord with regulations filed by President with Committee on Rules).

Rule 68. (was Rule 69) As originally passed provided that permission of Chairman of Committee on Rules necessary to be allowed to place articles on or about desks of Senators. Floor amendment adopted to place responsibility with the Principal Clerk.

Rule 70. (New) Requires notice of at least five calendar days for public hearings, issued to press and posted in office of Principal Clerk.

Rule 71. (New) Encourages persons appearing at public hearings to file brief or written statement at least 24 hours before hearing.

Rule 72. Same as old Rule 35 on voting in joint sessions, added by floor amendment.

In addition the Senate made a number of clarifying and technical changes.

Next sessions of Senate and House: 12 noon, Wednesday, January 22, 1969.

#

SPECIAL NOTE

By printing error, unnumbered pages four and five of the following yellow sheets appear in reverse order.

S 18 Budget appropriations (Iden. H 20) Appropriations
Introducer: L. Warren Sent to APPROPR.

"To make appropriations for current operations of the State departments, institutions, and agencies, and for other purposes."

Appropriates from the General and Highway Funds according to the following schedule:

GENERAL FUND

GENERAL GOVERNMENT

	1969-70	1970-71
The General Assembly	$ -	$ 1,729,455
Judicial Department	20,066,363	22,692,887
Judicial Council	1,165	1,165
Counsel for Indigent Defendants	894,864	982,269
The Governor's Office	391,826	393,126
The Lieutenant Governor	17,159	17,514
Department of Administration	5,825,643	6,168,104
Department of Personnel	879,713	898,912
Secretary of State	215,272	213,651
State Auditor	932,801	1,014,065
State Treasurer:		
1. State Treasurer	265,449	261,176
2. Local Government Commission	135,123	136,873
Department of Justice:		
1. Attorney General	335,168	348,912
2. State Bureau of Investigation	825,426	795,012
3. General Statutes Commission	18,732	18,870
Department of Revenue	9,017,850	9,364,709
Department of Tax Research	146,714	156,349
State Board of Assessment	144,572	162,432
North Carolina Tax Review Board	8,460	9,166
State Board of Elections	55,120	55,428
North Carolina Courts Commission	22,500	11,250
Legislative Research Commission	16,000	16,000
North Carolina Capital Planning Commission	5,000	5,000
North Carolina Capital Building Authority	5,000	5,000
Governor's Commission on Law and Order	276,331	276,331
Contingency and Emergency:		
1. To provide for contingency and emergency expenditures for any purpose authorized by law for which no specific appropriation is made hereunder, or for which inadvertently an insufficient appropriation has been made under this section. Allotments are to be made from this appropriation under the provisions of G.S. 143-12, or such statute as may be applicable.	1,350,000	1,350,000

	1969-70	1970-71
Salary Increases of State Employees Subject to the Personnel Act	$ 8,557,890	$17,566,623
Salary Adjustments of State Employees	1,636,677	2,397,676
Subtotal-General Government	$52,046,818	$67,047,955
PUBLIC SAFETY AND REGULATION		
The Adjutant General:		
1. Adjutant General's Office	$ 1,052,970	$ 1,074,583
2. Armory Commission	41,350	42,000
State Civil Air Patrol	19,607	19,617
State Civil Defense Agency	201,282	205,276
Department of Motor Vehicles:		
1. Automobile Drivers' Financial Responsibility Program	733,364	689,695
Utilities Commission	613,913	620,063
Insurance Department:		
1. Insurance Department	1,052,530	1,090,730
2. State Property Fire Insurance Fund	250,000	250,000
3. Firemen's Relief Fund	1,750	1,750
4. Building Code Council	3,808	3,808
Department of Labor	959,299	973,916
Industrial Commission	518,476	525,345
State Board of Alcoholic Control	933,181	899,229
Department of Agriculture:		
1. Gasoline and Oil Inspection Service	150,508	154,146
	$ 6,532,038	$ 6,550,158
CORRECTION		
North Carolina Board of Juvenile Correction:		
1. General Administration	$ 149,076	$ 150,780
2. Stonewall Jackson Training School	863,908	896,214
3. State Home and Industrial School for Girls-Samarcand Manor	844,234	864,504
4. Morrison Training School	954,736	978,879
5. Eastern Carolina Training School	615,691	646,240
6. State Training School for Girls-Dobbs Farm	583,511	629,633
7. Leonard Training School	695,736	725,578
8. Juvenile Evaluation Center	1,129,664	1,179,423
9. C. A. Dillon School	438,942	471,813
Fugitives from Justice	6,500	6,500
Department of Correction	19,031,191	21,703,760
Probation Commission	2,841,254	3,175,545
Board of Paroles	1,255,300	1,305,257
Subtotal-Correction	$29,409,743	$32,734,126
PUBLIC WELFARE		
Department of Public Welfare:		
1. Department of Public Welfare	$21,913,895	$25,061,226
2. Child Welfare and Day Care Services	1,484,652	1,536,531
3. Local Confinement Facilities Improvement Fund	200,000	-
State Commission for the Blind	2,348,698	2,372,489
Department of Veterans Affairs:		
1. Department of Veterans Affairs	673,244	681,539
2. County Service Officers	94,000	94,000
Confederate Women's Home	82,709	84,390

	1969-70	1970-71
Oxford Orphanage	$ 62,250	$ 62,250
Junior Order Children's Home	55,000	55,000
Central Orphanage of North Carolina	86,000	86,000
Odd Fellows Home	11,000	11,000
Pythian Home	11,000	11,000
Alexander Schools, Inc.	40,000	40,000
Eliada Homes, Inc.	15,000	15,000
Boys Home of North Carolina, Inc.	10,000	10,000
Sipe's Orchard Home, Inc.	12,593	12,593
Subtotal-Public Welfare	$27,100,041	$30,133,018
EDUCATION		
Department of Public Instruction:		
1. Administration and Supervision	$ 1,317,382	$ 1,335,788
State Board of Education:		
1. Nine Months School Fund	405,760,024	432,303,589
2. State Board of Education	960,423	970,187
3. Vocational Education	15,534.229	17,308,983
4. Purchase of Free Textbooks	11,313,854	8,871,788
5. Vocational Textile School	215,103	160,663
6. Purchase of School Buses	3,435,071	3,435,071
7. Division of School Planning	302,244	309,275
8. Comprehensive School Improvement Project	793,553	795,898
9. Vocational Rehabilitation	1,928,092	1,939,921
10. Department of Community Colleges-Equipment	6,000,000	1,500,000
11. Instruction and Training for Trainable Mentally Handicapped Children	2,174,505	2,337,746
12. National Defense Education Program	256,515	262,119
13. Department of Community Colleges	33,154,469	40,159,316
14. Program of Education by Television	140,896	142,049
15. Advancement School	647,750	683,036
16. Professional Improvement of Teachers	611,849	612,741
17. Financial Assistance to Hospital Programs of Nursing Education	165,000	160,000
State Board of Higher Education:		
1. State Board of Higher Education	1,918,827	1,937,515
2. Reserves for Equalization and Improvement	5,769,456	2,657,354
3. State Education Assistance Authority	53,500	53,500
Department of Administration-Reserve for Educational Benefits-Children of Veterans	850,000	875,000
University of North Carolina (Consolidated):		
1. General Administration	1,266,342	1,295,022
2. University of North Carolina at Chapel Hill:		
a. University of North Carolina at Chapel Hill	22,328,114	24,276,089
b. Division of Health Affairs	8,991,124	10,709,811
3. North Carolina State University at Raleigh	17,482,757	19,255,561
4. University of North Carolina at Greensboro	7,458,192	8,076,090
5. University of North Carolina at Charlotte	3,343,117	3,920,710

	1969-70	1970-71
10. John Umstead Hospital	$ 5,998,878	$ 6,143,777
11. Murdoch Center	5,834,054	5,940,779
12. Caswell Center	5,393,839	5,596,020
13. Wright School	206,196	214,390
Advisory Council on Mental Retardation	215,541	219,550
North Carolina Orthopedic Hospital	844,885	858,894
North Carolina Cerebral Palsy Hospital	354,725	365,252
North Carolina Sanatorium System:		
1. General Administration	80,553	82,346
2. North Carolina Sanatorium	1,888,184	1,929,014
3. Western North Carolina Sanatorium	1,775,129	1,797,325
4. Eastern North Carolina Sanatorium	2,186,007	2,269,197
5. Gravely Sanatorium	881,943	897,939
North Carolina Cancer Institute, Inc.	26,000	26,000
Asheville Orthopedic Hospital	115,000	115,000
Subtotal-Health and Hospitals	$ 80,957,833	$ 84,261,529
NATURAL RESOURCES AND RECREATION		
Department of Conservation and Development:		
1. Department of Conservation and Development	$ 8,450,584	$ 8,108,893
2. Kerr Reservoir Development Commission-Nutbush Conservation Area	86,646	80,774
Department of Water and Air Resources	1,197,184	1,212,343
North Carolina National Park, Parkway and Forests Development Commission	11,292	11,306
Industrial Extension Service-North Carolina State University at Raleigh	332,090	346,080
Rural Electrification Authority	94,295	96,589
North Carolina Recreation Commission	170,867	174,168
Confederate Museum-Richmond, Virginia	200	200
Confederate Cemetary-Raleigh, North Carolina	350	350
Garden Clubs of North Carolina, Inc. - The Elizabethan Garden	5,500	5,500
Brevard Music Center	25,000	25,000
Subtotal-Natural Resources andRecreation	$ 10,374,008	$ 10,061,203
AGRICULTURE		
Department of Agriculture	$ 5,121,095	$ 5,174,996
Agricultural Experiment Station-North Carolina State University at Raleigh	6,084,897	6,400,824
Cooperative Agricultural Extension Service-North Carolina State University at Raleigh	5,586,891	5,858,384
State Soil and Water Conservation Committee	207,295	208,289
Subtotal-Agriculture	$ 17,000,178	$ 17,642,493
RETIREMENT AND PENSIONS		
Teachers' and State Employees' Retirement System:		
1. Administration	$ 699,703	$ 716,600
2. Pension Payments to Retired State Employees	367,000	339,000
Law Enforcement Officers' Benefit and Retirement Fund-Contrications from General Fund	25,000	25,000
North Carolina Firemen's Pension Fund	527,587	528,300
Pensions-Confederate Widows	31,842	28,392
Pensions-Widows of Governors	12,000	12,000
Subtotal-Retirement and Pensions	$ 1,663,132	$ 1,649,292

	1969-70	1970-71
East Carolina University	$ 9,622,034	$ 10,266,417
North Carolina Agricultural and Technical State University	3,950,311	4,197,369
Western Carolina University	4,596,994	5,064,939
Appalachian State University	5,547,407	5,959,208
Pembroke State College	1,534,044	1,695,421
Winston-Salem State College	1,710,007	1,777,785
Elizabeth City State College	1,307,374	1,326,152
Fayetteville State College	1,241,780	1,288,654
North Carolina College at Durham	3,638,571	3,871,979
Asheville-Biltmore College	1,350,024	1,346,261
Wilmington College	1,504,756	1,620,829
North Carolina Board of Science and Technology	636,952	639,557
North Carolina School for the Deaf	1,797,909	2,151,293
Eastern North Carolina School for the Deaf	838,099	1,190,016
The Governor Morehead School	1,861,884	1,571,034
Student Loan Funds:		
1. Medical Care Commission-Medical Education	400,000	400,000
2. State Board of Education-Teacher Education	1,000,000	1,000,000
Department of Archives and History	1,237,580	1,262,970
Tryon Palace-Department of Archives and History	147,132	151,402
State Library:		
1. Library	397,452	405,912
2. State Aid to Public Libaries	920,827	922,879
North Carolina Museum of Art	337,485	337,052
North Carolina Symphony Society, Inc.	75,000	75,000
North Carolina School of the Arts	907,263	1,065,194
Old Salem, Inc.	62,500	62,500
Highlands Biological Station, Inc.	15,150	15,150
Moore's Creek Battleground Association	500	500
Subtotal-Education	$600,811,423	$636,010,295
NON-HIGHWAY TRANSPORTATION		
State Ports Authority	$ 237,872	$ 238,109
HEALTH AND HOSPITALS		
State Board of Health	$ 8,312,395	$ 8,489,078
Medical Care Commission	223,312	227,894
University of North Carolina:		
1. Memorial Hospital-Psychiatric Center	1,252,666	1,367,517
2. Memorial Hospital	7,507,316	7,954,316
Department of Mental Health:		
1. General Administration	5,500,753	6,180,292
2. Alcoholic Rehabilitation Center-Black Mountain	537,903	564,757
3. Alcoholic Rehabilitation Center-Butner	578,507	604,493
4. Alcoholic Rehabilitation Center-Greenville	537,903	564,757
5. Dorothea Dix Hospital	8,122,276	8,410,963
6. Broughton Hospital	6,793,719	7,068,594
7. Western Carolina Center	4,113,006	4,280,928
8. Cherry Hospital	7,658,008	7,945,384
9. O'Berry Center	4,019,135	4,147,073

	1969-70	1970-71
DEBT SERVICE		
Interest on Bonds	$ 5,994,222	$ 5,677,503
Redemption of Bonds	11,780,000	12,080,000
Landscrip Fund	7,500	7,500
Subtotal-Debt Service	$ 17,781,722	$ 17,765,003
TITLE XIX (MEDICAID)		
Reserve for Implementation of Title XIX	$ 3,850,000	$ 5,200,000
TOTAL-GENERAL FUND	$847,764,808	$909,293,181
HIGHWAY FUND		
GENERAL GOVERNMENT		
Salary Adjustments of Highway Fund Employees	$ 802,990	$ 1,052,167
Salary Increases of Highway Fund Employees	4,979,214	9,975,641
Subtotal - General Government	$ 5,782,204	$ 11,027,808
PUBLIC SAFETY AND REGULATION		
Department of Motor Vehicles	$ 22,258,020	$ 22,828,768
Transportation Inspection (Utilities Commission)	221,250	218,818
Gasoline Inspection Service (Department of Agriculture)	476,979	462,437
Coordinator, Governor's Highway Safety Program	1,662,973	1,763,953
Subtotal-Public Safety and Regulation	$ 24,619,222	$ 25,273,976
EDUCATION		
Driver Training and Safety Education	$ 2,552,114	$ 2,472,631
HIGHWAYS		
State Highway Commission:		
1. Merit Salary Increments	$ 2,622,276	$ 4,361,622
2. Reserve for Contingencies	500,000	500,000
3. General Administration	3,554,190	3,527,530
4. Engineering Administration and Supervision	7,693,524	7,639,433
5. State Maintenance and Construction:		
a. Primary System	39,067,644	42,067,644
b. Secondary System	55,135,288	57,135,288
c. Urban System	7,500,000	7,800,000
d. Public Service Roads	1,400,000	1,400,000
6. State Funds to Match Federal Aid Highway Planning Survey and Highway Planning Research	700,000	700,000
7. State Funds to Match Federal Aid Construction	45,700,000	45,700,000
8. State Aid to Municipalities	11,000,000	11,541,667
9. Employer's Contribution-Retirement	5,326,892	5,451,519
10. Employer's Contribution-Social Security	3,236,371	3,450,093
Subtotal-Highways	$183,436,185	$191,274,796

	1969-70	1970-71
DEBT SERVICE		
State Secondary Road Bond Interest and Redemption	$ 12,386,250	$ -
Bond Fund Act of 1965 Interest and Redemption	18,407,000	20,147,000
Highway Bond Anticipation Notes-Interest	1,200,000	-
Subtotal-Debt Service	$ 31,993,250	$ 20,147,000
TOTAL-HIGHWAY FUND	$248,382,975	$250,196,211
GRAND TOTAL ALL FUNDS	$1,096,147,783	$1,159,489,392

Special provisions with respect to Highway Fund: authorizes transfers and changes from merit salary increments, salary increases, and salary adjustments, to other operating appropriations with approval of Director of Budget; authorizes transfers and changes from reserve for contingencies to other operating appropriations with approval of Governor and Council of State; authorizes transfers and changes to and/or from Highways Title (as set out above) Items 3,4,5(a),(b),(c),(d), 6 and 7 with approval of Director except that items 5(a), (b),(c),(d), 6 or 7 cannot be reduced by more than 10%. In case revenues accruing to fund (exclusive of one cent gasoline tax for debt service) exceed the estimated revenues for each year of biennium ($213,350,000 for 1969-70 and $222,885,000 for 1970-71) the excesses may be allocated in next succeeding year by Director to increase the appropriations under Public Safety Title, (Items 3,4,5(a),(b) (c),(d), 6 and 7); increase in fund surplus from sources other than revenues may be allocated in next succeeding year by Director to increase the appropriations under said Titles and Items.

Appropriates from funds available in the various special funds sufficient amounts to carry on required activities, subject to provisions of the Executive Budget Act.

General Provisions: Provides that all insurance and all fidelity and surety bonds authorized for State departments, institutions and agencies be placed by Insurance Dep't costs to be paid by respective departments, etc.

Special Provisions: Provides that General Fund appropriations for Corrections Dep't. includes funds to be transferred to Dix and Cherry Hospitals and NC Sanatorium for care, custody, and treatment of criminally insane and tubercular prisoners, amounts to be determined by specified formula. Specifies details concerning use of appropriations to schools for deaf and training schools. Provides for disbursing of medical care and treatment appropriations on rates approved by Advisory Budget Comm'n. Prohibits diversion of funds appropriated to State Board of Education for additional teachers and/or for specified purposes. Director of Budget to require that Highway Fund and others designated budget as a line item sufficient funds to pay employer portion of retirement system contributions. No part of General Fund appropriation made as contribution to State retirement fund to be used as retirement or Social Security contributions for any State employee (1) who is paid from receipts of any State institution or agency (other than gifts or grants) deposited in any institutional funds for specific purpose of paying such employees; or (2) who performs duties for self-supporting operation or activity (as determined by Director of Budget), or (3) who performs duties for operation or activity not directly supported by General Fund appropriations. If salary is paid in part from General Fund, appropriations from General Fund to be used to pay employer's contribution to State retirement fund and social security in proportion to part of salary paid from General Fund. Intent of provision is to require employer's contributions to State retirement fund and Social Security for employees of institutions etc. described above to be paid from salary source. Authorizes departments, institutions and agencies to expendfrom appropriations made in Act funds to pay moving expenses of employees whose transfer is directed by employing agency, subject to regulations of Department of Administration, approved by Director of Budget. Authorizes allotment for each year of coming biennium of not to exceed $100,000, subject to recommendation of Advisory Budget Comm'n, for witchweed control program and not to exceed $50,000 for hog cholera indemnities. Expresses intent that new Community Colleges units (beyond those herein authorized) not be recommended without clear and urgent need, and construction contracts therefor not be let without available funds for related equipment. Provides that appropriations to Dep't of

Public Welfare for state aid to local jail facilities be disbursed under state plan developed by Dep't subject to Advisory Budget Commission approval.

Salaries and Wages: Authorizes Director of Budget to transfer to departments, agencies and institutions from appropriations for salary increases for State employees subject to Personnel Act sums needed to increase salaries in effect June 30, 1969 under established salary schedule, by 5% to each permanent full-time employee, commencing July 1, 1969 and an additional 5% commencing July 1, 1970. Increases to apply to salaries paid from special funds and non-tax sources, and budget allocations may be made out of special funds, if funds are made available by sponsoring agents. General Fund appropriation to pay its proportionate share of increases for positions supported partially by General Fund. Increases for employees paid from self-supporting activities to be contingent on availability of funds out of their receipts, as determined by Director of Budget. Increases not to effect automatic and/or merit increments, and not to apply to persons separated from State service whose last working day is prior to July 1, 1969. Maximum salary ranges of employees under Personnel Act to be increased by an amount equal to legislative salary increase.

Authorizes Budget Director to make transfers from General and Highway Fund Salary Adjustment appropriations for salary adjustments required by changes in the labor market that cause recruiting problems. Prohibits additional salary adjustments from lapsed salaries or excess salary increment funds. Authorizes discretionary increases permitted by Personnel Dep't as a result of range revisions to maximum of two-thirds (or all eligible, if agency has less than 25 appropriations-paid positions.)

Re-enacts and incorporates by reference Executive Budget Act (GS Ch. 143, Art. 2). Effective July 1, 1969.

S 19 Capital appropriations (Iden. H 19) — Appropriations
Introducer: L. Warren — Sent to APPROPRN.

"To make appropriations to provide capital improvements for State institutions, departments, and agencies."

Appropriates funds for construction or renovation of buildings and utilities, site acquisition, and equipment acquisition and installation at State institutions, departments and agencies, subject to detail in Vol. III of 1969-71 Budget, as follows (all details are included in the following digest other than breakdowns of "buildings and equipment", "roads, walks and parking", and similar details):

GENERAL FUND

GENERAL GOVERNMENT			
Department of Administration			$16,439,500
1. New Boiler and Accessories Central Heating Plant		$ 250,000	
2. Acquisition of Land, State Government		1,500,000	
3. General Renovations of Buildings		125,000	
4. Textbook and General Warehouse		1,530,000	
5. Additional Office and Laboratory Facilities for the State Board of Health		3,900,000	
6. Purchase of Land, Institutional	$ 4,540,000		
Less Federal Funds	230,500	4,309,500	
7. Renovate and Air Condition Facilities of Sanatorium System		1,825,000	
8. Museum of Art	10,000,000		
Less Private Gifts	7,000,000	3,000,000	
CORRECTION			
Stonewall Jackson Training School			172,000
1. Guttering and Roof Repairs on 17 Cottages and Administration Building		60,000	
2. Convert Boilers from Coal to Gas		22,000	
3. Laundry Building		90,000	
State Home and Industrial School for Girls			89,000
1. ConvertBoilers from Coal to Oil		19,000	
2. Re-roof Nine Building		25,000	
3. Renovate Water Treatment Plant		25,000	
4. Complete Electrical Distribution and Street Lights		20,000	
Morrison Training School			431,000
1. Convert Boilers from Coal to Oil		19,000	

2. Renovate Electrical Wiring and Plumbing		5,000	
3. Superintendent's Residence		19,500	
4. New Windows in Redd Cottage		7,500	
5. Cottage for 48 Students and 6 Staff Members		380,000	
Eastern Carolina Training School			$ 117,000
1. Convert Boiler from Coal to Oil		5,000	
2. Study Desks and Chest of Drawers		6,000	
3. Trench Silo for Beef Cattle		6,000	
4. Infirmary		100,000	
State Training School for Girls			61,500
1. Convert Boilers from Coal to Oil		9,000	
2. Study Desks and Chest of Drawers		2,500	
3. Connect Sewer to City Sewer System		50,000	
Leonard Training School			411,000
1. Academic and Vocational School Building		350,000	
2. Paved Area for Multipurpose Use		6,000	
3. Maintenance Shop Annex		55,000	
Juvenile Evaluation Center			1,102,000
1. Two Cottages to House 48 Students Each		710,000	
2. Cafeteria		392,000	
C. A. Dillon School			75,000
1. All-Weather Surfaced Walks and Drives		50,000	
2. Campus Lighting		25,000	
EDUCATION			
University of North Carolina (Consolidated)			825,000
1. Headquarters Building for Consolidated Offices		825,000	
University of North Carolina at Chapel Hill (Health Affairs)			2,940,000
1. Utilities and Site Improvements		438,000	
2. Replace Boiler, Main Steam Plant		1,500,000	
3. Medical Examiners Laboratory (Addition to Preclinical Facility)		720,000	
4. Animal Care Facility (Research Animal Farm) - School of Medicine		282,000	
5. Chapel - North Carolina Memorial Hospital	$ 253,000		
Less Gifts	253,000	-0-	
University of North Carolina at Chapel Hill (Academic Affairs)			844,000
1. Utilities and Site Improvements		844,000	
2. Special Collections Library Building	2,925,000		
Less Private Gifts	2,925,000	-0-	
North Carolina State University at Raleigh			2,836,000
1. Building Repairs, Utilities and Improvements		2,261,000	
2. Renovate Cobalt - 60 Source		25,000	
3. Equipment for Engineering Departments		400,000	
4. Elevator for General Laboratory Building		50,000	

University of North Carolina at Greensboro			255,000
1. Renovation and Extension of Campus Utilities and New Campus Lighting System		200,000	
2. Language Laboratory		55,000	
University of North Carolina at Charlotte			390,000
1. Campus Improvements		25,000	
2. Addition to Language Laboratory		70,000	
3. Expansion of Utilities		295,000	
4. Roads, Walks and Parking			
Parking Areas	275,000		
Less Self-Liquidating	275,000	-0-	
5. Union Building Expansion	1,530,000		
less Self-Liquidating	1,530,000	-0-	
East Carolina University			961,000
1. Air Condition Graham Classroom Building		90,000	
2. Renovate Electrical Distribution System		200,000	
3. Renovate Storm Sewer System		216,000	
4. Supplement to Elementary Education Laboratory School		400,000	
5. Eight All-Weather Tennis Courts		55,000	
6. Student Union	2,945,000		
Less Self-Liquidating	2,945,000	-0-	
North Carolina Agricultural & Technical State University			1,181,000
1. Renovate Noble Hall		220,00	
2. Renovate and Air Condition Graham Building		298,000	
3. Alteration and Expansion of Electrical System		500,000	
4. Additions and Replacement of Instructional, Laboratory and Library Equipment		163,000	
5. Renovate Scott Hall (Dormitory) Building	35,000		
Less Self-Liquidating	35,000	-0-	
6. Renovate New Vanstory Hall (Dormitory) Building	45,000		
Less Self-Liquidating	45,000	-0-	
7. Faculty and Married Student Housing	290,000		
Less Self-Liquidating	290,000	-0-	
8. Cafeteria Facility	1,600,000		
Less Self-Liquidating	1,600,000	-0-	
Western Carolina University			1,025,000
1. Water Storage Reservoir		175,000	
2. Fire and Ladder Trucks		50,000	
3. Alterations to Electrical Distribution System		250,000	
4. Addition to Sewage Treatment Plant		500,000	
5. Walks, Drives and Landscaping		50,000	
6. Faculty Housing	442,000		
Less Self-Liquidating	442,000	-0-	

7. One 600 Student Dormitory	2,040,000		
Less Self-Liquidating	2,040,000	-0-	
Appalachian State University			3,728,000
1. Expansion of Campus Water System		1,880,000	
2. Expansion of Steam Generating and Distribution System		1,400,000	
3. Equipment for Industrial Arts Building		68,000	
4. Air Condition Office Space in Duncan Hall		50,000	
5. Building Repairs		210,000	
6. Outdoor Campus Lighting		25,000	
7. Trash Handling Equipment		25,000	
8. Eight Tennis Courts		70,000	
9. Campus Development Parking Areas	75,000		
Less Self-Liquidating	75,000	-0-	
10. Food Service Facility	2,100,000		
Less Self-Liquidating	2,100,000	-0-	
Pembroke State College			2,337,000
1. Health and Physical Education Building and Swimming Pool		2,290,000	
2. Storm Sewers and Campus Drainage		17,000	
3. Campus Roads and Parking Area	41,000		
Less Self-Liquidating	11,000	30,000	
4. Renovate Jacobs and Wellons Halls for Women	105,000		
Less Self-Liquidating	105,000	-0-	
Winston-Salem State College			550,000
1. Addition to Library		400,000	
2. Renovate Carolina Hall		150,000	
Elizabeth City State College			58,000
1. Replace portions of Sanitary Sewer System		7,000	
2. Completion of Athletic Field		8,000	
3. Air Condition Classroom Building		28,000	
4. Bedroom Wing Addition to President's Home		15,000	
Fayetteville State College			165,000
1. Roads, Walks and Street Lighting		90,000	
2. Redestrian Railroad Underpass		75,000	
North Carolina College at Durham			795,000
1. Chemistry Building Completion		340,000	
2. Renovate Science Building		425,000	
3. Replace Underground Steam Line		30,000	
4. Repairs to Chidley Hall Bathrooms Building	50,000		
Less Self-Liquidating	50,000	-0-	
5. Athletic Field Improvements	800,000		
Less Self-Liquidating	800,000	-0-	
Asheville-Biltmore College			215,000
1. Renovate Science Building		50,000	
2. Extend Underground Electrical Distribution System		75,000	

3. Complete Unfinished Portion of Library		90,000	
Wilmington College			438,000
1. Expansion of Campus Water and Sewer System		258,000	
2. Complete Underground Primary Electrical Distribution System		75,000	
3. Renovate Present Library Space		50,000	
4, Walkways		10,000	
5. Natural Gas Main		15,000	
6. Physical Education Playing Field Fencing		30,000	
7. One 200 Student Dormitory	680,000		
Less Self-Liquidating	680,000	-0-	
North Carolina School for the Deaf			15,000
1. Convert Boiler No. 2		15,000	
Department of Archives and History			25,000
1. Exhibits for Chronological History and Transportation sections Archives-Library Building		25,000	
North Carolina School of the Arts			482,000
1. Renovate Threatre Facilities		300,000	
2. Renovate Former Kitchen and Dining Hall		132,000	
3. Enclose Stairways and Install Firedoors		10,000	
4. Buildings and Grounds Maintenance Shop		40,000	
NON-HIGHWAY TRANSPORTATION			
State Ports Authority			4,650,000
1. Open Berth - Wilmington Port		4,650,000	
HEALTH AND HOSPITALS			
Medical Care Commission			789,082
1. Aid to Community Mental Health Centers		545,082	
2. Aid to Community Mentally Retarded Facilities		244,000	
Department of Mental Health			500,000
1. Aid to Community Mentally Retarded Complexes		500,000	
Alcoholic Rehabilitation Center - Greenville			15,000
1. Air Conditioning Equipment		15,000	
Dorothea Dix Hospital			3,095,000
1. Improvements and Addition to McBryde Building		900,000	
2. Power Plant Improvements		160,000	
3. Air Condition and Improve Cherry Building		470,000	
4. Improvements to Wards 13, 103, 203 and 303		50,000	

5. Utility Line Improvements		75,000	
6. Waterproof Exterior of Certain Buildings		70,000	
7. Air Condition and Renovate Hoey Building		410,000	
8. Air Condition Certain Buildings		400,000	
9. Improvements and Air Conditioning of Wards 14, 104, 204, 304 and Dining Room Corridor		510,000	
10. Dobbin Infirmary Improvements		50,000	
Broughton Hospital			769,000
1. Elevator for Ward 30 and 31 Building		75,000	
2. Alterations and Additions to Jones Building		125,000	
3. Convert Farm Colony Building to Vocational Rehabilitation Domiciliary Unit	450,000		
Less Federal Funds	337,500	112,500	
4. Repaint Water Tank		7,500	
5. Improve Trash Collection		36,000	
6. Improvement to Underground Electrical Distribution System		50,000	
7. New Lighting for Dining Rooms and Food Preparation and Serving Areas		12,000	
8. New Windows, Lights and Rewiring - Center Section - Center Building		206,000	
9. New Furnaces for 120 Residences		145,000	
Western Carolina Center			291,500
1. Two Playgrounds with Toilets and Shelter		40,000	
2. Improve Trash Collection		16,500	
3. Air Condition Four "H" Buildings		150,000	
4. Sheltered Workshop Addition	239,000		
Less Federal Funds	179,000	60,000	
5. Emergency Generating Equipment		25,000	
Cherry Hospital			2,230,000
1. Air Condition Linville Building		40,000	
2. Furnishings for Quarters for 1000 Patients		140,000	
3. Minor Repairs to Richardson, Jones, Purser and C.I. Buildings		100,000	
4. Renovate Woodard Building		1,065,000	
5. Therapeutic Center		885,000	
O'Berry Center			325,000
1. Air Condition Two "B" Type Dormitories		300,000	
2. Security Fence		25,000	
John Umstead Hospital			465,000
1. Alteration to Electrical Distribution System		175,000	
2. Air Condition Buildings 52, 56, 57, 62 and 64		250,000	
3. Division of Large Ward Areas into one, Two and Three Bed Areas		40,000	

Murdoch Center			662,000
1. Alterations to Infirmary		62,000	
2. Renovate HTHW Distribution System - Phase I		300,000	
3. Air Condition Cottages		300,000	
Caswell Center			770,000
1. Air Condition McNairy Building		60,000	
2. Air Condition Cripples Children's Hospital #3 and #4		125,000	
3. Air Condition 16 Units - Colony Buildings		300,000	
4. Central Garage for Storing Trucks		37,000	
5. Renovate 8 Cottage Buildings for Children		40,000	
6. Replace Steam, Condensate, Hot and Cold Water Lines		170,000	
7. Fifteen Shade Areas for Play Courts at Colony Buildings		20,000	
8. New Deep Well		18,000	
North Carolina Orthopedic Hospital			30,000
1. Addition to Business Office		30,000	
Western North Carolina Sanatorium			240,000
1. Alterations to Power Plant and Boiler Replacement		240,000	
NATURAL RESOURCES AND RECREATION			
Department of Conservation and Development			379,000
Division of Travel and Promotion:			
1. Two Tourist Welcome Centers		240,000	
Division of Commercial and Sports Fisheries:			
1. Complete Concrete Dock - Morehead City		55,000	
Division of Forestry:			
1. Relocate Lookout Tower - Roaring Gap		20,000	
Division of State Parks:			
1. Bulkheads and Boardwalks			
Fort Macon State Park	75,000		
Less Federal Funds	37,500	37,500	
2. Water Supply Improvements - Overlook Area -			
Morrow Mountain State Park	28,000		
Less Federal Funds	14,000	14,000	
3. Central Water System -			
Duke Power State Park	85,000		
Less Federal Funds	42,500	42,500	
4. Enlarge Water Supply System -			
Pettigrew State Park	12,000		
Less Federal Funds	6,000	6,000	

Kerr Reservoir Development Commission			64,000
1. Elevated Water Tank and Well - Kimball Point	8,000		
Less Federal Funds	4,000	4,000	
2. Warehouse - Satterwhite Point		13,000	
3. Concession Stand - Kimball Point	12,000		
Less Federal Funds	6,000	6,000	
4. Twenty Tent and Trailer Sites - Kimball Point	22,500		
Less Federal Funds	11,250	11,250	
5. Twenty New Camp Sites - Hibernia Park	7,500		
Less Federal Funds	3,750	3,750	
6. Toilet Building - Hibernia Park	7,000		
Less Federal Funds	3,500	3,500	
7. Ranger Residence - Nutbush Bridge		15,000	
8. 300 Picnic Tables - All Areas	10,000		
Less Federal Funds	5,000	5,000	
9. Playground Equipment - All Areas	5,000		
Less Federal Funds	2,500	2,500	
Department of Water and Air Resources			1,000,000
1. Matching Funds for Water Resources Development Projects	10,000,000		
Less Federal and Local Funds	9,000,000	1,000,000	
AGRICULTURE			
Department of Agriculture			100,000
State Fair:			
1. Repairs to Dorton Arena		100,000	
Agricultural Experiment Station - North Carolina State University			619,500
1. Greenhouses - Kent Road Sites		575,000	
2. Swine Facility - Central Crops Research Station		44,500	
TOTAL - GENERAL FUND			$55,957,082

HIGHWAY FUND

PUBLIC SAFETY AND REGULATION			
Department of Motor Vehicles			105,000
1. Garage for Troop "C" Headquarters - Raleigh		105,000	
HIGHWAYS			
Highway Commission			350,000
1. Reserve for Capital Improvement Projects		350,000	
TOTAL - HIGHWAY FUND			$455,000

WILDLIFE RESOURCES FUND

NATURAL RESOURCES AND RECREATION

Wildlife Resources Commission		140,000
1. Construction and Development of Boating Access Areas	40,000	
2. Purchase of Land for Wildlife Management Areas	50,000	
3. Purchase of Boating and Fishing Access Areas	20,000	
4. Concrete Dam - Intake Structure and Water Line for Basin Creek - U.S. Park Service Land, Wilkes County	30,000	
TOTAL -WILDLIFE RESOURCES FUND		140,000
GRAND TOTAL ALL FUNDS		$56,552,082

General Provisions: Funds to be disbursed on warrants drawn by State Disbursing Officer but not until requisition has been approved by Director of Budget in compliance with Executive Budget Act. Official who votes for or aids in spending more money for improvements than is appropriated may be removed from office by Governor. Additional moneys received from federal grant or other source to aid in financing the cost of any of the capital improvements may be placed by State Treasurer in same or separate fund, and to extent permitted by terms of grant, shall be disbursed in same manner and for same purposes mentioned in act. Appropriations for student housing not to exceed $3,400 per student to be housed. Director of Budget may make transfers and changes between appropriations made in act, within appropriations made to each separately named agency or institution, to provide changes to permit completion of projects as described in appropriation and detailed in Vol. III of Budget. Governor and Advisory Budget Comm'n may, on request of agency or institution, delete any project in act and substitute another therefor. Advisory Budget Comm'n may, on request of agency or institution, authorize increase or decrease in size or scope of any project authorized in act, within available funds. Equipment funds are not subject to transfer into construction accounts unless authorized by Advisory Budget Comm'n, but equipment funds may be expended under construction accounts to the amount required for fixed equipment attached to building for which intended. Intent of act is that projects be completed (including equipment and furnishings) within limits of appropriations and authorizations herein. Construction of all projects enumerated in act to be begun by December 31, 1970, or appropriation shall revert, and no transfer to other projects shall be allowed. Unencumbered balances in Capital Improvement Funds of 1959, 1961, 1963 and 1965 to revert to General Fund on December 31, 1968. (December 31, 1970 deadline may be extended when, in the opinion of Governor and Advisory Budget Comm'n, justified.) Institutions and agencies may apply to any federal agency for grants-in-aid for construction of projects mentioned in act, and receive and expend grants in accordance with terms of grant and State law; Advisory Budget Comm'n and Dep't of Administration to be furnished advance copies of all requests for federal funds, to be kept current. Makes it incumbent on State institutions of higher learning to apply for federal aid for projects covered in this Act; participating Federal aid not to enlarge project but to replace State funds, which shall be placed in Higher Education Reserve Fund for use at discretion of Governor and Advisory Budget Comm'n to fund additional academic facilities (for projects detailed in Vol.III of Budget); advance

copies of all requests for Federal funds to be furnished Comm'n and Dep't of Administration. Provides that $1,825,000 appropriation to Dep't of Administration for air condition and renovation of Sanitarium System shall be allocated as determined by Governor and Advisory Budget Comm'n for purpose intended and based on ultimate use. Authorizes consturction and furnishing of new State Art Museum Building: authorizes SL 1967-Ch. 1142 appropriation of $10 mil. threrfor plus $3 mil. appropriated in this Act; states intent that said $3 mil. be used with non-state funds received for such purposes; use of said $3 mil. to be as requested by State Art Museum Building Comm'n subject to approval of Governor and Advisory Budget Comm'n; provisions of this Act concerning reversions not to apply to this appropriation.

G41
25:1969/6
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 6 -29- WEDNESDAY, JANUARY 22, 1969

PUBLIC BILLS INTRODUCED

H 21 (Joint Resolution) Memorializing Mrs. Gardner (Iden. S 11) MISC. RES.
Introducers: Falls and others Passed and sent to SENATE

"Honoring the memory of an active and gracious lady, Mrs. O. Max Gardner." As title indicates.

H 24 Immunity for reporting cancer GS 130
Introducer: Roberson Sent to JUDIC 1

"To extend the immunity for reporting cancer to employees of physicians, pathologists, hospitals and other medical facilities." Amends GS 130-184.2 to add the employees of physicians and pathologists and the administrators, officers and employees of all medical facilities, health dep'ts, and homes for the aged to the list of those immunized from civil or criminal liability for reporting cancer to the Central Tumor Registory (also added in this amendment), to a local health director, or to the State Board of Health.

H 26 War vets' childrens' scholarships GS 165
Introducer: Strickland Sent to EDUCATN

"To amend Article 4 of Chapter 165 of the General Statutes so as to authorize scholarships for children of war veterans to be awarded for private educational institutions as well as state institutions." Amends G. S. 165-20, -21 and-22.1 as title indicates. Defines private educational institution as privately owned or nongovernmental institution of higher learning operated in State offering course of instruction at college level. Authorizes Dep't of Veterans Affairs to require reports of private educational institutions under GS Ch. 165.

LOCAL BILLS INTRODUCED

H 22 Scotland Neck school unit Halifax
Introducer: Gregory Sent to EDUCATN

"To improve and provide public schools of a higher standard for the residents of Scotland Neck in Halifax County, to establish the Scotland Neck administrative unit, to provide for the administration of the public schools in said administrative unit, to levy a special tax for the public schools of said administrative unit, all of which shall be subject to the approval of the voters in a referendum or special election." Directs town governing authority to call special election within 10 days after ratification of act on establishment of school unit and on levy of supplemental tax not to exceed fifty cents on each $100 of assessed value of property to provide for purposes indicated in title.

H 23 School land conveyance GREENE
Introducer: Lilley Sent to EDUCATN

"Authorizing the Board of Education of Greene County to convey property to the Board of Commissioners of Greene County." Authorizes education board to convey (with or without consideration) described property in Snow Hill to board of commissioners.

H 25 School board appointment COLUMBUS
Introducers: Soles and Williamson Sent to EDUCATN

"To fill the vacancy on the Columbus County Board of Education and to appoint a member to said Board." Appoints Guy W. Freeman of Chadbourn to unexpired term of Worth D. Williamson, to April 1969, and thereafter to a two-year term until April 1971.

SENATE AND HOUSE CALENDAR ACTION JAN.22,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 8 (J.RES.) STONE FUNERAL. RATIFIED SESSION LAWS RES 3.
#S. 10 (J.RES.) GREENSBORO JAYCEES. RATIFIED SESSION LAWS RES 4.
#H. 1 HOUSE PHONES AND STAMPS. RATIFIED SESSION LAWS RES 2.
H. 2 (J.RES.) HONORING SPILMAN. S-REPT FAV.
H. 21 (J.RES.) MEMORIALIZING MRS. GARDNER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 24 IMMUNITY FOR REPORTING CANCER. H-REF TO COM ON JUDIC 1.
H. 26 WAR VETS' CHILDREN'S SCHOLARSHIPS. H-REF TO COM ON EDUCATN.

LOCAL BILLS

H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. H-REF TO COM ON EDUCATN.
H. 23 (GREENE) SCHOOL LAND CONVEYANCE. H-REF TO COM ON EDUCATN.
H. 25 (COLUMBUS) SCHOOL BOARD APPOINTMENT. H-REF TO COM ON EDUCATN.

****

The President announced appointment of the following Senators to the Committee on Local Government: J. White, Chairman; McGeachy, Vice Chairman; Penn, Vice Chairman; Bagnal; Bowles; Johnson; Maxwell; Patterson; S. Warren and Wilkie.

The President announced appointment of the following Senators to the Committee on Constitution: Allsbrook, Chairman; Staton, Vice Chairman; Boger; Briggs; Burney; Currie; Edwards; Gurganus; McGeachy; Nielson; Robinson; Sapp and J. White.

The President announced appointment of the following Senators to the Committee on Agriculture: MacLean, Chairman; Bowles, Vice Chairman; Wood, Vice Chairman; Coggins; Griffin; Johnson; Joyner; Larkins; Robinson; Scott; V. White and Wilkie.

The Speaker announced appointment of the following Representatives to the Constitutional Amendments Committee: Andrews, Chairman; Martin, Vice Chairman; Strickland, Vice Chairman; Beard; Billings; Boshamer; Britt; Clark; P. Godwin; Mayfield; McDaniel; W. Penny; Rhyne; Ridenour; Rose; Soles; Stevens; H. Taylor and Warlick.

The Speaker announced appointment of the following Representatives to the Higher Education Committee: Leatherman, Chairman; Church, Vice Chairman, Stanford, Vice Chairman; Andrews; H. Campbell; Carson; Coble; P. Godwin; Harkins; Holshouser; McDaniel; Messer; Penton; Phillips; Rountree; Snead; Stevens; Tolbert; Twiggs and Vogler.

The Speaker announced appointment of the following Representatives to the Education Committee: Tart, Chairman; Beatty, Vice Chairman; Roberson, Vice Chairman; Auman; Beam; Billings; Boger; Boshamer; Chase; Covington; Everett; Fenner; Frye; Haynes; J. Johnson; R. McMillan; Moore; Paschall; Payne; W. Penny; L. Ramsey; Rose; Royall; Speed; Warlick and Watkins.

The Speaker announced appointment of the following Representatives to the Local Government Committee: L. Ramsey, Chairman; Fenner, Vice Chairman-Local Legislation; Harkins, Vice Chairman-General Legislation; Bumgardner; Carson; Harris; Hege; Hofler; J. Johnson; A. Jones; R. Jones; Love; Martin; Mauney; McKnight; McMichael; Mitchell; Reid; Short; Tolbert; Vogler; Watkins and Wills.

Next sessions of Senate and House: 12 noon, Thursday, January 23, 1969.

#

SUMMARY OF LEGISLATIVE MESSAGE OF THE GOVERNOR

Delivered at a Joint Session of the General Assembly
of North Carolina at 12:30 p.m. January 22, 1969.

Governor Robert W. Scott presented the broad outlines of his program today to the General Assembly in a 20-page legislative message which laid special stress on intergovernmental relations, public and higher education, law and justice, and state employees. The principal topics of the message, and the specific recommendations thereunder, were as follows:

Intergovernmental Relations: Will recommend later a new department of state government to assist local governments and provide federal liaison -- a service (not regulatory) organization. Will recommend a state reserve fund for matching federal grants.

Public Education: Strengthen policy position of State Board of Education by empowering it to appoint State Superintendent and to adopt criteria for school mergers and consolidations. Encourage local governments to provide basic minimum participation in public education financing, and provide state incentive funds to match additional local support. Make major instructional program alterations, including public kindergartens; increase occupational guidance and training; help improve teacher quality by taking "meaningful strides toward paying teachers the national salary average"; and provide more flexible and extensive school bus service, including urban and suburban children.

Higher Education: Favors extension of University system to include Wilmington and Asheville-Biltmore Colleges, in order to help channel expansion away from already crowded campuses. Recommends special study to consider state-wide student assistance program, as a means of aiding private colleges. Notes needs for strengthening faculty salaries in state-supported institutions, for training more people in medically related areas, for upgrading library facilities, and for expanding role of traditionally Negro institutions.

Community Colleges, Technical Institutes: Suggests greater emphasis on vocational opportunities in the community colleges and technical institutes, in coordination with public schools.

Law and Justice: Defines the task of the state as maintaining public order while upholding the rule of law and pursuing the goal of justice for all citizens. Immediate proposals: establish police information network; strengthen local government authority to deal with civil disorders; specify responsibilities and authority of public education administrators to deal promptly with disruptive activities; insist on equal treatment by agencies of the law and equal protection; explore recommendations for public defender system; strengthen SBI; consider ultimate development of police academy, and make fuller interim use of existing training programs; examine a merger of Prisons, Probations and Paroles Departments through a study commission.

Good Neighbor Council: Continue Council, with functions divided between a part-time Chairman and full-time Director, with the latter to help expand the work of the Council beyond mediation into examination of existing state and local governmental practices. Help strengthen minority confidence in government by appointing more minority group members to state and local offices.

Transportation: Will propose changes in State Highway Commission, including enlargement of membership. Intimates need for more highway spending, including an arterial system to move people through urban centers and link urban centers with less populated areas. Suggests more attention to water transportation and to airports.

State Employees: Favors state employee salary increases, increased per diem allowances for travel, time-and-one-half for emergency services, and new retirement benefits. Recommends study of establishing a longevity and cost-of-living index in the state salary schedule, and of hospital and medical insurance.

Natural Resources: Will move to a position of leadership in marine science, and support other programs of natural resources conservation.

Health and Welfare: Recommends implementation of Medic-aid.

Mental Health: Recommends a diagnostic center for mentally retarded infants, and notes need for attention to shortages in trained manpower in mental health and health-related professions.

Cultural Affairs: Recommends state encouragement and assistance to local cultural programs.

Parks and Recreation: Recommends continued gradual expansion of park system, and specifically recommends consideration of enabling legislation for a state zoo.

Auto Liability Insurance: Recommends a study commission to make a comprehensive study of the problem of spiralling auto insurance rates and its sources.

Senior Citizens: Will recommend a tax rebate plan to provide tax relief for citizens over 65 years old.

Additional special messages on these and other matters will be presented during the session.

G41
25:1969/7
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh
N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 7 -33- THURSDAY, JANUARY 23, 1969

PUBLIC BILLS INTRODUCED

S 22 Service men under 21-voting — CONSTITUTION
Introducer: Poovey — Sent to CONSTUTN

"To amend Article VI of the Constitution of North Carolina, so as to permit members of the Armed Forces of the United States to vote, regardless of age, while serving outside the United States or its possessions." Adds to §1 of Art. VI of the N.C. Constitution provision to allow members of Armed Forces under 21 years of age serving outside U.S. and its possessions to vote in elections in this State if otherwise qualified to vote in State. Provides that amendment shall be voted upon at next general election. Sets out ballot form, and specifies duties of Governor to certify and Secretary of State to enroll amendment.

*****

H 27 (Joint Resolution) Honoring J. Wilbur Bunn — MISC. RESOLUTION
Introducers: H. Taylor and others — Passed and sent to Senate

"Honoring the life and memory of J. Wilbur Bunn, former member of the General Assembly." As title indicates.

H 28 (Joint Resolution) Honoring Statesville H. S. Band — MISC. RESOLUTION
Introducers: Boger and Tolbert — Passed and sent to Senate

"Honoring the Statesville Senior High School Band." As title indicates.

H 29 Non-jury divorce actions — GS 50
Introducer: R. Jones — Sent to JUDIC 2

"To amend G. S. 50-10 so as to permit non-jury trials of divorce actions when service is by publication." Permits non-jury trials in divorce actions based on separation, where defendant served by publication, but does not apply to pending litigation.

H 30 Law officers' income tax exemption — GS 105
Introducer: DeBruhl — Sent to FINANCE

"To amend Chapter 105 of the General Statutes, relating to income tax, so as to exclude from gross income certain local law enforcement officers' retirement benefits." Purports to amend GS 105-14(b)(13) (apparently intends to amend GS 105-141(b)(13)) to exclude from gross income (for income tax purposes) lump sum or monthly payments of retirement benefits for law enforcement officers under control of N.C. cities and counties. Effective, and applicable to all taxable years beginning, on or after January 1, 1969.

H 31 Receipt of unordered merchandise — GS 25
Introducer: Paschall — Sent to JUDIC 1

"Relating to the receipt of unordered merchandise so as to provide that the recipient thereof is not liable for the payment thereof." Provides that in any action for return of merchandise or for payment for merchandise, it is complete defense that merchandise was delivered unsolicited. Provides that recipient shall be entitled to keep such merchandise. Provides that not meant to extend to TV or radio stations, or publisher or printer of newspaper, magazine, or other printed advertising, who broadcast or publish an advertisement for the offer to sell. Effective July 1, 1969.

H 32 Passing at railroad intersections — GS 20
Introducer: Carson — Sent to JUDIC 1

"To modify the motor vehicle restrictions pertaining to passing at railroad intersections." Amends GS 20-150(c) to prohibit drivers of vehicles from passing other vehicles proceeding in same direction at all railway grade crossings (now "steam or electric" railways only).

H 33 Speeding to avoid apprehension — GS 20
Introducer: Mohn — Sent to HY SAFTY

"To amend Chapter 20, Article 2, of the General Statutes of North Carolina by adding thereto new subsections designated G. S. 20-17(9) and G.S. 20-19(h) increasing the penalty for excessive speed to avoid apprehension by a peace officer." Adds new GS 20-17(9) to require mandatory revocation of operator's or chauffeur's license for persons convicted for speeding over 80 miles per hour while attempting to avoid apprehension by peace officer. Adds new GS 20-19(h) to provide that period of suspension for licenses suspended under GS 20-17(9) shall be three years.

H 34 Historic Murfreesboro funds — APPROPRIATIONS
Introducer: Jernigan — Sent to APPROPRN

"To appropriate funds for historic preservation in the Town of Murfreesboro." Appropriates $50,000 to Dep't of Archives and History for historic preservation in Murfreesboro.

LOCAL BILLS INTRODUCED

S 20 Peace Officers' Association — FORSYTH
Introducers: Nielson and Bagnal — Sent to LOC GOVT

"To amend Chapter 272 of the Public-Local Laws of 1929 so as to increase the salary of the Secretary of the Winston-Salem and Forsyth County Peace Officers' Protective Association from twenty-five dollars to fifty dollars per month." As title indicates, retroactive to January 1, 1968.

S 21 School board at-large election (Iden. H 35) ONSLOW
Introducer: Ellis Sent to EDUCATN

"To rewrite Chapter 630, Session Laws of 1967, so as to provide for the at large nomination and election of members of the Board of Education of Onslow County." Rewrites cited act to provide for at-large nomination and election, conducted in same manner and under same laws as elections for county officers, as provided in GS Ch. 163, of Onslow School Board (now stand from designated townships). Continues seven-member board, with staggered terms, and 1970 election to fill terms of those members whose terms then expire.

* * * * *

H 35 School board at-large election (Iden. S 21) ONSLOW
Introducers: Mohn and Ragsdale Sent to LOC GOVT

"To rewrite Chapter 630, Session Laws of 1967, so as to provide for the at large nomination and election of members of the Board of Education of Onslow County." Identical with S 21, digested immediately above.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 22 SERVICE MEN UNDER 21 VOTING. S-REF TO COM ON CONSTUTN.
H. 2 (J.RES) HONORING SPILMAN. S-PASSED 2ND & 3RD READINGS.
H. 21 (J.RES) MEMORIALIZING MRS. GARDNER. S-REF TO COM ON RULES.
H. 27 (J.RES) HONORING J. WILBER BUNN. H-PASSED 2ND & 3RD READINGS: H-SENT TO SENATE: S-PASSED 2ND & 3RD READINGS.
H. 28 (J.RES) HONORING STATESVILLE H.S. BAND. H-PASSED 2ND & 3RD READINGS: H-SENT TO SENATE.
H. 29 NON-JURY DIVORCE ACTIONS. H-REF TO COM ON JUDIC 2.
H. 30 LAW OFFICERS' INCOME TAX EXEMPTION. H-REF TO COM ON FINANCE.
H. 31 RECEIPT OF UNORDERED MERCHANDISE. H-REF TO COM ON JUDIC 1.
H. 32 PASSING AT RAILROAD INTERSECTIONS. H-REF TO COM ON JUDIC 1.
H. 33 SPEEDING TO AVOID APPREHENSION. H-REF TO COM ON HY SAFTY.
H. 34 HISTORIC MURFREESBORO FUNDS. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 20 (FORSYTH) PEACE OFFICERS' ASSOCIATION. S-REF TO COM ON LOC GOVT.
S. 21 (ONSLOW) SCHOOL BOARD AT-LARGE ELECTION. S-REF TO COM ON EDUCATN.
H. 35 (ONSLOW) SCHOOL BOARD AT-LARGE ELECTION. H-REF TO COM ON LOC GOVT.

****

The President announced appointment of the following Senators to the Judiciary No. 1 Committee: Ellis, Chairman; Allsbrook, Vice Chairman; Gurganus, Vice Chairman; Bailey, Bryan, Burney, Currie, McGeachy, Nielson, Penn, S. Warren, L. Warren.

The President announced appointment of the following Senators to the Judiciary No. 2 Committee: Boger, Chairman; Folger, Staton, Vice Chairmen; Briggs, Edwards, Kirby, Patterson, Reed, Robinson, Sapp, J. White.

The President announced the appointment of the following Senators to the Committee on Education: Evans, Chairman; Bowles, S. Warren, Vice Chairmen; Allen, Bagnal, Flaherty, Henley, James, Johnson, Norton, Patterson, Staton, Wilkie.

The Speaker announced appointment of the following Representatives to the Agriculture Committee: Speed, Chairman, Everett, , Vice Chairmen; Auman, Barbee, Barker, Beard, Bostian, Burrus, Chase, Covington, Culpepper, Eagles, H. Johnson, Lilley, Moore, Payne, Roberson, Stanford, Tart, H. Taylor, Tolbert, Troxell, Whitley, Williamson.

The Speaker announced appointment of the following Representatives to the Banks and Banking Committee: Eagles, Chairman; Gentry, Hofler, Vice Chairmen; Barker, Blake, Church, Clark, Covington, DeBruhl, Frye, Green, Gregory

R. Godwin, Holshouser, Mayfield, Mills, Ridenour, Roberson, Stevens, Stewart, Warlick, Wills.

The Speaker announced appointment of the following Representatives to the Insurance Committee: J. Ramsey, Chairman; Collins, Ragsdale, Vice Chairmen; Beam, Boshamer, Carter, Euliss, Harkins, A. Jones, Kincaid, McFadyen, McKnight, McMichael, Mitchell, Reid, Rhyne, Rose, Short, Snyder, Soles, C. Taylor.

The Senate adopted the following four unnumbered, new rules:

1. Provides that during the session of the General Assembly, the Sergeant-at-Arms of the Senate is custodian of, and responsible for, all personal property assigned to the Senate, subject to Rules Comm. approval, and specifies post-session handling.

2. Provides that in session, Sergeant-at-Arms is responsible to Senate for maintenance, installations, repairs, etc. to physical plant, telephones and utilities, and all property, in Senate area of Legislative Building, subject to Rules Committee approval.

3. Provides that all administrative rules, regulations and orders involving persons employed for Senate, other than those appointed by Principal Clerk and Sergeant-at-Arms, to be first approved by Committee on Rules.

4. Provides Principal Clerk may employ and supervise all persons necessary to carry out duties of his office.

Next sessions of Senate and House: 10:00 a.m., Friday, January 24, 1969.

#

G41
25:1969/8
C.2

North Carolina State Library
Raleigh

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

S 23 Assessment Board joint appeals — GS 105
Introducer: Ellis — Sent to JUDIC 1

"To authorize joint appeals from the several boards of equalization and review to the State Board of Assessments." Amends GS 105-275(3) to permit taxpayers and ownership interests to take joint appeals, from the county level to the State Board of Assessment -- i.e., all owners of a single tract, or all objections of a single taxpayer regardless of number of tracts. (Now joint appeals permitted only by consent of Board.) Amends GS 105-329 to the same effect, with respect to appeals from the board of equalization and review.

S 24 Rhododendron Festival funds — APPROPRIATIONS
Introducer: Dent — Sent to APPROPRN

"To appropriate annually the sum of $3000.00 to the North Carolina Rhododendron Festival on Roan Mountain in Mitchell County during the next biennium." As title indicates.

* * * * *

H 37 Presidential electors' obligation — GS 163
Introducer: Carson — Sent to ELECTION

"To amend Chapter 163 of the General Statutes so as to set forth the fiduciary duties of presidential electors and provide that a violation of such trust shall be a felony." Adds new GS 163-213 setting forth fiduciary obligation of presidential electors to cast vote for political party nominating them. Permits release of electors from voting obligation by party Presidential and VP candidates in written verified release delivered to Governor by noon of second Wednesday in December; Governor to notify electors of release. Released electors have discretionary vote; otherwise violation of trust in voting is a felony punishable in discretion of court. Burden of proving release (as defense) on elector.

LOCAL BILLS INTRODUCED

H 36 Mt. Holly council size
Introducer: Stewa rt

GASTON
Sent to LOC GOVT

"To amend the charter of the City of Mount Holly so as to create a city council consisting of five members." Enlarges the city council to five members (now four) to serve four-year terms. Provides for three members to be elected at regular municipal election in 1969, and in subsequent biennial municipal elections, as many members as there are terms expiring.

SENATE AND HOUSE CALENDAR ACTION JAN. 24, 1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by #.

PUBLIC BILLS

S. 23 ASSESSMENT BOARD JOINT APPEALS. S-REF TO COM ON JUDIC 1.
S. 24 RHODODENDRON FESTIVAL FUNDS. S-REF TO COM ON APPROPRN.
H. 37 PRESIDENTIAL ELECTORS' OBLIGATION. H-REF TO COM ON ELECTION.

LOCAL BILLS

H. 36 (GASTON) MT. HOLLY COUNCIL SIZE. H-REF TO COM ON LOC GOVT.

****

The President announced appointment of the following Senators to the Committee on Mental Health: Penn, Chairman; Larkins, Vice Chairman; Allsbrook, Coggins, Evans, Flaherty, Joyner, Poovey, Scott, V. White, Wilkie.

The President announced appointment of the following Senators to the Committee on Public Welfare: Gurganus, Chairman; Evans, Vice Chairman; Allen, Bowles, Henley, James, Joyner, Larkins, Murrow, West.

The President announced appointment of the following Senators to the Committee on Public Health: James, Chairman; Evans, Vice Chairman; Henley, Vice Chairman; Boger, Johnson, Joyner, Norton, Poovey.

The Speaker announced appointment of the following Representatives to the Manufacturers and Labor Committee: Messer, Chairman; A. Jones, Vice Chairman; Twiggs, Vice Chairman; Royall, Vice Chairman; Beatty, Clark, DeBruhl, Hege, Hicks, Jemison, H. Johnson, Mauney, Mayfield, McKnight, W. Penny, Quinn, Snyder, Speed, Speros, Wills.

The Speaker announced appointment of the following Representatives to the Conservation and Development Committee: Jernigan, Chairman; Beatty, Vice Chairman; Burrus, Vice Chairman; Bryan, Vice Chairman; Roberson, Vice Chairman; Auman, Barker, Barr, Coble, Culpepper, Garner, Green, Gregory, Everett, Hege, R. Jones, Kincaid, Lilley, Love, Mauney, McKnight, A. McMillan, Mills, Moore, Paschall, Rose, Snead, Speros, Stevens, Whitley, Wills.

The Speaker announced appointment of the following Representatives to the Roads Committee: Mills, Chairman; Bumgardner, Vice Chairman; Culpepper, Vice Chairman; Gentry, Vice Chairman; Jernigan, Vice Chairman; Barker, Barr, Billings, Blake, Bradley, Burrus, DeBruhl, Falls, Fenner, Garner, Green, Hicks, Lelley, Mohn, Payne, L. Ramsey, Rose, Royall, Speed, Vogler.

Note the following additions and changes in House Committees:

Appropriations - Add Falls, Vice Chairman; add Gentry; delete Roberson.

Banks and Banking - Add Paschall, Vice Chairman.

Agriculture - Add McFadyen, Vice Chairman.

Finance - Add Roberson.

Next Sessions of Senate:

9:30 a.m., Saturday, January 25, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, January 27, 1969.

Next Sessions of House:

10:00 a.m., Saturday, January 25, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, January 27, 1969.

#

G41
25:1969/9
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh
N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, January 25, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

H 38 (House Resolution) County consolidation study — STUDY COMMISSION
Introducer: Baugh — Adopted

"Referring a study on consolidation of counties to the House sub committee on personnel and long-range planning." Directs cited sub-committee to study feasibility of consolidating counties or creating new counties. Authorizes payment of travel and subsistence expenses to sub-committee members.

H 39 (Joint Resolution) Honoring Brooks — MISC. RES.
Introducer: Campbell — Passed and sent to Senate

"Honoring the memory of a distinguished servant of the people of North Carolina, Dr. Fredrick P. Brooks." As title indicates.

H 41 Jury exemption, persons over 65 — GS 9
Introducer: Carter — Sent to COURTS

"To amend Chapter 9 of the General Statutes so as to permit persons sixty-five years of age or over to be excused from jury duty." Amends GS 9-3 and 9-6(d) to permit persons over 65 to be excused from jury duty if they wish, upon submission of written statement to judge.

H 42 Non-jury divorce actions 2 — GS 50
Introducer: Carson — Sent to JUDIC 2

"To amend the waiver of a jury in actions for absolute divorce based on one year separation." Amends GS 50-10 to provide waiver in all cases of divorce based on one year separation as set forth in GS 50-5(4) or 50-6 (now, only where defendant personally served with summons or accepts service).

H 45 Voting - 6 months residence — CONSTITUTION
Introducer: Beatty — Sent to CONSTUTN

"To amend Article VI of the Constitution of North Carolina so as to reduce the time of residence of voters to six months." Reduces to six months the time of residence required in North Carolina in order to vote in North Carolina elections (now, one year); provides for referendum on amendment at next general election;

sets out form of ballot; specifies duties of Governor and Secretary of State to certify and enroll amendment.

* * * *

LOCAL BILLS INTRODUCED

H 40 Pistol permit — Haywood
Introducer: Messer and Ramsey — Sent to LOC GOVT

"Amending Chapter 1073 of the Session Laws of 1959, relating to the issuance of pistol permits, so as to make the same applicable to Haywood County." Transfers from clerk of superior court to sheriff duties of disposing of confiscated weapons and issuing pistol permits and related duties, in Haywood.

H 43 Gastonia ward boundaries — Gaston
Introducer: Stewart — Sent to LOC GOVT

"Repealing Chapter 5 of the 1965 Session Laws and amending a portion of section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to revise and establish ward boundary lines of the City of Gastonia." As title indicates.

H 44 Lenoir council organization meeting — Caldwell
Introducer: Kincaid — Sent to LOC GOVT

"To amend the charter of the City of Lenoir, Chapter 487 of the Session Laws of 1967, to fix the organization meeting of the city council." As title indicates.

SENATE AND HOUSE CALENDAR ACTION JAN. 27, 1969.

NOTES:
1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

H. 28 (J. RES) HONORING STATESVILLE H. S. BAND. S-PASSED 2ND & 3RD READINGS.
H. 38 (H. RES) COUNTY CONSOLIDATION STUDY. H-RESOLUTION ADOPTED.
H. 39 (J. RES) HONORING BROOKS. H-PASSED 2ND & 3RD READINGS AND SENT TO SENATE.
H. 41 JURY EXEMPTION, PERSONS OVER 65. H-REF TO COM ON COURTS.
H. 42 NON-JURY DIVORCE ACTIONS. H-REF TO COM ON JUDIC 2.
H. 45 VOTING-6 MONTHS RESIDENCE. H-REF TO COM ON CONSTUTN.

LOCAL BILLS

H. 40 (HAYWOOD) PISTOL PERMITS. H-REF TO COM ON LOC GOVT.
H. 43 (GASTON) GASTONIA WARD BOUNDARIES. H-REF TO COM ON LOC GOVT.
H. 44 (CALDWELL) LENOIR COUNCIL ORGANIZATION MEETING. H-REF TO COM ON LOC. GOVT.

The President announced appointment of the following Senators to the Committee on Correctional Institutions and Law Enforcement: Maxwell, Chairman; Scott, Vice Chairman; Allsbrook; Bailey, Gurganus; Larkins; Murrow; West.

The President announced appointment of the following Senators to the Committee on University Trustees: Bowles, Chairman; Currie, Vice Chairman; Bryan; James; McGeachy; Murrow; Nielson; Rauch; Sapp; Saunders; Wood.

The President announced appointment of the following Senators to the Committee on Personnel and Employment Programs: Patterson, Chairman; Rauch, Vice Chairman; Briggs; Evans; Moore; Poovey; Robinson; Saunders.

The Speaker announced appointment of the following Representatives to the Health Committee: Chase, Chairman; Barbee, Vice Chairman; McMillan of Wake, Vice Chairman; Raynor, Vice Chairman; Royall, Vice Chairman; Barker; Beam; Blake; Bostian; Bryan; Bumgardner; Campbell of Wilson; Covington; Elliott; Euliss; Falls; Fulton; Godwin of Craven; Gregory; Haynes; Hege; Hicks; Jemison; Johnson of Duplin; Mills; Mitchell; Phillips; Quinn; Stanford.

The Speaker announced appointment of the following Representatives to the Public Welfare Committee: Green, Chairman; Love, Vice Chairman; Phillips, Vice Chairman; Raynor, Vice Chairman; Stanford, Vice Chairman; Barr; Baugh; Bostian; Bradley; Britt; Campbell of Robeson; Campbell of Wilson; Chase; Clark; Collins; Frye; Fulton; Gentry; Harris; Jemison; Messer; Mitchell; Mohn; Penny of Harnett; Rhyne; Ridenour; Tart; Taylor of Transylvania; Troxell; Whitley; Williamson.

The Speaker announced appointment of the following Representatives to the Highway Safety Committee: Paschall, Chairman; Auman, Vice Chairman; Euliss, Vice Chairman; McMillan of Robeson, Vice Chairman; Ragsdale, Vice Chairman; Boger; Bumgardner; Campbell of Mecklenburg; Campbell of Robeson; Campbell of Wilson; Eagles; Falls; Fenner; Harris; Haynes; Horton; Jernigan; Johnson of Wake; Jones of Mecklenburg; Leatherman; McKnight; McMillan of Wake; Mohn; Penny of Harnett; Ramsey of Person; Short; Snyder; Strickland; Tolbert; Twiggs; Warlick; Whitley.

Next sessions of Senate and House: 12 noon, Tuesday, January 28, 1969.

#

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/10
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 10 - 47 - Tuesday, January 28, 1969

PUBLIC BILLS INTRODUCED

S 25 School site condemnation — GS 115, 40
Introducer: Rauch — Sent to JUDIC 1

"To rewrite G.S. 115-125 relating to the condemnation of land for school purposes so as to increase the maximum size of such sites to fifty acres." As title indicates (maximum school site condemnation now limited to 30 acres, except units in counties with a population of 150,000 or more, which are limited to 40 acres).

S 26 Underwriting coastal insurance — GS 58
Introducers: Ellis and Burney — Sent to INSUR

"To establish the North Carolina Underwriting Association so as to provide a method whereby adequate fire and extended coverage insurance may be obtained in the beach and coastal areas of North Carolina." Repeals Article 18A of Chapter 58 (providing generally for insurance carriers to adopt reasonable voluntary plan for writing fire and extended coverage insurance for seacoast property and in absence of plan for Insurance Commissioner to formulate plan). Substitutes new Article 18A providing as follows: Declares present plan inadequate and states purpose of providing mandatory program to assure adequate market for fire and extended coverage insurance in beach areas. Defines various terms used in Act. Excludes motor vehicles, and farm and manufacturing risks from definition of insurable property; provides that any structure commenced after Jan. 1, 1970 not built in compliance with NC Building Code (including design-wind requirements) not an insurable risk. Creates NC Insurance Underwriting Association composed of all insurers authorized to write and writing property insurance in State (except town and county mutual insurance associations per GS 58-77(5)d). Membership in Association made condition of transacting business in State. Grants following powers to Association: issue policies of insurance to applicants; assume reinsurance from members, and cede insurance from members. Sets up governing board of Association composed of 11 directors elected annually by members voting in proportion to the amount that their total writings bears to total writings of all members in State. Requires each member to participate in writings, expenses, profits and losses under beach plan in proportion to total business done in State. Requires Association to submit plan to Insurance Commissioner within 90 days after effective date of Act (Association is required to be organized 30 days after effective date of Act). Sets up approval and review procedure of plan by Commissioner. Provides that any person with insurable interest may apply to Association for coverage and gives right of appeal to Commissioner if application refused. Provides rates and rating plans to be in accord with manual rates in current usage throughout State. Details appeal procedure before Commissioner and Superior Court. Makes Association and Commissioner immune from liability for statements made in good faith in reports or communications concerning risks insured or to be insured.

Requires Association to make annual report to Commissioner, and authorizes Commissioner to investigate affairs of Association in public hearing or otherwise. Authorizes Commissioner to examine affairs of Association and to adopt rules and regulations to carry out Act.

* * * * *

H 46 Free fishing licenses -- over 65 — GS 113
Introducers: Speros and others — Sent to WILDLIFE

"To provide that residents of this state over 65 years of age may secure fishing licenses without the payment of any license fees." Provides as title indicates with respect to licenses to fish in inland waters. (This bill was introduced on January 27.)

H 47 Liquor-dangerous to health — GS 18
Introducers: Rountree and others — Sent to ABC

"Pertaining to the labeling of alcoholic beverages sold in North Carolina." Prohibits sale of alcoholic beverages in State without written statement reading, "Caution: Use of alcoholic beverages may be injurious to your health and family". Requires that statement be prominently placed on container. Effective July 1, 1969.

H 48 Uniform Monday holidays — GS 103
Introducer: A. Jones — Sent to JUDIC 2

"To provide for uniform annual observances of certain legal public holidays on Mondays." Rewrites GS 103-4 to declare the following legal public holidays: (1) New Year's Day, Jan. 1; (2) Washington's Birthday, 3d Monday in Feb.; (3) Halifax Resolves, April 12; (4) Confed. Mem. Day, May 10; (5) Mecklenburg Declaration, May 20; (6) Memorial Day, last Monday in May; (7) Easter Monday; (8) July 4; (9) Labor Day, first Monday in Sept.; (10) Columbus Day, 2d Monday in Oct.; (11) Veterans Day, 4th Monday in Oct.; (12) Tuesday after first Monday in Nov., in election years; (13) Thanksgiving Day, 4th Thursday in Nov.; and (14) Christmas Day, Dec. 25. (Deletes January 19 from present list and adds Columbus Day). Provides (as now) that Easter Monday and Memorial Day is holiday for state and national banks only. Adds provision that if any holiday herein defined falls on Sunday, the following Monday is public holiday. Effective July 1, 1969.

SENATE AND HOUSE CALENDAR ACTION JAN.28,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 11 (J.RES.) MEMORIALIZING MRS.GARDNER. RATIFIED - RES. 5.
S. 25 SCHOOL SITE CONDEMNATION. S-REF TO COM ON JUDIC 1.
S. 26 UNDERWRITING COASTAL INSURANCE. S-REF TO COM ON INSURANCE.
#H. 2 (J.RES.) HONORING SPILMAN. RATIFIED - RES. 7.
#H. 16 (J.RES.) E. RUTHERFORD HIGH BAND. RATIFIED RES 6.
#H. 18 SCHOOL OF PARLIAMENTARY PROCEDURE. RATIFIED - RES 1.
H. 24 IMMUNITY FOR REPORTING CANCER. H-REPTD FAV.
#H. 27 (J.RES.) HONORING J. WILBER BUNN. RATIFIED - RES. 8.
H. 39 (J.RES.) HONORING BROOKS. S-PASSED 2ND & 3RD READINGS.
H. 47 LIQUOR - DANGEROUS TO HEALTH. H-REF TO COM ON ABC.
H. 48 UNIFORM MONDAY HOLIDAYS. H-REF TO COM ON STATE GOVT.

****

The President announced appointment of the following Senators to the Committee on Alcoholic Beverage Control: Currie, Chairman; L.Warren, Vice Chairman; Briggs, Harrington, MacLean, Maxwell, Nielson, Reed, S. Warren, West, J. White, Wood.

The President announced appointment of the following Senators to the Committee on Insurance: Edwards, Chairman; Allen, Vice Chairman; Allsbrook, Bagnal, Briggs, Burney, Ellis, Flaherty, Henley, James, Kirby, Rauch, S. Warren.

The President announced appointment of the following Senators to the Committee on Public Utilities: Saunders, Chairman; Bailey, Vice Chairman; Allen, Bryan, Dent, Harrington, Penn, Rauch, Scott, Staton, L. Warren, Wilkie.

The Speaker announced appointment of the following Representatives to the Mental Health Committee: Raynor, Chairman; Chase, Culpepper, McFadyen, W. Penny, Vice Chairmen; Andrews, Barker, Barr, Beard, Beatty, Blake, Burrus, A. Campbell, Coble, Elliott, Fulton, Garner, Hofler, R. Jones, Messer, Penton, Reid, Stewart, Troxell, Watkins.

The Speaker announced appointment of the following Representatives to the State Government Committee: Vogler, Chairman; Britt, Church, Leatherman, Phillips, Vice Chairmen; Baugh, Boger, Bradley, R. Campbell, R. Godwin, Hicks, Horton, Jemison, R. Jones, Kincaid, Lilley, McDaniel, Mitchell, J. Penny, Penton, Quinn, Ragsdale, Raynor, Rhyne, Snead, Stevens, Stewart, Troxell, Williamson.

The Speaker announced appointment of the following Representatives to the State Personnel Committee: Britt, Chairman; Eagles, Everett, R. Godwin, Martin, Vice Chairmen; Boger, Bostian, Bradley, H. Campbell, Carter, Church, Collins, Haynes, Hicks, Horton, Jernigan, H. Johnson, Kincaid, Mayfield, Payne, Phillips, Ragsdale, Reid, Rhyne, Snead, Soles, Speros, Tart, H. Taylor, Williamson.

The Senate further amended Rule 34 by increasing to 16 (was 15) the maximum membership on any standing committee and by increasing to 8 (was 7) the maximum number of standing committees on which any Senator may serve.

Note the following additions and changes in House Committees:
Appropriations - Delete Falls, Vice Chairman.
Agriculture - Add Falls, Vice Chairman; add Everett, Vice Chairman.
Higher Education - Add Taylor of Wake.

Next sessions of Senate and House: 12 noon, Wednesday, January 29, 1969.

#

G41
25:1969/11
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh

N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 11 - 51 - WEDNESDAY, JANUARY 29, 1969

PUBLIC BILLS INTRODUCED

S 27 Increasing liquor tax — GS 18
Introducers: Bowles and Rauch — Sent to FINANCE

"To amend G.S. 18-85 so as to increase the surtax on liquor from two percent (2%) to twelve percent (12%)." Amends 18-85(b) to increase additional tax on liquor from 2% to 12%. (Total liquor tax to be imposed by 18-85 is thus 22%.) Effective July 1, 1969.

S 28 County exemptions removal (Iden. H 55) — GS 153, 154, 160, 161
Introducer: J. White — Sent to LOC GOVT

"Removing county exemptions from certain general statutes." Rewrites G.S. 153-9(12a) to authorize county commissioners to fix all fees and commissions chargeable by any county officers and employees for performance of legal duties (now only certain specified officers and employees) except fees fixed by general law. Eliminates present limitation to 20% change in a fiscal year and removes present list of affected counties. Repeals G.S. 153-9(35 1/2) and 153-9(35 3/4) and inserts new G.S. 153-9(35 1/2) to authorize the levy of taxes and appropriation of other funds to promote soil and water conservation work. Rewrites subdivisions (3) and (4) of G.S. 153-48.3 to provide that salaries of elected officials shall not be reduced during their term of office without their agreement or unless ordered by Director of Local Government under Art. 4 of G.S. Ch. 159 (now no change in salary more than 20% in any fiscal year and many counties exempted). Rewrites G.S. 153-6 to provide that vacancies in board of commissioners shall be filled by board with person of same political party as member causing vacancy (now clerk of superior court fills vacancies in some counties, board fills vacancies in others). Removes county designations from following statutes: G.S. 153-9(43) ("Tax Levies for Certain Special Purposes in Certain Counties"); G.S. 153-10 ("Local: Authority to interdict certain shows"); G.S. 153-10.1 ("Local: Removal and disposal of trash, garbage, etc."); G.S. 153-40 ("Clerk to board; compensation"); G.S. 153-152 ("Support of poor; superintendent of county home; paupers removing to county; hospital treatment"); G. S. 153-9(47) ("County Plumbing Inspectors"); G.S. 153-9(52) ("County Building Inspectors"); G.S. 160-61.1 ("Certain counties and municipalities authorized to execute warranty deeds; relief from personal liability"); Repeals the last sentence and the proviso of G.S. 160-181.2 ("Extraterritorial jurisdiction"). Repeals following statutes: G.S. 153-48.5 (exempting counties from Art. 6A, "County Officials and Employees"); G.S. 153-294.19 (exempting counties from Art. 24A, "Special Assessments for Water and Sewerage Facilities"); G.S. 153-266.9 (exempting counties from Art. 20A, "Subdivisions"); G.S. 153-266.22 (exempting counties from Art. 20B, "Zoning and Regulation of Buildings"); G.S. 154-3 (exempting counties from ch. 154, "County Surveyor"); G.S. 160-181.10 (exempting counties from Art. 14A, "Preservation of Open Spaces and Areas"); G.S. 160-227.1 (exempting counties from part 3A, "Subdivisions"). Effective July 1, 1969.

S 29 Municipal boards' selection (Iden. H 53) GS 160
Introducer: J. White Sent to LOC GOVT

"Authorizing the qualified voters of the several cities and towns of the State to amend their corporate charters concerning the mode of selection of the governing board." Repeals Arts. 21, 22, and 23 of GS Ch. 160 (Plans A, B, C and D, and procedures for their adoption; and procedures for amendment and repeal of city charters). Adds new Art. 21 permitting the governing body of any city or town to appoint a manager, as administrative head of municipal government, to serve at their pleasure. Specifies powers of manager as now provided in GS 160-349 to 160-351, except that manager is denied authority to appoint city attorney.

Adds new Art. 22 permitting the governing board of any city or town to alter the composition and mode of election of the governing board and mayor of that city or town, within the following options: (1) permits change of name of municipality and permits governing board to be elected to two-year, four-year, or four-year-staggered terms; (2) permits governing board to consist of from 3 to 12 members; (3) permits election of the governing board at large, from wards, at large with ward residence requirement, or at large, with ward nomination in non-partisan primary; (4) permits having no primary, a non-partisan primary, or a partisan primary; (5) provides that the mayor may be elected at large for two years, at large for four years, or by and from the governing board for two years or whenever his term expires, whichever comes first. Provides that governing body may make any of the changes permitted above by ordinance, in accord with procedures, including time limits, notice and hearing, contained in Article. Provides that citizens, by presenting petition at least thirty days before the next municipal primary or election and containing signatures numbering at least 15% of the number of voters voting in the last municipal election may force a referendum on the ordinance at that election or primary.

Provides that any present city charter incorporating in whole or part any of the plans in Article 22 herein repealed to continue in force until changed by procedures of this act. Effective July 1, 1969.

S 30 County ordinance-making authority (Iden. H 57) GS 14, 153
Introducer: J. White Sent to LOC GOVT

"Granting ordinance-making authority to counties." Rewrites GS 153-9(55) to permit counties to adopt ordinances preventing or abating nuisances, regulating public recreations, amusements, entertainments and all things detrimental to the public good, and in exercise of the general police power. (Similar provisions of present statute, purporting to apply only to certain listed counties, were held unconsitutional in part as a local act regulating trade). Provides that act has no effect on rule- and regulation-making authority of local boards of health, and that ordinances here authorized not applicable within any municipality which has conducted most recent election required by its charter or general law, unless governing board thereof agrees to the ordinance, by resolution. Requires clerk to keep ordinance book, separate from commissioner's minute book, and indexed and available for public inspection in clerk's office or office of register of deeds. Requires ordinances to be recorded in book, and provides defense to any criminal action brought for violation of ordinance if ordinance is not so recorded.

Rewrites GS 14-4 to make violation of county ordinances a misdemeanor punishable by $50 fine or 30 days imprisonment. Effective July 1, 1969.

S 31 County commissioners' compensation — GS 153
Introducer: J. White — Sent to LOC GOVT

"Authorizing the board of county commissioners of the several counties of the State to fix their compensation." Repeals GS 153-12 ("How Commissioners Sworn and Paid") and GS 153-13 (fixing compensation of county commissioners at not over $2 per day plus mileage at not over 5¢ per mile, with local variations). Adds new GS 153-13 authorizing commissioners to fix own compensation except that no increase takes effect until next succeeding term of office for any individual seat on board. Preserves, until changed, existing acts fixing compensation of boards. Effective July 1, 1969.

S 32 Municipalities to set own pay — GS 160
Introducer: J. White — Sent to LOC GOVT

"To allow the governing bodies of the several cities and towns of the State to fix their own compensation." Adds new section G.S. 160-9.1 to authorize governing body of any municipality to fix own compensation and allowances, effective for next succeeding terms of office. Repeals conflicting laws fixing maximum compensation but requires incumbent members to receive present compensation for remaining terms in office. Reenacts G.S. 160-9 and 160-201 (appointment and compensation of mayor and other officers) and repeals portions of municipal charters fixing maximum compensation for mayor and other municipal officers.

S 34 Court of Appeals amendments — GS 1, 5, 6, 8, 11, 14, 15,17,35,36,40,43,45, 47,52,58,75,84,96,98, 105,106,113,114,115, 135,143,147,156,160,163
Introducer: Bailey — Sent to COURTS

"To amend various sections of the General Statutes to take into account the existence of the Court of Appeals." Amends 88 sections of the General Statutes as title specifies. Many amendments merely insert "Appellate Division" for "Supreme Court"; others refer to the judges or the clerk of the Court of Appeals, or to its reports. Changes are of a technical nature. Gives Court of Appeals judges authority to administer oaths. Provides for distribution of Court of Appeals Reports, and places judges and clerk on distribution list. Gives judges miscellaneous powers now vested in Supreme Court justices. Modernizes obsolete language of affected statutes as necessary. Repeals G.S. 114-8 which allows Attorney General fee from any person who, on appeal to Supreme Court in criminal case, does not obtain reversal.

S 35 Increase penalty-posted signs — GS 113
Introducer: MacLean — Sent to AGRICULT

"To amend G.S. 113-120.3 to increase penalty for mutilation, destruction of posted signs." Increases maximum penalty for mutilation, destruction, or removal of "posted" signs on private property to $100 (now $15).

S 40 N.C. Symphony tax exemption — GS 105, 140
Introducers: Scott and L. Warren — Sent to FINANCE

"To exempt the North Carolina Symphony Society, Incorporated, from certain privilege license taxes." Adds new GS 140-10.1 exempting N. C. Symphony from all state and locally imposed privilege license and gross receipts taxes.

S 41 Symphony Society retirement — GS 135
Introducers: L. Warren and Scott — Sent to PERS & EMP

"To amend G. S. 135-1 so as to make permanent employees of the North Carolina Symphony Society, Inc., eligible for membership in the teachers' and state employees' retirement system." As title indicates--defines "employer" and "employee" in subdivisions (11) and (10) of cited section to include the N. C. Symphony Society and its employees.

S 42 Motor vehicle default judgments — GS 20
Introducer: Ellis — Sent to INSUR

"To amend G.S. 20-279.21 relating to motor vehicle liability policies so as to provide that default judgments taken against insureds shall not be used as a basis for judgment against an insurer unless such insurer has had reasonable notice of the pendency of suit against its insured and an opportunity to defend." Deletes from GS 20-279.21(f)(1) specific references to assigned risk plans in the first and fourth paragraphs of the provision (which defines required provisions of motor vehicle liability policies). Effective July 1, 1968 and applicable to any civil actions initiated thereafter.

******

H 50 County commissioners' compensation (Iden. S 31) — GS 153
Introducers: Falls and others — Sent to LOC GOVT

"Authorizing the board of county commissioners of the several counties of the State to fix their compensation." Identical with S 31, digested above in this bulletin.

H 51 Uniform fees for registers — GS 2, 44, 47, 51, 130, 136, 153, 161
Introducers: Falls and others — Sent to LOC GOVT

"To fix a uniform schedule of fees to be charged by the registers of deeds throughout North Carolina." Rewrites G. S. 161-10 to provide following uniform fees for all registers: (1) Registering or filing instruments in general: $2.00 for first page (not exceeding eight and one-half inches by 14 inches) plus $1.00 for each additional page. Treats page exceeding prescribed size as two pages. (2) Marriage licenses: for issuing license - $5.00; for issuing delayed certificate with one certified copy - $5.00; for proceeding for correction of names in application, license or certificate, with one certified copy - $5.00. (3) Plats: for each original or revised plat - $5.00; for furnishing certified copy of plat - $2.00. (4) Right-of-way plans; for each original or amended plan and profile sheet recorded - $5.00. (5) Registration of delayed birth certificate: for preparation of papers when birth to be registered in another county - $2.50; for registration when papers prepared in another county, with one certified copy - $2.50; for preparation of papers and registration in same county, with one certified copy - $5.00. (6) Amendment of birth or death record: for preparation of amendment and effecting correction - $1.00. (7) Certified copies: when no other provision made: $1.00 per page or fraction. (8) Comparing copy for certification: when copy furnished by party filing instrument and at the time of filing - $1.00, (9) Uncertified copies: fees set by register that bear reasonable relation to quality of copies supplied and cost of equipment (requires such fees to be prominently posted by register).

(10) for taking acknowledgement, oath, or affirmation or for performance of any notarial act - $.50 (fee not to be charged if act performed as part of service for which fee specifically provided except in case of filing, registering or recording instruments or plats). (11) Liens for internal revenue: for recording federal tax lien - $2.00; for filing certificate of discharge - $2.00 (both fees to be collected from U. S.). (12) Uniform commerical code: as provided by G. S. Chp. 25, Art. 9, part 4. (13) Torrens registration: as provided by G. S. 43-5. (14) Master forms: as provided by G. S. 47-21. (15) Probate: -$.50. Provides that enumerated fees are complete and exclusive and prohibits charging of any other fees. Requires fees to be collected prior to rendering of service unless law provides service without charge. Continues authority for per diem compensation when register serves as clerk to board of commissioners. Repeals or amends numerous sections of General Statutes which set fees of registers and consolidates all such provisions in section set out above. Amends G. S. 153-9(12a) by removing registers of deeds from list of officials for whom the boards of county commissioners are authorized to set the fees to be charged in their respective counties. Repeals all local laws setting fees of registers of deeds or authorizing county commissioners to set fees. Provides that Act not to prevent any register compensated by fees from continuing to receive those fees (but that fees charged shall be in accord with uniform fees set out above). Effective July 1, 1969.

H 52 Municipal boards' compensation (Iden. S 32) GS 160
Introducers: Jernigan and others Sent to LOC GOVT

"To allow the governing bodies of the several cities and towns of the state to fix their own compensation." Identical with S 32, digested above in this bulletin.

H 53 Municipal boards' selection (Iden. S 29) GS 160
Introducers: S. Johnson and others Sent to LOC GOVT

"Authorizing the qualified voters of the several cities and towns of the State to amend their corporate charters concerning the mode of selection of the governing board." Identical with S 29, digested above in this bulletin.

H 54 County commissioners' elections GS 153
Introducers: S. Johnson and others Sent to LOC GOVT

"Authorizing the board of commissioners of any county to modify the composition and mode of election of the board." Repeals GS 153-16, 153-17, 153-18, and 153-19 (County commissioners form of government) and inserts new sections. Empowers board of commissioners to alter composition and mode of election of board within following options: (1) to not less than three nor more than seven members; (2) for two-year terms, four-year terms, or overlapping four-year terms (sets out procedure to be followed for overlapping four-year terms with different board sizes); (3) for candidates to be nominated and elected by all qualified county voters or by districts (sets out three alternative districting plans); (4) for chairman to be selected by the board from among membership or by qualified county voters as separate officer.

Provides that changes may be made by resolution of board of commissioners at least 180 days before primary for nominations for seats on board. Requires publication and posting of resolution, and public hearing. Provides that upon petition of 10 per cent of voters, resolution must be approved by qualified voters of county. Requires that all resolutions under this act be recorded in separate ordinance book and copies filed with Secretary of State after adoption or approval. Repeals GS 153-24 and 153-25 (adoption of county manager plan by popular vote). Continues existing acts relating to election of boards of county commissioners until altered in accordance with act. Effective July 1, 1969.

H 55 County exemptions removal (Iden. S 28) — GS 153
Introducers: Harkins and others — Sent to LOC GOVT

"Removing county exemptions from certain General Statutes." Identical with S 28, digested above in this bulletin.

H 57 County ordinance-making authority (Iden. S 30) — GS 153
Introducers: Fenner and others — Sent to LOC GOVT

"Granting ordinance-making authority to counties." Identical with S 30, digested above in this bulletin.

H 58 Public-church loans interest rate — GS 24
Introducers: R. McMillan and Stewart — Sent to BANKS

"To amend G.S. 24-10 relating to 7% interest on residential loans so as to permit 7% interest on certain church building and improvement loans." Amends cited section by adding direct reduction, construction or improvement loans secured by mortgage or deed of trust on church property to types of loans which may bear up to 7% interest. Defines church property as buildings owned by church organization and used as church, educational buildings, pastor's home, or any other buildings used directly or indirectly for church purposes.

LOCAL BILLS INTRODUCED

S 33 Drexel property tax penalties — BURKE
Introducer: Flaherty — Sent to LOC GOVT

"To amend G. S. 105-345 relating to ad valorem property tax penalties and discounts in the Town of Drexel." Modifies GS 105-345 to permit Drexel town board to establish schedule of discounts and penalties for the payment of local taxes, varying somewhat from general law schedule.

S 36 Robeson garbage removal — ROBESON
Introducer: MacLean — Sent to LOC GOVT

"To amend G. S. 153-10.1 to authorize the board of commissioners of Robeson County to regulate garbage disposal." Amends cited section by adding Robeson to list of counties authorized to adopt regulations and ordinances governing removal and disposal of trash and garbage.

S 37 Mount Pleasant zoning — CABARRUS
Introducer: Boger — Sent to LOC GOVT

"To grant zoning authority outside the city limits to the city limits to the Town of Mount Pleasant in Cabarrus County." Adds Mount Pleasant to municipalities under 1,250 population given extraterritorial zoning jurisdiction by GS 160-181.2.

S 38 Asheville police residence — BUNCOMBE
Introducer: Dent — Sent to LOC GOVT

"To provide that police officers of the City of Asheville shall not be required to reside within the city limits." Permits governing board to permit police officers to reside outside the city.

S 39 Mt. Airy firemen's pension fund — SURRY
Introducer: Folger — Sent to LOC GOVT

"To amend Chapter 302 of the Session Laws of 1967, by changing and enlarging the membership of board of directors and increasing benefits payable under the supplementary pension fund for firemen in the Town of Mount Airy." Reconstitutes board of trustees to be composed of Mt. Airy City Treasurer, Mt. Airy Fire Dept Chief, and three members elected by and from members of fire dept. Rewrites benefit schedule to provide benefits to persons, 55 or older, having served 30 years, at rate of monthly pension of $1.25 for each month of service.

****

H 49 Loose-leaf registration of voters — ASHE, COLUMBUS, HAYWOOD, STOKES, YADKIN, YANCEY
Introducer: L. Ramsey — Sent to ELECTION

"To authorize county boards of elections to conduct a new registration of voters during the year 1969 pursuant to installing loose-leaf registration as required by G.S. 163-65." Provides for new registration of qualified voters between April 1 and September 30 of 1969 in cited counties. Provides registration in accord with G.S. 163-7(a), except that registration books during week days of period may be available for registration in office of County Board of Elections or at some pre-announced locations. Requires costs of new registration to be allocated by Boards of County Commissioners. Requires counties ordering new registration under act to notify State Board of Elections and publish notice of decision. Suspends conflicting laws until September 30, 1969.

H 56 County tax refund limit — CUMBERLAND
Introducer: Bryan — Sent to LOC GOVT

"To make the eight year statute of limitations on ad valorem tax refunds contained in G. S. 105-405.1 applicable in Cumberland County and Fayetteville by repealing Chapter 676 of the Session Laws of 1959. Repeals Ch. 676, which provides for ten-year statute of limitations on tax refunds. Not applicable to pending litigation.

****

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 24 Immunity for reporting cancer. Technical floor amendment adopted in House.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 27 INCREASING LIQUOR TAX. S-REF TO COM ON FINANCE.
S. 28 COUNTY EXEMPTIONS REMOVAL. S-REF TO COM ON LOC GOVT.
S. 29 MUNICIPAL BOARDS' SELECTION. S-REF TO COM ON LOC GOVT.
S. 30 COUNTY ORDINANCE-MAKING AUTHORITY. S-REF TO COM ON LOC GOVT.
S. 31 COUNTY COMMISSIONERS' COMPENSATION. S-REF TO COM ON LOC GOVT.
S. 32 MUNICIPAL BOARDS' COMPENSATION. S-REF TO COM ON LOC GOVT.
S. 34 COURT OF APPEALS AMENDMENTS. S-REF TO COM ON COURTS.
S. 35 INCREASE PENALTY POSTED SIGNS. S-REF TO COM ON AGRICULT.
S. 40 N. C. SYMPHONY TAX EXEMPTION. S-REF TO COM ON FINANCE.
S. 41 SYMPHONY SOCIETY RETIREMENT. S-REF TO COM ON PERS & EMP.
S. 42 MOTOR VEHICLE DEFAULT JUDGMENTS. S-REF TO COM ON INSURANCE.
H. 24 IMMUNITY FOR REPORTING CANCER. H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 50 COUNTY COMMISSIONERS' COMPENSATION. H-REF TO COM ON LOC GOVT.
H. 51 UNIFORM FEES FOR REGISTERS. H-REF TO COM ON LOC GOVT.
H. 52 MUNICIPAL BOARDS' COMPENSATION. H-REF TO COM ON LOC GOVT.
H. 53 MUNICIPAL BOARDS' SELECTION. H-REF TO COM ON LOC GOVT.
H. 54 COUNTY COMMISIONERS' ELECTIONS. H-REF TO COM ON LOC GOVT.
H. 55 COUNTY EXEMPTIONS REMOVAL. H-REF TO COM ON LOC GOVT.
H. 57 COUNTY ORDINANCE-MAKING AUTHORITY. H-REF TO COM ON LOC GOVT.
H. 58 PUBLIC-CHURCH LOANS INTEREST RATE. H-REF TO COM ON BANKS.

LOCAL BILLS

S. 33 (BURKE) DREXEL PROPERTY TAX PENALTIES. S-REF TO COM ON LOC GOVT.
S. 36 (ROBESON) ROBESON GARBAGE REMOVAL. S-REF TO COM ON LOC GOVT.
S. 37 (CABARRUS) MOUNT PLEASANT ZONING. S-REF TO COM ON LOC GOVT.
S. 38 (BUNCOMBE) ASHEVILLE POLICE RESIDENCE. S-REF TO COM ON LOC GOVT.
S. 39 (SURRY) MT AIRY FIREMEN'S PENSION FUND. S-REF TO COM ON LOC GOVT.
H. 49 (ASHE, COLUMBUS, HAYWOOD, STOKES, YADKIN, YANCEY) LOOSE-LEAF H-REF TO COM ON ELECTIONS.
H. 56 (CUMBERLAND) COUNTY TAX REFUND LIMIT. H-REF TO COM ON LOC GOVT.

****

The President announced appointment of the following Senators to the Committee on Highway Safety: Wood, Chairman; Johnson, Vice Chairman; Penn, Vice Chairman; Flaherty; Griffin; Maxwell; Poovey; West; White of Pitt.

The President announced appointment of the following Senators to the Committee on Libraries: Coggins, Chairman; MacLean, Vice Chairman; Allen; Bagnal; Dent; Joyner; Larkins; Scott; White of Pitt.

The President announced appointment of the following Senators to the Committee on Public Roads: Harrington, Chairman; Maxwell, Vice Chairman; Robinson, Vice Chairman; Gurganus; Henley; Murrow; Norton; Reed; Saunders; West; Wood.

Next Session of Senate: 11:45 a.m., Thursday, January 30, 1969.

Next Session of House: 12 noon, Thursday, January 30, 1969.

#

G41
25:1969/12
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

North Carolina State Library
Raleigh
N. C.
Doc.

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 12 - 61 - Thursday, January 30, 1969

PUBLIC BILLS INTRODUCED

S 43 County commissioners' elections (Iden. H 54) GS 153
Introducer: J. White Sent to LOC GOVT

"Authorizing the board of commissioners of any county to modify the composition and mode of election of the board." Identical to H 54, digested in Bulletin No. 11, p. 55. Effective July 1, 1969.

S 44 Uniform fees for registers (Iden. H 51) GS 2, 25,43,44,51,130,136, 153,161,47
Introducer: J. White Sent to LOC GOVT

"To fix a uniform schedule of fees to be charged by the registers of deeds throughout North Carolina." Identical to H 51, digested in Bulletin NO. 11, p.54. Effective July 1, 1969.

S 45 Injuring land-penalties GS 14
Introducer: MacLean Sent to JUDIC 2

"To amend G.S. 14-128 and G.S. 14-134.1 so as to increase penalty for violations." Amends 14-128 (which prohibits injuries to trees, crops and lands of another) by removing $50 and 30 day limits on fines and imprisonment for violations, leaving penalties to discretion of court. Amends 14-134.1 by adding the governing body, agents and employees of counties to list of those prohibited from dumping trash on lands without owner's permission or in a river or stream, and by removing the limits on penalties for violation of $50 and 30 days, leaving penalties to the discretion of the court. Effective Jan. 1, 1970.

S 46 Uniform Anatomical Gift Act (Iden. H 60) GS 90
Introducers: James and others Sent to Health

"To authorize and make uniform the procedure making a gift of all or part of a human body after death for specified purposes." Adds new Art. 15A to G.S. Ch. 90 as follows: Authorizes any individual 18 years of age or more to execute gift effective on death of all or part (organs, tissues, eyes, bones, arteries, blood, other fluids and any other portions of body) of his body to individuals for following purposes: (1) any hospital, or physician for medical or dental education, therapy or transplantation, (2) any accredited medical or dental school for education or advancement of medical or dental science or therapy, (3) any bank or storage facility (approved by any state for storage or distribution of human bodies or parts) for medical or dental education, therapy or transplantation, or (4) any named individual for therapy or transplantation needed by him. Also authorizes following persons to execute gift of decedent's body for purposes named above in following order of priority when persons in prior classes not available at time of death and in absence of actual notice of

contrary indication by decedent or actual notice of opposition by member of same or prior class: (1) the spouse, (2) adult son or daughter, (3) either parent, (4) adult brother or sister, (5) guardian of person of decedent at time of death, and (6) any other person authorized or under obligation to dispose of body. Prohibits donee from accepting gift if he has actual notice of contrary intent by decedent or that a gift by a member of a class is opposed by a member of same or prior class. Authorizes execution of gift by will or document other than will (such document may be card designed for carrying on person and must be signed by donor in presence of two witnesses who must also sign in donor's presence). Gifts become effective upon death (probate of will not required). Spells out procedure for accepting gift. Gifts made by others than deceased to be executed by signed document or by telegraphic, recorded telephonic, or other recorded message. Spells out procedure for revocation of gift. Provides that donee may accept or reject gift. Provides for use of body in funeral services subject to terms of gift and in discretion of donee. If gift is only part of body, requires donee to remove part without unnecessary mutilation and upon removal of part, body vests in surviving spouse, next of kin, or other person obligated to dispose of body. Provides that time of death be determined by physician who attends donor at death, or if none, physician who certifies death. Prohibits physician who determines time of death from participating in procedure for removing or transplanting part. Makes persons participating in good faith with terms of Act or similar act of another state immune from civil or criminal liability. Repeals GS Ch. 90, Art 14A ("Bequest of Body or Part Thereof."). Effective Ocotober 1, 1969.

S 47 Public-church loans interest rate (Iden. H 58) GS 24
Introducers: Staton and Joyner Sent to BANKING

"To amend Chapter 24-10 of the General Statutes relating to 7% interest on residential loans so as to permit 7% interest on certain church building and improvement loans." Identical with H 58, digested in Bulletin No. , p. 56.

S 48 Removing child from state GS 15
Introducer: Robinson Sent to JUDIC 2

"To make it a felony for a person to remove a child from this State when a court has awarded custody to another person." Makes it felony to take or cause to be taken from state any child, under 16, custody of whom awarded to another. Provides penalty to be fine in court's discretion, imprisonment up to 10 years, or both.

S 49 Increase teachers' salaries GS 115
Introducers: Nielson and others Sent to APPROPRN

"To alter the salary schedules and to increase the salaries of public school classroom teachers and other public school special service personnel." Provides for 10-month salary schedule for public school classroom teachers and 12-month schedule for other public school special service personnel, beginning with fiscal 1969-70. Establishes minimum salary of $6000 and maximum salary of $12,000 for public school teachers. Increases salaries of teachers $100 per month for ten-month period, and increases salaries of all other public school special service personnel $85 per month for 12-month period, each beginning in fiscal year 1969-70. Provides that increases be applied to salaries of said teachers and personnel prorated for ten or 12 month periods instead of current nine-month period. Increases salaries of all

teachers and other special service personnel by 5% of 1969-70 salaries for fiscal year 1970-71. Requires transfer of these salary increase appropriations by Director of Budget to State Board of Education and that increases be rounded to next highest even dollar. Appropriates from State's general funds sufficient sum to effectuate increases provided by Act.

S 50 Voting age 18; contracts — CONSTITUTION
Introducer: Poovey — Sent to CONSTUTN

"To amend Article VI of the Constitution of North Carolina so as to lower the minimum voting age, and to impose contractual obligations." Rewrites Art. VI, S.1 of Constitution to permit eighteen year-old (now 21) citizens of U.S., otherwise qualified, to vote in N.C. elections. Provides that person must be 21 to be eligible for office in N.C., and that persons 18 and older shall be responsible for contracts and may sue or be sued thereon.

Provides for election on amendment at next general election. Specifies duties of Governor and Sec'y of State to certify and enroll amendment.

S 51 (Joint Resolution) Honoring Currie — MISC. RES.
Introducer: Saunders — Passed and Sent to House

"Honoring the life and memory of Wilbur Hoke Currie, former member of the General Assembly." As title indicates.

* * * * *

H 59 Poultry lab appropriation — APPROPRN
Introducer: Clark — Sent to APPROPRN

"To appropriate funds to the State Department of Agriculture for the purchase of equipment for a poultry disease diagnostic laboratory in connection with the Union County governmental building at Monroe." Appropriates $5,000 from General Fund to Dept. of Agriculture for cited laboratory, with $2,050 for sectional wall cabinets; 1,991 for other equipment items; and $959 for moving and installation. Effective July 1, 1969.

H 60 Uniform Anatomical Gift Act (Iden. S 46) — GS 90
Introducers: A. Jones and others — Sent to JUDIC 2

"To authorize and make uniform the procedure making a gift of all or part of a human body after death for specified purposes." Identical to S 46, digested above in this bulletin. Effective Oct. 1, 1969.

H 61 General contractor's license cost — GS 87
Introducer: Rhyne — Sent to JUDIC 1

"To amend Article 1 of Chapter 87 of the General Statutes so as to increase from $20,000.00 to $35,000.00 the cost of an undertaking which will require a contractor to have a general contractor's license." Amends GS 87-1 to redefine general contractor, for purposes of Article, as one who undertakes to bid on, bids on, undertakes construction, or constructs any undertaking costing $35,000 or more (now $20,000 or more). Amends GS 87-14 to require any contractor seeking building permit from local authority for undertaking costing $35,000 (now $20,000) or more to show that he is duly licensed as required by Article 1.

H 62 Officers' death benefits increase — GS 143
Introducer: McKnight — Sent to INSUR

"To amend Article 12A of Chapter 143 of the General Statutes relating to the death benefits for law enforcement officers." Increases benefits paid on death of law enforcement officer, as stated in GS 143-166.3, to $10,000 (now $5,000).

H 64 TB sanatorium charges — GS 143
Introducer: Paschall — Sent to ST GOVT

"To amend G.S. 143-117 relating to payment of costs by patients at certain State institutions so as to include the North Carolina sanatorium system." Removes N.C. Sanatorium for the Treatment of Tuberculosis at Sanatorium from list of institutions at which persons admitted are required to pay actual cost of care, treatment, training and maintenance; substitutes following institutions in such list: N.C. Sanatorium at McCain, Western N.C. Sanatorium at Black Mountain, Eastern N.C. Sanatorium at Wilson, and Gravely Sanatorium at Chapel Hill.

H 65 Formula for franchise taxes — GS 105
Introducer: Strickland — Sent to FINANCE

"To amend G.S. 105-116 and G.S. 105-120 to revise the allocation formula for franchise taxes." Accelerates the imposition of schedule increasing the allocation to municipalities of share of franchise taxes on non-municipal public service companies based on sales within municipality, as set out in GS 105-116(g), to a share of 3% of gross receipts, effective on and after June 30, 1969. (Such allocation presently to become effective June 30, 1970, per Session Laws, 1967, C. 1272, S. 3.) Accelerates imposition of schedule increasing the allocation to municipalities of share of franchise taxes on telephone companies based on business within municipality, as set out in GS 105-120(d), to a share of 3% of gross receipts, effective on and after June 30, 1969. (Such allocation presently to take effect on June 30, 1970, per Session Laws 1967, C. 1272, s.4.)

H 66 Assaulting police and firemen — GS 14
Introducer: Carson — Sent to JUDIC 1

"To set forth the offense of assault with a deadly weapon upon a law enforcement officer or fireman and provide for punishment for violation thereof." Creates new section of GS Ch. 14 providing that person committing assault with deadly weapon on law enforcement officer or fireman performing his duties is guilty of felony and is to be punished in discretion of court.

H 67 18 Minimum age voter — Constitution
Introducers: Beatty and Short — Sent to CONSTUTN

"To amend Article VI of the Constitution of North Carolina so as to lower the minimum voting age to eighteen." Lowers minimum age of eligible voters to 18 (now 21) and sets minimum age of office-holders at 21 (as now). Requires that amendment be submitted to State's voters at next general election. Specifies duties of Governor and Sec'y of State to certify and enroll amendment.

H 68 Absentee voting in primaries — GS 163
Introducer: Stewart — Sent to ELECTIONS

"To amend Chapter 163 of the General Statutes so as to provide for absentee voting in statewide primary elections." Adds new subsection (c) to GS 163-226 to authorize absentee voting in statewide primary election under same rules now applicable to general elections.

H 69 Non-resident police and firemen — GS 160
Introducer: Rhyne — Sent to JUDIC 2

"To amend Chapter 160 of the General Statutes to provide that policemen and firemen who are non-residents may be employed." Amends G.S. 160-20 to permit police officers to reside outside corporate limits. Adds new G.S. 160-115.1 authorizing governing boards of municipalities to employ members of fire department and to prescribe their duties; permits members of department to reside outside limits of municipality.

LOCAL BILLS INTRODUCED

H 63 Rockingham ABC funds-members — RICHMOND
Introducer: Covington — Sent to LOC GOVT

"To amend Chapter 199, Session Laws of 1965, to allocate the profits earned by the City of Rockingham Board of Alcoholic Control and to provide for the appointment of members to the Board." Amends cited chapter to provide that future appointments to ABC Board to be made by committee consisting of county comm'rs chairman, county school board chairman, and clerk to city council. Rewrites act to distribute profits of Rockingham ABC stores as follows: 50% to county school board; 2% to county school board exclusively for Rohanen school band, 3% to board for Rockingham high school band and Leak Street school band; 10% to county treasurer to be paid to Richmond Technical Institute; 2% to county general fund for recreation in E. Rockingham and Wolf Pit twp; 2% to sheriff, to supplement deputies salaries; 15% to Rockingham, for recreation only; 2% to supplement salaries of Rockingham police dept; 2% to pay for new city police station when city signs contract; 3% for purchase of small equipment by Rockingham fire dept; 3% to city-county library for books; 3% to city rescue squad; and 1% each to Ellerbe for fire dept, to Hoffman for fire dept, and to Cardove Volunteer Fire Dept. Effective April 1, 1969.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 9 Lenoir school boundaries. Adds provision that boundaries of Lenoir School Administrative Unit shall remain as of January 1, 1969 until altered in manner prescribed by GS Ch. 115.

SENATE AND HOUSE CALENDAR ACTION JAN.30,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT. S-RE-REF TO COM ON STATE GOVT.
S. 3 CONSTABLES POWERS AND PAY. S-RE-REF TO COM ON COURTS.
S. 7 DAY-CARE FACILITIES. S-RE-REF TO COM ON JUDIC 2.
S. 15 CENTRAL DEAF SCHOOL. S-RE-REF TO COM ON EDUCATN.
S. 43 COUNTY COMMISSIONERS' ELECTIONS. S-REF TO COM ON LOC GOVT.
S. 44 UNIFORM FEES FOR REGISTERS. S-REF TO COM ON LOC GOVT.
S. 45 INJURING LAND-PENALTIES. S-REF TO COM ON JUDIC 2.
S. 46 UNIFORM ANATOMICAL GIFT ACT. S-REF TO COM ON PUB HLTH.
S. 47 PUBLIC-CHURCH LOANS INTEREST RATE. S-REF TO COM ON BANKING.
S. 48 REMOVING CHILD FROM STATE. S-REF TO COM ON JUDIC 2.
S. 49 INCREASE TEACHERS SALARIES. S-REF TO COM ON APPROPRN.
S. 50 VOTING AGE 18; CONTRACTS. S-REF TO COM ON CONSTUTN.
S. 51 (J.RES.) HONORING CURRIE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; S-PASSED 2ND & 3RD READINGS.
H. 24 IMMUNITY FOR REPORTING CANCER. S-REF TO COM ON PUB HLTH.
#H. 28 (J.RES.) HONORING STATESVILLE H.S. BAND. RATIFIED - RES. 9.
H. 30 LAW OFFICERS' INCOME TAX EXEMPTION. H-RE-REF TO COM ON LOC GOVT.
H. 32 PASSING AT RAILROAD INTERSECTIONS. H-REPTD FAV.
#H. 39 (J.RES.) HONORING BROOKS. RATIFIED - RES. 10.
H. 59 POULTRY LAB APPROPRIATION. H-REF TO COM ON APPROPRN.
H. 60 UNIFORM ANATOMICAL GIFT ACT. H-REF TO COM ON JUDIC 2.
H. 61 GENERAL CONTRACTOR'S LICENSE COST. H-REF TO COM ON JUDIC 1.
H. 62 OFFICERS' DEATH BENEFITS INCREASE. H-REF TO COM ON INSURANCE.
H. 64 TB SANATORIUM CHARGES. H-REF TO COM ON STATE GOVT.
H. 65 FORMULA FOR FRANCHISE TAXES. H-REF TO COM ON FINANCE.
H. 66 ASSAULTING POLICE AND FIREMEN. H-REF TO COM ON JUDIC 1.
H. 67 18 MINIMUM AGE VOTER. H-REF TO COM ON CONSTUTN.
H. 68 ABSENTEE VOTING IN PRIMARIES. H-REF TO COM ON ELECTION.
H. 69 NON-RESIDENT POLICEMEN AND FIREMEN. H-REF TO COM ON JUDIC 2.

LOCAL BILLS

S. 9 (CALDWELL) LENOIR SCHOOL BOUNDARIES. S-REPTD FAV; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
H. 14 (CALDWELL) LENOIR SCHOOL BOUNDARIES. H-REPTD FAV.
H. 36 (GASTON) MT. HOLLY COUNCIL SIZE. H-REPTD FAV.
H. 40 (HAYWOOD) PISTOL PERMITS. H-REPTD FAV.
H. 63 (RICHMOND) ROCKINGHAM ABC FUNDS-MEMBERS. H-REF TO COM ON LOC GOVT.

****

The President announced appointment of the following Senators to the Committee on Higher Education: Kirby, Chairman; Boger, Vice Chairman; Coggins, Vice Chairman; Burney, Currie, Dent, Folger, Harrington, MacLean, Maxwell, Nielson, Poovey, Rauch, L. Warren, V. White.

The President announced appointment of the following Senators to the Committee on State Government: Henley, Chairman; Griffin, Vice-Chairman; Dent, Edwards, Ellis, Evans, Flaherty, Patterson.

The President announced appointment of the following Senators to the Committee on Wildlife: Moore, Chairman; V. White, Vice Chairman; Bryan, Folger, Harrington, McGeachy, Poovey, Penn, S. Warren.

The Speaker announced appointment of the following Representatives to the Commercial Fisheries and Oyster Industry Committee: Williamson, Chairman; Burrus, Vice Chairman; H. Johnson, Vice Chairman; Boshamer, Bradley, Bryan, Leatherman, Mayfield, Moore, Penton, Roberson, Snead, Soles.

The Speaker announced appointment of the following Representatives to the Committee on Commissions and Institutions for the Blind and Deaf: McMillan, A., Chairman; Andrews, Vice Chairman; Elliott, Vice Chairman; Mauney, Vice Chairman; Paschall, Vice Chairman; Baugh, Covington, Harris, Payne, Raynor, Royall, Tolbert, Whitley.

The Speaker announced appointment of the following Representatives to the Courts and Judicial Districts Committee: Short, Chairman; Britt, Vice Chairman; P. Godwin, Vice Chairman; Ramsey, Vice Chairman; Snyder, Vice-Chairman; Carson, Carter, Harris, Holshouser, Horton, J. Johnson, R. Jones, Love, J. Penny, Reid, Rhyne, Ridenour, Rountree, Watkins.

The Speaker announced appointment of the following Representatives to the Elections Laws Committee: Gentry, Chairman; Euliss, Vice Chairman; McMichael, Vice Chairman; Messer, Vice Chairman; Vogler, Vice Chairman; Bradley, H. Campbell, Covington, Garner, Hege, Holshouser, Martin, Rountree, Strickland.

The Speaker announced appointment of the following Representatives to the Library Committee: Auman, Chairman; Strickland, Vice Chairman; Barbee, Blake, A. Campbell, R. McMillan, J. Penny, Phillips, Ridenour, Stanford, Warlick, Wills.

The Speaker announced appointment of the following Representatives to the Military and Veterans' Affairs Committee: R. Godwin, Chairman; Speed, Vice Chairman, Beam, Beatty, Bostian, Bumgardner, R. Campbell, DeBruhl, McDaniel, Mitchell, Raynor, Snead, Strickland, Troxell.

The Speaker announced appointment of the following Representative to the University Trustees Committee: Stanford, Chairman; Gregory, Vice Chairman; A. Jones, Vice Chairman; H. Taylor, Vice Chairman; Twiggs, Vice Chairman; Andrews, Boger, Church, Collins, Haynes, Horton, Mohn, Penton, Ragsdale, L. Ramsey, Soles, Troxell.

The Speaker announced appointment of the following Representatives to the Water (and Air) Resources Committee: Ragsdale, Chairman; Barr, Vice Chairman; Burrus, Vice Chairman; Roberson, Vice Chairman; Blake, Boshamer, Bryan, Culpepper, Fulton, Jernigan, Lilley, Mauney, McFadyen, R. McMillan, A. McMillan, Speros.

Next sessions of Senate and House: 10:00 a.m., Friday, January 31, 1969.

#

G41
25:1969/13
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 13 - 69 - FRIDAY, JANUARY 31, 1969

PUBLIC BILLS INTRODUCED

S 52 Driver ed - night driving GS 20, 115
Introducer: Wilkie Sent to HY SAFTY

"To amend G.S. 20-11, G.S. 20-88.1 and G.S. 115-202 to provide for night driving experience for students in the driver education courses." Amends GS 20-11(b) to remove restriction on holders of temporary learner's permit to drive only in daylight hours. Amends GS 20-88.1 to increase additional annual registration tax used for driver education classes on motor vehicles to $1.10 (now $1.00). Amends GS 115-202(e) to require that driver education classes in public schools provide at least two hours of motor vehicle operation in hours of darkness. Effective July 1, 1969.

S 53 ABC elections in municipalities GS 18
Introducer: J.White Sent to ABC

"To permit a referendum in municipalities concerning the sale of alcoholic beverages." Permits any municipality, with one or more full-time police officers receiving an annual salary and located in a county without ABC stores, or any municipality which is the county seat, upon determination by State ABC Board that it fits one of above classifications, to hold referendum on establishing ABC system in municipality. Requires governing board of eligible municipality to call election upon receipt of petition signed by at least 25% of registered voters of municipality voting in last election for mayor or governing board. Requires at least 60 days between calling election and election, at least 30 days between call and opening of registration books and equal amount of time for books to remain open; new registration not required. Prohibits holding referendum within 30 days of regular election for municipal officers or within 3 years of most recent ABC referendum held under this Act. Provides that if within 30 days after call for election, there is call for ABC referendum in county as whole, city election is suspended until after county referendum; provides that if county referendum passes city election shall not be held, and if county referendum fails, city election's date then reset, with at least 20 days notice before opening of registration books. Provides that election to follow procedures of town general election and to be paid for from town general fund. Sets forth ballot form and requires majority for passage.

Requires governing board, in event of passage, to certify results to State ABC Board, and to immediately create city ABC board, of chairman and two members, with staggered three-year terms. Provides that city ABC board to be subject to powers and duties imposed by GS 18-45 and GS 18-39; city ABC stores to be operated in conformity with Art III, GS Ch. 18, except where in conflict with this Act. Requires board to reserve 5-15% of net profits for law enforcement and for education as to effects of use of alcoholic beverages, and to

employ at least one enforcement officer, with jurisdiction in the entire county and the powers and duties provided in GS 18-45(15). Provides the remaining profits to be split 50-50 between town and county general funds. Provides that in event of subsequent successful ABC referendum in county, city ABC system to cease operations, and that city to receive a share of county system profits, the share being that percentage of total net profits which the population of the town bears to the population of the entire county.

S 54 Increase pay court officials — GS 7A, 7
Introducer: Bailey — Sent to APPROP

"To raise the salary or per diem of certain officials of the General Court of Justice." Amends GS 7A-43.1 by raising per diem of acting superior court solicitors from $45.00 to $55.00. Amends G.S.7A-43.2(3) by raising per diem of part-time solicitors from $35.00 to $45.00. Amends G.S.7A-101 by rewriting salary schedule for clerks of superior court as follows: less than 10,000 county population - $6,500; 10,000 to 19,999 - $7,650; 20,000 to 49,999 - $10,200; 50,000 to 99,999 - $11,500; 100,000 to 149,999 - $13,200; 150,000 to 199,999 - $15,500; and 200,000 and above - $18,000. Amends G.S. 7A - 163 by raising per diem of acting prosecutors from $45.00 to $50.00. Amends G.S. 7A-165 by raising per diem of part-time assistant prosecutors from $35.00 to $45.00. Amends G.S. 7A-172 by raising maximum salary level of magistrates from $6,000 to $7,200. Amends G.S. 7-44 to make salary schedule for full-time solicitors applicable to those who qualify July 1, 1969 as well as July 1, 1968 and by raising salary from $15,000 to $16,500. Effective July 1, 1969.

S 55 Legislative intern program — GS 120, APPROP.
Introducer: McGeachy — Sent to RULES

"To amend Chapter 120 of the General Statutes so as to establish the Legislative Intern Program Council, and to enable such council to promulgate and adopt a plan for legislative interns and further providing for the funding of such program." Adds new Art. 11 to GS Ch. 120 creating Legislative Intern Program Council consisting of President of Senate, Speaker of House, and Chairman of Dep't of Politics at N.C. State University to establish legislative intern program for General Assembly. Directs Council to adopt plan for each General Assembly session providing for selection, tenure, duties and pay of interns. Appropriates from General Funds to Dep't of Politics at N.C. State University $11,000 for 1969 Session.

* * * * *

H 70 (Joint Resolution) Honoring Mrs. Annie Cooper — MISC. RES.
Introducers: A. McMillan and others — Passed and sent to Senate

"A joint resolution expressing the gratitude of the General Assembly to Mrs. Annie E. Cooper for her services to the State." As title indicates.

H 71 Passing horses on highway — GS 20
Introducer: McKnight — Sent to HY SAFTY

"To amend G.S. 20-216 concerning passing of horses and other draft animals." Rewrites GS 20-216 to require that drivers of motor vehicles use reasonable care, including not using the horn or other signal device which might frighten the animal, in approaching or passing a horse or other draft animal; Act not intended to extend right of way presently applicable to such animals. (Present law requires drivers to stop on signal of person in charge of animal, and if going same direction to pass thereafter with reasonable

caution; also that driver must stop motor if necessary, and male drivers must come to aid of person in charge of animal if necessary because animal is frightened.)

H 72 Gov. Morehead School appropriation — APPROPRIATIONS
Introducers: Twiggs and A. McMillan — Sent to APPROPRN

"To appropriate funds to the Governor Morehead School, Raleigh, North Carolina, to provide capital improvements." Appropriates from State's general fund $2,347,000 for the biennium commencing July 1, 1969 for construction of and improvements to six facilities: conversion of coal-fired boilers to gas ($75,000); removal of railroad siding and coal storage structures and construction of new roads and lighting system ($200,000); construction of industrial arts building ($700,000); construction of dormitory addition to Cathey Cottage ($270,000); demolition of Johnson Cottage and construction of two dormitory elements ($685,000); construction of central kitchen and dining facilities ($417,000). Effective July 1, 1969.

H 73 (House Resolution) Breatherlizer demonstration — MISC RES
Introducers: J. Ramsey and Leatherman — Sent to HY SAFTY

"Requesting that the 'Breatherlizer' be tested simultaneously with an actual blood test to determine the correlation between the actual alcoholic blood content and the reading prescribed by the 'Breatherlizer', said test to be conducted before the House Highway Safety Committee." As title indicates.

LOCAL BILLS INTRODUCED

None

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 37 (Cabarrus) Mount Pleasant zoning. Technical amendments adopted in Senate (1/31).

SENATE AND HOUSE CALENDAR ACTION JAN.31,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS. S-REPTD FAV - JAN 30; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 52 DRIVER ED. NIGHT DRIVING. S-REF TO COM ON HY SAFTY.
S. 53 ABC ELECTIONS IN MUNICIPALITIES. S-REF TO COM ON ABC.
S. 54 INCREASE PAY COURT OFFICIALS. S-REF TO COM ON APPROPRN.
S. 55 LEGISLATIVE INTERN PROGRAM. S-REF TO COM ON RULES.
H. 32 PASSING AT RAILROAD INTERSECTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 70 (J.RES.) HONORING MRS. ANNIE COOPER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 71 PASSING HORSES ON HIGHWAY. H-REF TO COM ON HY SAFTY.
H. 72 GOV. MOREHEAD SCHOOL APPROPRIATION. H- REF TO COM ON APPROPRN.
H. 73 (H.RES.) BREATHERLIZER DEMONSTRATION. H-REF TO COM ON HY SAFTY.

LOCAL BILLS

S. 9 (CALDWELL) LENOIR SCHOOL BOUNDARIES. H-REF TO COM ON LOC GOVT.
S. 21 (ONSLOW) SCHOOL BOARD AT-LARGE ELECTION. S-REPTD FAV - JAN 30; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 33 (BURKE) DREXEL PROPERTY TAX PENALTIES. S-REPTD FAV.
S. 37 (CABARRUS) MOUNT PLEASANT ZONING. S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED.
S. 39 (SURRY) MT AIRY FIREMEN'S PENSION FUND. S-REPTD FAV.
H. 14 (CALDWELL) LENOIR SCHOOL BOUNDARIES. H-POSTPONED UNTIL FEB 7,1969.
H. 17 (ANSON) BOARD OF EDUCATION ELECTION. H-REPTD FAV.
H. 23 (GREENE) SCHOOL LAND CONVEYANCE. H-REPTD FAV AS AMENDED.
H. 25 (COLUMBUS) SCHOOL BOARD APPOINTMENT. H-REPTD FAV.
H. 36 (GASTON) MT. HOLLY COUNCIL SIZE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 40 (HAYWOOD) PISTOL PERMITS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

The President announced appointment of the following Senators to the Committee on Banking: S. Warren, Chairman; Ellis, Vice Chairman; Bagnal, Vice Chairman; Bailey, Bowles, Coggins, Currie, Dent, Folger, Kirby, MacLean, Moore, Sapp, Saunders, L. Warren, Wood.

The President announced appointment of the following Senators to the Committee on Manufacturing, Labor and Commerce: Staton, Chairman; Rauch, Vice Chairman; Bowles, Coggins, Currie, Flaherty, Griffin, Harrington, Larkins, MacLean, Murrow, Wilkie.

Note the following additions and changes in House Committees:

Education - Add R. Campbell
Conservation and Development - Add Church
Insurance - make Short and McMichael Vice Chairmen
Public Utilities - make Falls Vice-Chairman
Higher Education - make Messer Vice-Chairman
Banks and Banking - make R. Godwin Vice-Chairman
Alcoholic Beverage Control - make Auman Vice-Chairman
Manufacturers and Labor - make Hicks Vice-Chairman
Rules - make Mills Vice-Chairman
Constitutional Amendments - make W. Penny Vice-Chairman
Judiciary 2 - make Stewart Vice-Chairman
Finance - make Vogler Vice-Chairman

Next Sessions of Senate:

9:30 a.m., Saturday, February 1, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, February 3, 1969.

Next Sessions of House:

9:00 a.m., Saturday, February 1, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, February 3, 1969.

G41
25:1969/14
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 14 -75- February 3, 1969

Note: The Senate and House convened at 9:30 a.m. and 9:00 a.m., respectively, Saturday, February 1, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

S 56 Safe driver rewards
Introducer: Allsbrook

GS 20
Sent to HY SAFTY

"To amend G.S. 20-7(f) so as to reward safe drivers by eliminating the requirement for taking written and road tests when applying for renewal of operator's license." Adds to GS 20-7(f) provision that requires written examination and road test for renewal of driving license to be taken only by persons convicted of traffic violation or adjudged to have been negligent in operation of motor vehicle in four-year period immediately preceding date of their renewal applications, or unless they suffer from mental or physical condition impairing ability to operate motor vehicle (now, everyone except persons serving in armed forces stationed outside of State so required).

S 57 State law certificates to fed. cts.
Introducer: Allsbrook

GS 7A
Sent to JUDIC 2

"To authorize the Supreme Court of North Carolina to receive and answer certificates as to state law from federal courts." Adds new GS 7A-34.1 authorizing NC Supreme Court to answer by written opinion inquiries of federal courts on questions of NC law on which there appear to be no clear controlling decisions by NC Supreme Court, which questions are determinative of cause in federal case.

****

H 74 (Joint Resolution) Honoring Hancock
Introducer: Watkins

MISC. RES.
Passed and sent to Senate

"Honoring the life and memory of Franklin Wills Hancock, Jr., former member of the General Assembly of North Carolina and the United States House of Representatives." As title indicates.

H 75 Disobeying traffic officers
Introducer: Bumgardner

GS 20
Sent to HY SAFTY

"To amend G. S. 20-114.1 making unlawful the act of disobeying the directions of an officer directing traffic." Adds to cited section provision that no person shall willfully fail to comply with lawful orders of police officers directing traffic.

H 77 Surviving spouse allowance — GS 30
Introducer: R. Jones — Sent to JUDIC 2

"Amending G.S. 30-15 so as to increase the year's allowance of a surviving spouse to two thousand dollars." Increases allowance given to surviving spouse from personal property of deceased spouse for support in first year after deceased spouse's death to $2,000 (now $1,000). Effective July 1, 1969 and applicable to estates of persons dying thereafter.

H 78 Legislator subsistence — GS 120
Introducers: Beatty and J. Johnson — Sent to APPROP

"To increase the subsistence and travel allowance of the members and officers of the General Assembly." Amends G. S. 120-3.1 to provide travel allowance for members and presiding officers of Assembly of $.10 per mile (now, same as for State boards and commissions) and to raise subsistence allowance for members and presiding officers from per day subsistence allowed State boards and commissions ($20 per day) to $25 per day.

H 79 Increase pay court officials (Iden. S 54) — GS 7, 7A
Introducer: Short — Sent to APPROP

"An act to raise the salary or per diem of certain officials of the General Court of Justice." Identical to S 54, digested in Bulletin No. 13, at page 70. Effective July 1, 1969.

H 80 (House Resolution) Ground hog seat — MISC. RES.
Introducers: Short and Royal — Adopted

"Creating the Ground Hog Capital of North Carolina and appointing North Carolina Guardians of the Ground Hog." As title indicates.

LOCAL BILLS INTRODUCED

H 76 Draftsman's name on documents — PITT
Introducers: Rountree and Reid — Sent to JUDIC 1

"Amending G.S. 47-17.1 so as to require that certain papers and documents registered in Pitt County show thereon the name of the draftsman." Adds Pitt to counties in which papers and documents submitted for probate or recordation to clerks of superior court must show on cover page designation of draftsmen, with certain exceptions.

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 23 (Greene) School board conveyance. Technical amendment adopted in House.

SENATE AND HOUSE CALENDAR ACTION FEB.03,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS. H-REF TO COM ON COURTS.
#S. 51 (J.RES.) HONORING CURRIE. RATIFIED - RES. 2.
S. 56 SAFE DRIVER REWARDS. S-REF TO COM ON HY SAFTY.
S. 57 STATE LAW CERTIFICATES TO FED.CTS.. S-REF TO COM ON JUDIC 1.
H. 32 PASSING AT RAILROAD INTERSECTIONS. S-REF TO COM ON HY SAFTY.
H. 70 (J.RES.) HONORING MRS. ANNIE COOPER. S-PASSED 2ND & 3RD READINGS.
H. 74 (J.RES.) HONORING HANCOCK. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 75 DISOBEYING TRAFFIC OFFICERS. H-REF TO COM ON HY SAFTY.
H. 77 SURVIVING SPOUSE ALLOWANCE. H-REF TO COM ON JUDIC 2.
H. 78 LEGISLATOR SUBSISTENCE. H-REF TO COM ON APPROPRN.
H. 79 INCREASE PAY COURT OFFICIALS. H-REF TO COM ON APPROPRN.
#H. 80 (H.RES.) GROUND HOG SEAT. HOUSE RESOLUTION ADOPTED.

LOCAL BILLS

S. 21 (ONSLOW) SCHOOL BOARD AT-LARGE ELECTION. H-REF TO COM ON EDUCATION.
S. 33 (BURKE) DREXEL PROPERTY TAX PENALTIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 37 (CABARRUS) MOUNT PLEASANT ZONING.(1/31) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 39 (SURRY) MT AIRY FIREMEN'S PENSION FUND. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
H. 17 (ANSON) BOARD OF EDUCATION ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 23 (GREENE) SCHOOL LAND CONVEYANCE. H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 25 (COLUMBUS) SCHOOL BOARD APPOINTMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 36 (GASTON) MT. HOLLY COUNCIL SIZE. S-REF TO COM ON LOC GOVT.
H. 40 (HAYWOOD) PISTOL PERMITS. S-REF TO COM ON LOC GOVT.
H. 76 (PITT) DRAFTSMAN'S NAME ON DOCUMENTS. H-REF TO COM ON JUDIC 1.

****

The Speaker announced appointment of the following Representatives to the Committee on Employment Security: Martin, Chairman; Hicks, Vice Chairman; H. Johnson, Vice Chairman; Quinn, Vice Chairman; Beatty; DeBruhl; Eagles; Kincaid; Mayfield; Messer; W. Penny; Royall; and Whitley.

The Speaker announced appointment of the following Representatives to the Correctional Institutions Committee: McFadyen, Chairman; Chase, Vice Chairman; Elliott, Vice Chairman; Fenner, Vice Chairman; Tart, Vice Chairman; Carson; Culpepper; Everett; Frye; Haynes; J. Johnson; and Wills.

The Speaker announced appointment of the following Representatives to the Corporations Committee: Euliss, Chairman; Leatherman, Vice Chairman; J. Ramsey, Vice Chairman; Beam; Beard; H. Campbell; Carter; Fulton; Hofler; Jernigan; S. Johnson; McDaniel; Speros; and Watkins.

The Speaker announced appointment of the following Representatives to the Public Buildings and Grounds Committee: Elliott, Chairman; Green, Vice Chairman; Mohn, Vice Chairman; Speed, Vice Chairman; Tart, Vice Chairman; Beard; Collins, Jemison; Moore; Rountree; Stewart; and Tolbert.

The Speaker announced appointment of the following Representatives to the Wildlife Resources Committee: Barr, Chairman; Hofler, Vice Chairman; Williamson, Vice Chairman; Barker; Baugh; Boger; Everett; Falls; Gentry; Kincaid; Lilley; Love; Messer and C. Taylor.

The Speaker announced appointment of the following Representatives to the Federal and Interstate Cooperation Committee: Falls, Chairman; Eagles, Vice Chairman; Green, Vice Chairman; S. Johnson, Vice Chairman; Quinn, Vice Chairman; Billings, A Campbell; Clark; Fenner; Garner; Gregory; and McDaniel.

Next sessions of Senate and House: 12 noon, Tuesday, February 4, 1969.

#

G41
25:1969/15
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 15 -79- February 4, 1969

PUBLIC BILLS INTRODUCED

S 59 5th dist. resident judge
Introducer: Burney

GS 7A
Sent to COURTS

"An act to provide for an additional resident judge in the fifth judicial district." Creates office of additional resident judge of fifth judicial district, to be filled by Governor after Sept. 1, 1969 to take office Jan. 1, 1970; successor of appointee to be chosen in 1970 general election for unexpired portion of eight-year term which began Jan. 1, 1969. Names present resident judge of fifth judicial district as senior resident judge of district. Gives additional resident judge equal jurisdiction with senior resident judge of same district but places all constitutional and statutory duties given to resident judge which are not related to a case, controversy, or judicial proceeding on the resident judge senior in continuous service on the Superior Court or, if equal seniority, on the judge senior in age.

S 60 Survivorship - jt. bank accounts
Introducer: Burney

GS 41
Sent to JUDIC 2

"To amend GS 41-2.1 relating to maintenance of bank accounts with right of survivorship." Rewrites subsection (b) (3) (relating to incidents of joint bank accounts with right of survivorship) to make survivors of joint account sole owners of unwithdrawn deposit free from claims of creditors of deceased (now, subject to such claims and to governmental rights). Deletes subdivision (4) (which requires bank to pay legal representative of deceased that portion of unwithdrawn deposit made subject to claims of deceased's creditors, and setting out duties of legal representative as to this amount). Adds to 41-2.1 new subsection (h) making above changes applicable to such accounts established since 7/1/59 unless parties evidenced contrary intent at time of establishment or within 6 mo. of date of this act.

S 61 Autopsy statute revision
Introducer: Burney

GS 90
Sent to JUDIC 2

"To rewrite and clarify the statutory limitation-upon-right to perform autopsy." Rewrites GS 90-217 to limit cases where autopsy may be performed as those where authorized by: (1) Chief Medical Examiner or medical examiner of county under GS 130-200 authority; (2) State prosecuting officer in homicides under GS 15-7 authority; (3) written direction of decedent; (4) oral request of decedent made to physician during terminal illness; (5) if prior classes not available and no contrary indications by decedent or persons in prior classes in order of priority--spouse, adult son or daughter, parent, adult brother or sister, guardian at time of death, person charged by law with duty of burial. Effective October 1, 1969.

S 62 Political gifts tax exemption — GS 105
Introducer: Edwards — Sent to JUDIC 2

"To amend the income tax laws so as to permit the deduction of small contributions to political campaigns." Purports to add new subparagraph (23) to GS 105-147 (apparently intends to add new subparagraph (24) to make contributions to candidates or political parties by individuals, firms and partnerships for no more than $100 per tax year deductible items in computing net income for State income tax purposes. Effective and applicable to all income years beginning on or after January 1, 1969.

S 63 Widower's tax exemption — GS 105
Introducer: Folger — Sent to FINANCE

"Amending G.S. 105-4, relating to inheritance tax exemptions, so as to provide that the exemptions for surviving husbands shall be the same as for surviving wives." Gives surviving spouses (now only widows) $10,000 exemption from payment of inheritance tax on property of deceased spouse. Effective July 1, 1969 and applicable to estates of persons dying on or after that date.

S 64 Waiver of notice, judgments — GS 1
Introducer: Boger — Sent to JUDIC 2

"To amend G.S. 1-239 (b) so as to permit waiver of notice by attorneys of record in certain cases." Adds to GS 1-239 (b) provision that attorney of record may waive notice (seven days) of payment of money judgment and CSC shall pay monies by signing judgment docket.

S 65 Township precincts — GS 163
Introducer: Poovey — Sent to ELECTION

"To require each township to include at least one election precinct but to allow additional precincts to encompass territory from more than one township." Amends GS 163-128 to require that each township have at least one precinct within its territory (now forbids precinct to encompass territory from more than one township).

****

H 81 (Joint Resolution) Stickers in lieu of plates — GS 20
Introducer: Horton — Sent to RULES

"Calling upon the Department of Motor Vehicles to put into effect the economies permitted by North Carolina General Statutes 20-66.1." As title indicates. (20-66.1 permits Motor Vehicles Dept. to renew license plates through issuance of suitable stickers, tabs, etc. rather than issuing new registration plates annually.)

H 82 Bank officer loans — GS 53
Introducer: McFadyen — Sent to BANKS

"To amend GS 53-91 to authorize loans in excess of $2500 to officers of banks." Removes prohibition in GS 53-91 against a bank making loans in excess of $2500 to any officer of the bank.

H 83 Tomato Festival Funds — Sent to APPROPRIATIONS
Introducers: Messer and L. Ramsey

"Appropriating funds for the North Carolina Tomato Festival in Haywood County." Appropriates $2000 each year of next biennium to Canton-Bethel Chamber of Commerce to help promote tomato festival.

LOCAL BILLS INTRODUCED

S 58 County police officers — Richmond
Introducer: James — Sent to LOC GOVT

"To give the members of the police departments of all cities, towns and municipalities in Richmond County the authority to make arrests and serve criminal process in the territories outside the corporate limits for a distance of two and one-half miles." As title indicates.

SENATE AND HOUSE CALENDAR ACTION FEB.04,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 23 ASSESSMENT BOARD JOINT APPEALS. S-REPTD FAV.
S. 53 ABC ELECTIONS IN MUNICIPALITIES. S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED.
S. 59 5TH.DIST. RESIDENT JUDGE. S-REF TO COM ON COURTS.
S. 60 SURVIVORSHIP-JT.BANK ACCOUNTS. S-REF TO COM ON JUDIC 2.
S. 61 AUTOPSY STATUTE REVISION. S-REF TO COM ON JUDIC 2.
S. 62 POLITICAL GIFTS TAX EXEMPTION. S-REF TO COM ON JUDIC 2.
S. 63 WIDOWER'S TAX EXEMPTION. S-REF TO COM ON FINANCE.
S. 64 WAIVER OF NOTICE,JUDGMENTS. S-REF TO COM ON JUDIC 2.
S. 65 TOWNSHIP PRECINCTS. S-REF TO COM ON ELECTION.
H. 73 (H.RES.) BREATHERLIZER DEMONSTRATION. H-REPTD FAV.
H. 74 (J.RES.) HONORING HANCOCK. S-PASSED 2ND & 3RD READINGS.
H. 81 STICKERS IN LIEU OF PLATES. H-REF TO COM ON RULES.
H. 82 BANK OFFICER LOANS. H-REF TO COM ON BANKING.
H. 83 TOMATO FESTIVAL FUNDS. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 33 (BURKE) DREXEL PROPERTY TAX PENALTIES. H-REF TO COM ON LOC GOVT.
S. 37 (CABARRUS) MOUNT PLEASANT ZONING.(1/31) H-REF TO COM ON LOC GOVT.
S. 39 (SURRY) MT AIRY FIREMEN'S PENSION FUND. H-REF TO COM ON LOC GOVT.
S. 58 (RICHMOND) COUNTY POLICE OFFICERS. S-REF TO COM ON LOC GOVT.
H. 17 (ANSON) BOARD OF EDUCATION ELECTION. S-REF TO COM ON LOCAL GOVT; H-RECALLED FROM SENATE; S-WITHDRAWN FROM LOC GOVT; S-RETURNED TO HOUSE.
H. 23 (GREENE) SCHOOL LAND CONVEYANCE. S-REF TO COM ON LOC GOVT.
H. 25 (COLUMBUS) SCHOOL BOARD APPOINTMENT. S-PASSED 2ND & 3RD READINGS.

****

Note the following changes in House Committees:
Election Laws - delete Messer
Health - delete Falls
Judiciary 1 - add Warlick
Mental Health - delete Barker
State Personnel - delete H. Johnson
University Trustees - add Bostian; as Vice-Chairman, substitute Andrews for H. Taylor
Water Resources - delete Burrus as Vice-Chairman

Next Sessions of Senate and House: 12 noon, Wednesday, February 5, 1969.

G41
25:1969/16
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 16 - 85 - WEDNESDAY, FEBRUARY 5, 1969

PUBLIC BILLS INTRODUCED

S 66 Per diem conforming changes — GS 87,90,119,130,138, 143,159,164

Introducer: Burney — Sent to JUDIC 2

"To correct several separate state board, commission and committee authorization acts to conform to G.S. 138-5 with regard to the amount of per diem payments authorized for members." Provides that members of following State boards, commissions and committees shall receive per diem payment (now $7) authorized in GS 138-5 for members of State boards, commissions, and committees generally: State Board of Examiners of Plumbing and Heating Contractors (now $10, in GS 87-17); State Board of Refrigeration Examiners (now $15, in GS 87-53); N.C. State Board of Opticians (now $10, in GS 90-248); State Examining Committee of Physical Therapists (now $10, in GS 90-257); Gasoline and Oil Inspection Board (now $10, in GS 119-26); State Board of Health (now $10, in GS 130-4); N. C. Wildlife Resources Commission (now "not more than" $10. in GS 143-245); Local Government Commission (now $10; bill refers to GS 159-4 [illegible] but apparently intends GS 159-3); the General Statutes Commission (now $10, in GS 164-19).

S 67 Street dedication in land partition — GS 46

Introducer: Burney — Sent to JUDIC 2

"To authorize dedication of streets in partition proceedings." Adds to GS 46 (partitioning of real property) new section 17.1 permitting clerk to authorize commissioners, on their own motion or motion of any party, to set aside such part of property as is necessary for access to any share, or for public highway, alley, etc., which recommendation shall constitute a dedication on approval of clerk. Provides dedication of any minor's interest must be approved by Superior Court.

S 68 Liquor tax for mental health fund — GS 18

Introducer: James — Mental H

"To amend G.S. 18-39(3), so as to provide funds to the North Carolina Department of Mental Health for education, research, treatment, and rehabilitation of alcoholics and mentally ill persons, and to provide facilities." Amends cited section to raise special charge of $.05 per bottle on each bottle of alcoholic beverages sold to $.10 and to place funds collected in special fund for mental health and alcoholic rehabilitation programs (now: funds collected go to State General Fund). Requires State Treasurer to transfer funds collected after July 1, 1969 to State Department of Mental Health. Department to use funds for research, education, training, treatment and rehabilitation of alcoholics and mentally ill persons and for construction and maintenance of facilities therefor.

S 69 Group insurance benefit restriction — GS 57, 58
Introducer: J. White and W. James — Sent to INSURANCE

"To amend G. S. 58-254.4 and Chapter 57 of the General Statutes relating to group accident and health insurance policies, so as to prohibit the application of co-ordination of benefits or nonduplication provisions as between spouses separately insured under group policies." Adds new subsection to cited section providing that from and after July 1, 1969 no group accident and health insurance policy written or renewed in State may contain a co-ordination of benefits provision or non-duplication provision, the effect of which is to co-ordinate benefits or eliminate application of benefits as between separate group accident and health insurance policies insuring spouses living in same household, or not otherwise legally separated. Makes provision applicable to hospital and medical service corporations organized under GS Chapter 57 as well as insurers under GS Chapter 58.

S 70 Emergency power of guardsmen — GS 127
Introducer: Staton — Sent to VETERANS

"To amend North Carolina General Statute 127-106.1, relating to the power of arrest of members of the North Carolina National Guard or state defense militia, for the purpose of granting members of the North Carolina National Guard or state defense militia with immunity from criminal or civil prosecution for any acts done in the performance of their duties during time of public disaster or crisis." Rewrites GS 127-106.1 providing same immunities as police officers for guardsmen who, on active service and in line of duty, are aiding civil authorities (presently allows only power of arrest). Sets out new subsection (b) providing that any commanding officer called to active service for disaster relief, riot prevention or control shall use his own judgement concerning propriety of and force necessary to dispersion or apprehension of snipers, rioters or unlawful assemblies. Provides such exercise of his honest, reasonable judgement in line of duty shall be full civil and criminal protection, and that guardsman in active state or U. S. service shall not be criminally or civilly liable for acts done by him in performance of duty.

S 72 Seed law funds collection — GS 106
Introducer: MacLean — Sent to AGRICULT

"Amending the North Carolina Seed Law so as to provide an alternative method for collecting funds under said Act." Amends G. S. 106-277.28 (1) and (3) to provide alternative procedure (for seed dealers or growers who sell only seed lots originated by their company) in reporting quantity of seed sold and in paying required $.02 fees for seed analysis tags or stamps. At request of grower or dealer, and with consent of Commissioner of Agriculture, authorizes quarterly reporting and payment system in lieu of attaching tag or stamp to each container; reports and payments due on first day of January, April, July and October or within 10 days thereafter. Dealers and growers to keep required records and make them available for Department inspection. Prescribes 10% penalty for late payment of inspection fees. Before alternative procedure can be used, each dealer or grower must deposit $500 cash, securities, or bond with Commissioner. Effective July 1, 1969.

*****

H 84 Learner's permits, night driving — GS 20
Introducer: Lilley — Sent to HY SAFETY

"Amending G.S. 20-11(b) relating to automobile operators learners' permits so as to permit night driving with such permit." As title indicates (now limited to daylight hours).

H 86 Funds for N.C. State Theatre — APPROPRIATIONS
Introducer: Mayfield — Sent to APPROPRN

"To appropriate funds to the Vagabond School of the Drama, Inc, known as the State Theatre of North Carolina, for operation, construction and expansion." Appropriates to Vagabond School of the Drama, Inc. from State General Fund $25,000 for each year of 1969-71 biennium. Funds to be used for operation, construction and expansion of theatre.

H 87 Vehicle loading — GS 20
Introducer: A. Campbell — Sent to HY SAFTY

"To amend G.S. 20-116(g) relating to the manner in which vehicles may be loaded to adequately protect the traveling public against dropping, sifting, blowing, leaking or otherwise escaping loads." Amends cited section to provide that vehicles be loaded (now constructed or loaded) to prevent load from escaping; adds provision that loads on such vehicles be covered by tarpaulin or other suitable material to prevent load from escaping; extends prohibition to the "blowing" of load from vehicle (now only "dropping, sifting, leaking or otherwise escaping"). Effective July 1, 1969.

H 89 (Joint Resolution) Honoring Davis — MISC. RES.
Introducers: Burrus and Roberson — Passed three readings and sent to Senate

"A joint resolution honoring the memory of Isaac Peter Davis." As title indicates.

H 90 Illegally parked cars — GS 14
Introducer: H. Taylor — Sent to JUDIC 2

"To amend G.S. 14-401.9 to provide for removal of illegally parked motor vehicles from private parking lots." Amends named section (making unlawful parking of vehicles in private parking space without express permission of owner or lessee of such space) to allow removal of vehicles parked in violation of this statute to place of storage, and making owner of vehicle liable for costs of such removal and storage. Provides no person shall have to answer to owner of vehicle either civilly or criminally except where vehicle is willfully, maliciously or negligently damaged in removal or storage. Deletes provisions making 14-401.9 applicable only within limits of corporate municipalities.

LOCAL BILLS INTRODUCED

S 71 Asheville city council election — BUNCOMBE
Introducer: Dent — Sent to LOC GOVT

"To amend Chapter 121, Private Laws of 1931, to provide for the election of the city council of the City of Asheville, and solicitor and judge of police court." Rewrites in entirety art. XI of ch. 121 of 1931 Private Laws,

as follows: Provides for seven-member city council to be elected at large, in non-partisan election at regular municipal election in May, 1969. Forbids primary election. Provides that seven persons receiving highest number of votes are elected and serve until general election in November, 1972. Provides that top four candidates in November, 1972 election to serve four-year term and next three to serve two-year term. Provides that municipal elections to be conducted by City Board of Elections, consisting of three electors of city appointed for two-year terms. Provides that in May, 1969 municipal election there be elected at large and non-partisan a judge and solicitor of Police Court, to serve four-year terms until successors elected or until District Courts established. Repeals Priv. L. 1935, Ch. 135; Priv. L. 1931, Ch. 121, Art. II-Sec. 6; Priv. L. 1935, Ch. 135; S.L. 1963, Ch. 861.

*****

H 85 Belhaven manager, referendum — BEAUFORT
Introducers: Roberson and Burrus — Sent to LOC GOVT

"To amend the charter of the town of Belhaven, Chapter 246 of the Private Laws of 1907, to establish the position of town manager." Adds section 19A to charter as title indicates. Provides manager to be appointed by board of aldermen as administrative head of town government. Sets out specific duties and responsibilities, including appointment of all town employees except town attorney, fire chief and fire department employees. Provides for referendum on adoption of manager plan on petition of 15% of number of registered voters participating in most recent town election, and sets out procedures for holding referendum.

H 88 Greensboro Police Club land — GUILFORD
Introducers: Ridenour, Coble, Frye, Payne, Phillips and Short — Sent to LOC GOVT

"Authorizing the City of Greensboro to convey a fee simple determinable estate in 10.41 acres of land to the Greensboro Police Club, Incorporated." As title indicates, for purposes of police training and related activities for Greensboro police officers; if land ceases to be used for above purposes, title automatically revests in City.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 55 Legislative intern program. Amendment deletes $11,000 General Fund appropriation to Dep't of Politics of N. C. State University, for funding of Legislative Intern Program for 1969 Session of General Assembly. Adopted by Senate on February 4, 1969.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 23 ASSESSMENT BOARD JOINT APPEALS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 53 ABC ELECTIONS IN MUNICIPALITIES. HAS NOT BEEN REPORTED. INCORRECTLY LISTED IN BULLETIN NO. 15 AS REPORTED AND AMENDED.
S. 55 LEGISLATIVE INTERN PROGRAM.(2/05) S-REPTD FAV AS AMENDED-FEB. 4; S-AMENDMENT ADOPTED-FEB. 4; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 66 PER DIEM CONFORMING CHANGES. S-REF TO COM ON JUDIC 2.
S. 67 STREET DEDICATION-LAND PARTITION. S-REF TO COM ON JUDIC 2.
S. 68 LIQUOR TAX FOR MENTAL HEALTH FUND. S-REF TO COM ON MENTAL HEALTH.
S. 69 GROUP INS. BENEFIT RESTRICTION. S-REF TO COM ON INSURANCE.
S. 70 EMERGENCY POWER OF GUARDSMEN. S-REF TO COM ON VETERANS.
S. 72 SEED LAW FUNDS COLLECTION. S-REF TO COM ON AGRICULT.
H. 24 IMMUNITY FOR REPORTING CANCER.(1/29) S-REPTD FAV.
#H. 70 (J.RES.) HONORING MRS. ANNIE COOPER. RATIFIED - RES. 11.
H. 73 (H.RES.) BREATHERLIZER DEMONSTRATION. H-HOUSE RESOLUTION ADOPTED.
#H. 74 (J.RES.) HONORING HANCOCK. RATIFIED - RES 12.
H. 84 LEARNER'S PERMITS,NIGHT DRIVING. H-REF TO COM ON HY SAFTY.
H. 86 FUNDS FOR N.C. STATE THEATRE. H-REF TO COM ON APPROPRN.
H. 87 VEHICLE LOADING. H-REF TO COM ON HY SAFTY.
H. 89 (J.RES.) HONORING DAVIS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 90 ILLEGALLY PARKED CARS. H-REF TO COM ON JUDIC 2.

LOCAL BILLS

S. 21 (ONSLOW) SCHOOL BOARD AT-LARGE ELECTION. H-REPTD FAV.
S. 71 (BUNCOMBE) ASHEVILLE CITY COUNCIL ELECTION. S-REF TO COM ON LOC GOVT.
H. 17 (ANSON) BOARD OF EDUCATION ELECTION. H-RECONSIDERED 3RD & 2ND READINGS; H-REF TO COM ON EDUCTN.
H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. H-REPTD WITHOUT PREJUDICE; H-REF TO COM ON FINANCE.
#H. 25 (COLUMBUS) SCHOOL BOARD APPOINTMENT. RATIFIED - CHAPTER 1.
H. 85 (BEAUFORT) BELHAVEN MANGER,REFERENDUM. H-REF TO COM ON LOCAL GOVT.
H. 88 (GUILFORD) GREENSBORO POLICE CLUB LAND. H-REF TO COM ON LOCAL GOVT.

****

Note the following changes in House Committees:
Personnel and Employment - delete DeBruhl
Health - delete R. Godwin
Mental Health - add R. Godwin
University Trustees - add DeBruhl
Wildlife - add H. Johnson

Next Sessions of Senate and House: Thursday, February 5, 1969

#

G41
25:1969/17
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 17 -91- THURSDAY, FEBRUARY 6, 1969

PUBLIC BILLS INTRODUCED

S 73 Operator's license-mail renewal — GS 20
Introducer: Scott — Sent to HY SAFTY

"To amend G.S. 20-7 (f) to permit a person temporarily residing outside North Carolina to renew an operator's license by mail." Rewrites GS 20-7 (f) to permit all persons (now only persons serving in U. S. armed forces on active duty) except nonresidents, who hold N. C. operator's licenses and are temporarily residing outside State to renew licenses with Dep't of Motor Vehicles by mail. Defines 'temporary' as not less than 30 days continuous absence from State.

S 74 Driving suspension, drop-outs — GS 20
Introducers: Rauch and others — Sent to HY SAFTY

"To amend article 2 of chapter 20 to provide for suspension of operator's license of provisional licensee for dropping out of school." Adds new GS 20-13.1 providing suspension of operator's license of provisional licensee (licensee under 18) on notice to Motor Vehicles Dep't that such provisional licensee has dropped out of school, not having graduated, and is not enrolled in approved trade or vocational school. Provides such license shall not be reinstated until licensee has attained age 18, re-entered school, or local school board is satisfied licensee incapable of attaining higher educational level or of extenuating circumstances.

S 75 Permitting written declarations — GS 1
Introducer: Burney — Sent to JUDIC 2

"To permit written declarations in lieu of oaths before officer." Adds new G. S. 1-148.1 to permit (in lieu of sworn statement before notary public or other authorized officer) written declarations to be subscribed and certified by party in substantially following form: "I certify under penalty of perjury that the foregoing is true and correct." Makes it felony to so subscribe and certify when party knows statement or any part to be false. Act does not apply to depositions, oaths of office or acknowledgements of real property instruments. Effective October 1, 1969.

S 76 Securing future advances — GS 45
Introducer: Burney — Sent to JUDIC 2

"To provide for instruments to secure future advances and future obligations." Spells out procedure to authorize security instruments affecting real property to secure future obligations. Future obligations will be secured when following requirements are met: (1) security instrument shows that it is given wholly or partly to secure future obligations; states amount of present obligations secured and maximum amount which may be secured at any one time; and period during which future obligations

may be incurred (but not more than ten years), (2) each future obligation is evidenced by written instrument or notation signed by obligor referring to security instrument, and (3) the amount, date and due date of each note, bond, or other undertaking are noted in writing on the security instrument by the holder of the security instrument. Provides that unless security instrument provides to contrary, when maximum amount of loan has not been advanced or payment or partial payment reduces or eliminates debt, further obligation may be incurred from time to time within time limit and maximum amount set by security instrument. In cases where security instrument makes future advances obligatory, gives future obligations same priority as if all advances had been made at time of execution of security instrument. In cases where security instrument does not make future advances obligatory, gives future obligations same priority as if all advances had been made at time of execution of security instrument except: intervening encumbrancers are given priority over future advances if they give actual written notice to first secured creditor (or his assignee) that intervening lieu has been perfected or is being incurred and when perfected will relate back to time when incurred. Provides that payments of secured creditor for insurance, taxes, assessments, etc., have priority regardless of notice of intervening encumbrancer and does not require that these amounts be evidenced in writing as part of obligation. Spells out procedure for satisfaction of security instrument upon written demand of maker of security instrument. Spells out procedure (for security instruments that do not make future advances obligatory) for holder of security instrument (at request of maker) to furnish statement for probate and registration giving amount of present obligation of maker and stating that no future advances will be made except such amounts necessary to preserve the security. Provides that such a statement bars any future advances under security instrument. Provides that provisions of G. S. 45-37 (discharge of record of mortgages and deeds of trust) apply to instruments executed under this Act except that in cases of cancellation by exhibition or presentation under G. S. 45-37 (a) (2) or (a) (3) (citations apparently refer to subsection numbers as amended by a bill yet to be introduced), only notes or bonds described in body of instrument or noted in writing thereon need be exhibited or presented. Provides that Act not exclusive (does not prohibit other procedures for securing future advances.) Effective October 1, 1969.

S 77 Mechanics' materialmen's liens — GS 44 44A
Introducer: Burney — Sent to JUDIC 2

"To amend the laws relating to mechanics' and materialmen's liens." Adds new Article 2 entitled "Statutory Liens on Real Property. - Liens of Mechanics, Laborers and Materialmen Dealing with Owner" to G. S. Ch. 44A Defines various terms. Provides lien on real property for benefit of any person who performs or furnishes labor or materials by contract, either express or implied, to secure payment of all debts owing for labor done or material furnished. Extends benefit of lien to improvement and to lot or tract on which improvement situated to extent of interest of owner. Liens take effect from time of furnishing of labor or materials at site of improvement and upon filing of claim of lien with clerk of superior court in each county where real property located. Requires CSC to record and index lien on judgment docket and index under name of owner of property. Claims may also be filed with receivers, referees in bankruptcy or assignees who obtain legal authority over real property. Claims must be filed not later than 120 days after last furnishing of labor or materials. Includes suggested form for claim of lien. Prohibits amendments of claim but authorizes cancellation and substitution of revision within time allowed for filing original. Authorizes assignment by original lien claimant. Spells out procedure for action to enforce lien which must be brought within 180 days after last furnishing of labor or material. Spells out procedure for sale of property to enforce judgment. Authorizes remedy of attachment when owner removes or threatens to remove improvement from property. Spells out method of discharge of lien. Subjects real property held by tenants

by the entirety by man and wife to lien, unless one spouse objects in writing to person furnishing labor or material within 10 days of date labor or material first furnished. Repeals G.S. Chap. 44, Secs. 1, 39, 40, 41, 42, 43, 44, 45, and 46 and incorporates new Chap. 44, Art. 2 by reference in G.S. 44-6 and -9. Effective October 1, 1969.

S 78 G.S. error corrections — GS 50,53,90,105,106, 113,141,143,164 Sent to JUDIC 2

Introducer: Burney

"To correct certain errors in the General Statutes." Makes technical changes in the following General Statutes: §50-16.7(b), §53-43(1), §90-108, §105-114, §105-232, §105-296(9), §106-65.23, §113-206, §141-6(a), §143-132, §164-13(2) -- apparently (a)(2), §164-14(5) -- apparently (a)(5).

S 79 Increasing Dist Ct. jurisdiction — GS 7A Sent to COURTS

Introducers: Ellis and others

"To increase from $5,000 to $15,000 the civil jurisdiction of the District Court Division of the General Court of Justice." Amends GS 7A-245 as title indicates. Act not to affect pending litigation unless all parties agree in writing to transfer to District Court. Effective July 1, 1969.

S 80 Inviting Governor, budget — MISC RES Passed and sent to House

Introducer: McGeachy

"Inviting His Excellency, the Governor, to address a joint session of the Senate and House of Representatives at 12:30 p.m., February 12, 1969." Provides committee be appointed to extend invitation as title indicates. Provides further, text of message be printed in Senate and House Journals, and 2000 copies of message be provided for use by Governor.

* * * * *

H 91 (Joint Resolution) Honoring Umstead — MISC RES Passed and sent to Senate

Introducers: Beatty and Stanford

"A Joint Resolution honoring the life and memory of John Wesley Umstead, Jr." As title indicates.

H 92 (Joint Resolution) Honoring Norman — MISC RES Passed and sent to Senate

Introducers: Burrus and Roberson

"A Joint Resolution honoring the memory of Zebulon Vance Norman." As title indicates.

H 93 (House Resolution) Congratulating Junior Miss — MISC RES Adopted

Introducer: Coble

"A House Resolution congratulating Miss Susan Rowe of High Point upon her selection as Junior Miss of North Carolina of 1969." As title indicates.

H 94 (House Resolution) Congratulating Miss Personality — MISC. RES.
Introducer: Coble — Adopted

"A House Resolution congratulating Miss Vickey Jones of Greensboro upon her selection as Miss Personality in the Junior Miss of North Carolina of 1969 Pageant." As title indicates.

H 95 (Joint Resolution) Honoring Brock — MISC. RES.
Introducers: Boger and Tolbert — Passed and sent to SENATE

"A Joint Resolution honoring the memory of B. C. Brock, former legislator." As title indicates.

H 96 Adopted persons' name change — GS 48
Introducer: Strickland — Sent to JUDIC 2

"To amend chapter 48 of the General Statutes to permit changing the name of an adopted person who is twenty-one (21) or more years of age." Amends GS 48-29 (a) by providing that adopted child or person sought to be adopted, who has attained age of 21 before the filing by adopting parents of petition to change such adopted person's name, must file consent to such change in writing with clerk. Amends GS 48-36 (adoption of persons who are 21 years of age or older) providing alternative provisions for change of name of such persons. Proposed subsection (d) provides for change of adopted person's name on petition of adopting parents and person adopted by clerk of superior court in special proceeding. Sets out duty of clerk to give adopted person a certificate showing name change, to record proceedings, and to notify registrar of vital statistics. Provides registrar of vital statistics shall note change on adopted person's birth certificate and notify register of deeds in county of birth of adopted person. Proposed subsection (e) provides in case person adopted or sought to be adopted is 21 years old or older, change of name may be carried out through procedures of GS 48-29 (relating to change of name of adopted minors, or of minors sought to be adopted) except for subsection (d) of that section relating to children born out of state (GS 48-29 provides generally for more complete change of name, including issuance of new birth certificate). Effective July 1, 1969.

H 97 Driving under influence (1) — GS 20
Introducers: Short and others — Sent to JUDIC 1

"Amending G. S. 20-179 so as to limit the first and second offenses of driving under the influence of intoxicating liquor or narcotic drugs to six months imprisonment." Fixes penalty for first conviction for driving under influence of intoxicating liquor or narcotic drugs to imprisonment as "not more than six months" (now "not less than thirty days"), and changes penalty for second conviction for same offense from"not less than six months" to "not more than six months" imprisonment.

H 98 Numbered seats 30th House District — GS 163
Introducers: McKnight and Jemison — Sent to ELECTION

"Amending Chapter 1063 of the Session Laws of 1967, so as to provide that General Statute 163-117 shall not apply to the seats in the House of Representatives for the Thirtieth District." Adds 30th House District (Forsyth County) to House Districts not subject to GS 163-117, which makes each seat in a multi-member House district a separate numbered seat, to be voted upon separately in general elections.

H 99 Abandoned motor vehicles
Introducer: Phillips

GS 160
Sent to JUDIC 1

"To amend G.S. 160-200 relating to abandoned motor vehicles." Adds new GS 160-200(43)(g) providing that the costs of removing abandoned motor vehicles by a municipality under authority of §160-200(43) or §160-200(44) shall become a lien against real property from which vehicle was removed if owner of private property fails to pay costs within 30 days after receiving notice. Provides that such costs be placed on municipality's tax books against property and collected and property foreclosed in same manner as taxes collected and foreclosed, or by suit.

H 100 (House Resolution) Parking - Leg. Bldg.
Introducer: Bryan

MISC RES
Sent to Rules

"A resolution requesting the Legislative Building Governing Commission to assign specific parking spaces to all members of the General Assembly and to publish such parking assignments." As title indicates.

H 102 Driving under influence - 2
Introducer: Strickland

GS 20
Sent to HY SAFTY

"To amend GS 20-17 (2) and GS 20-179 pertaining to driving a motor vehicle under the influence of intoxicating liquor or narcotic drugs and the penalties therefor." Amends GS 20-17 (2) to include among those offenses for which mandatory revocation of driver's licenses is required: second and subsequent convictions for driving motor vehicle under influence of intoxicating liquor and any conviction of driving motor vehicle under influence of narcotic drug. (Now requires such revocation on first instance of either offense.) Rewrites GS 20-179 (penalties for driving while under the influence of intoxicating liquor or narcotic drugs) as follows: (1) Penalty for first offense--revocation or suspension of license for 1 year, $100 fine or not less than 30 days imprisonment or both; revocation or suspension may, be reduced to require only limited operation as condition of suspended sentence. (Present penalty for first offense is fine of not less than $100, not less than 30 days imprisonment, or both.) (2) Penalty for second offense--combination of imprisonment for 3 days&fine of not less than $200, or imprisonment for not less than 90 days. "Second offense" defined as second conviction for driving under the influence within a 10-year period. Provides after conviction and before judgement, offender may submit to examination by physician or psychiatrist; and if, in such person's opinion, the offender is suffering from chronic drug or alcohol addiction, the court may suspend sentence, if offender submits to appropriate in-patient facility for rehabilitation and treatment for period not to exceed 180 days. (Present penalty for second offense is fine of not less than $200, imprisonment for not less than 6 mos., or both.) (3) Penalty for third and all subsequent offenses--combination of imprisonment for 7 days and $500 fine, or imprisonment for not less than 6 mos. "Third offense" defined as third conviction of driving under the influence within a 10-year period of two prior convictions. Adds same provision for suspension of sentence as in proposed subsection (2) (Present penalty for third offense is fine of not less than $500, and imprisonment of up to two years, in discretion of court.) Provides inapplicability of proposed provisions to offenses committed prior to ratification of this act.

LOCAL BILLS INTRODUCED

H 101 (Mecklenburg) Charlotte-Mecklenburg study. MECKLENBURG
Introducers: Vogler, Baugh, Beatty, Carson, Hicks, H. Campbell, A. Jones Sent to LOC GOVT

"Creating the Charlotte-Mecklenburg Charter Commission and providing for an election upon the consolidation of the governments of the municipalities within, and the County of, Mecklenburg." Creates named commission to prepare proposed charter for consolidation of municipalities into single government for Mecklenburg County with provision that towns of Cornelius, Davidson, Huntersville, Matthews, and Pineville or any of them may withdraw before effective date of said government. Prescribes membership of Commission and Citizen's Review Committee, which shall study proposed charter and make recommendations for change. States intent that expenses of Commission be divided equally between Mecklenburg County and City of Charlotte. Requires that after public hearings proposed charter be submitted to voters of county in county-wide referendum to be held not earlier than Dec. 1, 1970. Provides that affirmative majority of county voters necessary for approval, with election expenses to be shared equally between County and Charlotte. Provides that if charter approved in county-wide referendum then voters in each town shall vote (within 120 days after date of county-wide referendum) on question of whether town shall withdraw from new government before effective. Affirmative majority of voters in each town necessary for withdrawal of town from new government. Authorizes Commission to set effective date of new government after approved by county voters and charter enacted into law by General Assembly. Requires charter to provide transitional steps to new government, if approved under this Act.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 23 ASSESSMENT BOARD JOINT APPEALS. H-REF TO COM ON JUDIC 2.
S. 55 LEGISLATIVE INTERN PROGRAM.(2/04) H-REF TO COM ON RULES.
S. 73 OPERATOR'S LICENSE-MAIL RENEWAL. S-REF TO COM ON HY SAFTY.
S. 74 DRIVING SUSPENSION,DROP-OUTS. S-REF TO COM ON HY SAFTY.
S. 75 PERMITTING WRITTEN DECLARATIONS. S-REF TO COM ON JUDIC 2.
S. 76 SECURING FUTURE ADVANCES. S-REF TO COM ON JUDIC 2.
S. 77 MECHANICS',MATERIALMEN'S LIENS. S-REF TO COM ON JUDIC 2.
S. 78 G. S. ERROR CORRECTIONS. S-REF TO COM ON JUDIC 2.
S. 79 INCREASING DIST.CT.JURISDICTION. S-REF TO COM ON COURTS.
S. 80 (J.RES.) INVITING GOVERNOR,BUDGET. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 64 TB SANATORIUM CHARGES. H-REPTD FAV.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN. H-REPTD FAV.
H. 77 SURVIVING SPOUSE ALLOWANCE. H-REPTD FAV.
H. 89 (J.RES.) HONORING DAVIS. S-REF TO COM ON RULES.
H. 91 (J.RES.) HONORING UMSTEAD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 92 (J.RES.) HONORING NORMAN. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 93 (H.RES.) CONGRATULATING JUNIOR MISS. HOUSE RESOLUTION ADOPTED.
#H. 94 (H.RES.) CONGRATULATING MISS PERSONALITY. HOUSE RESOLUTION ADOPTED.
H. 95 (J.RES.) HONORING BROCK. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 96 ADOPTED PERSONS' NAME CHANGE. H-REF TO COM ON JUDIC 2.
H. 97 DRIVING UNDER INFLUENCE - 1. H-REF TO COM ON JUDIC 1.
H. 98 NUMBERED SEATS 30TH HOUSE DISTRICT. H-REF TO COM ON ELECTION.
H. 99 ABANDONED MOTOR VEHICLES. H-REF TO COM ON JUDIC 1.
H. 100 (H.RES.) PARKING - LEG. BLDG.. H-REF TO COM ON RULES.
H. 102 DRIVING UNDER INFLUENCE - 2. H-REF TO COM ON HY SAFTY.

LOCAL BILLS

S. 9 (CALDWELL) LENOIR SCHOOL BOUNDARIES.(1/30) H-REPTD FAV.
S. 21 (ONSLOW) SCHOOL BOARD AT-LARGE ELECTION. H-PASSED 2ND & 3RD READINGS.

H. 44 (CALDWELL) LENOIR COUNCIL ORGANIZATION MEETING. H-REPTD FAV.
H. 56 (CUMBERLAND) COUNTY TAX REFUND LIMIT. H-REPTD FAV.
H. 76 (PITT) DRAFTSMAN'S NAME ON DOCUMENTS. H-REPTD FAV.
H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House: 10:00 a.m., Friday, February 6, 1969

North Carolina State Library
Raleigh

G41
25:1969/18
C.2

N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 18 -99- FRIDAY, FEBRUARY 7, 1969

PUBLIC BILLS INTRODUCED

HOUSE

H 103 (Joint Resolution) Radio-TV cigarette advertising — MISC RES
Introducer: A. Campbell — Passed, sent to SENATE

"Opposing the Federal Communications Commission's regulation prohibiting cigarette advertising on radio and television." Urges North Carolina congressmen to oppose regulation and to inquire into Commission's legal authority for making it.

H 104 (Joint Resolution) Hillsborough Assembly meeting — MISC RES
Introducer: Stanford — Sent to RULES

"A joint resolution inviting the General Assembly to meet in historic Hillsborough on April 24, 1969." As title indicates.

H 105 (Joint Resolution) Honoring B. E. Fountain — MISC RES
Introducer: Fenner — Passed, sent to SENATE

"A joint resolution honoring the memory of Benjamin Eagles Fountain, former legislator." As title indicates.

H 108 Tobacco tax — GS 105, 115
Introducer: Vogler — Sent to FINANCE

"To amend Chapter 105 of the General Statutes by inserting a new article therein imposing a license tax on dealers in certain tobacco products." Adds new Article 2A, Schedule B-A, Tobacco Tax. to Ch. 105 which imposes license tax on dealers in tobacco products with intent that tax be borne by ultimate consumer of tobacco products. Imposes privilege tax on wholesale dealers of tobacco products as follows: (1) on cigarettes at rate of five cents per 20 cigarettes, (2) on cigars at rate of 1 cent per cigar, (3) on smoking tobacco at rate of 1 cent on each 10 cents or major fraction of usual retail sales price per package, and (4) on chewing tobacco and snuff at rate of 1 cent per three ounces. Imposes use tax in same amounts to be collected when tobacco products not sold and collection made under sales provision. Imposes tax on all inventories held by persons subject to payment of tax upon effective date of Act except that stamps need not be affixed to these products unless Revenue Commissioner regulations so require. Exempts from tax tobacco products shipped out-of-state by wholesale dealers but subjects such shipments to regulations of Commissioner. Authorizes manufacturers' shipping products to licensed wholesale dealers to be relieved of paying tax and affixing stamps subject to Commissioner's regulations. Requires wholesale dealers to obtain $10.00 license fee for each place of business; out-of-state dealers to obtain

dealers' licenses without fee. Requires Commissioner to issue licenses and authorizes him to require performance bonds to insure payment of taxes. Spells out procedure for issuing and revoking licenses. Authorizes Commissioner to adopt regulations and require various reports from dealers required to affix stamps and pay taxes. Sets up method of payment and requires payment to be evidenced by affixing tax stamps under regulations adopted by Commissioner. Prohibits sale or offering for sale unstamped cigarettes, cigars, smoking tobacco, chewing tobacco or snuff. Makes unlawful maintaining place of business without proper license, failing to make required records and reports, or transporting unstamped tobacco products. Makes violations misdemeanor punishable by fine or imprisonment or both in discretion of court. Makes it felony to forge or counterfeit revenue stamps. Makes evasion of tax a felony. Exempts from taxation any activity not allowed to be taxed by U. S. constitution or statutes.

Directs Commissioner of Revenue to annually remit net proceeds of tax collected to school administrative units (as defined in G. S. 115-4) which have in effect on July 1 of year of distribution a system of supplementing salaries of public school teachers. Funds distributed to be used only for supplementing salaries of public school teachers. Share of each administrative unit to be proportionate to its enrollment (average for preceding fiscal year). Requires enrollment fractions for each unit to be certified to Commissioner of Revenue by State Superintendent of Public Instruction before August 1 of each year. Authorizes county and city boards of education to adopt systems of supplementing salaries based upon education, length of service or other fair and reasonable criteria. Requires Commissioner to distribute funds on or before September 1, 1970 and annually thereafter. Funds not distributed to be remitted to State General Fund. Makes general administrative provision of GS Ch. 105 (G. S. 105-229 through - 269.2) applicable where not inconsistent with Act. Effective July 1, 1969 or on first day of month next after ninetieth day from ratification, whichever is later.

LOCAL BILLS INTRODUCED

HOUSE

H 106 Red Springs Board of Ed. — ROBESON
Introducer: R. McMillan — Sent to EDUCATN

"To increase the membership of the Red Springs City Board of Education and to provide for the appointment of new members." Increases Red Springs board of education to seven (now five) members. Provides present board shall appoint two qualified voters to serve until 1970, at which time successors shall be elected to four-year terms as provided by SL 1965, Ch. 231.

H 107 Hoke Stock Law — HOKE
Introducer: McFadyen — Sent to LOC GOVT

"To make Hoke County 'Stock Law Territory'." Declares Hoke County to be "Stock Law Territory", in which livestock may not run at large within its limits; livestock so running may be impounded and their owners guilty of a misdemeanor. Subjects county to other stock law provisions contained in GS 68-15, GS 68-23 through GS 68-31, and GS 68-36 through GS 68-38.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 20 (Forsyth) Peace Officers' Association. Amendment changes bill to allow executive committee of association to set salary of The Winston-Salem and Forsyth

County Peace Officers' Protective Association (original bill increased salary of Association's Secretary from $25 to $50 monthly). Adopted by Senate, 2/7/69.

S 45 Injuring land-penalties. Technical amendments adopted in Senate, 2/7/69.

S 66 Per diem conforming changes. Technical amendment adopted in Senate, 2/7/69.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 25 SCHOOL SITE CONDEMNATION. S-REPTD FAV - FEB.6; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 45 INJURING LAND-PENALTIES.(2/07) S-REPTD FAV AS AMENDED - FEB.6; S-AMENDMENTS ADOPTED; S-POSTPONED UNTIL FEB. 10.
S. 61 AUTOPSY STATUTE REVISION. S-REPTD FAV - FEB.6; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 64 WAIVER OF NOTICE,JUDGMENTS. S-REPTD FAV - FEB 6; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 66 PER DIEM CONFORMING CHANGES.(2/07) S-REPTD FAV AS AMEND - FEB.6; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 80 (J.RES.) INVITING GOVERNOR,BUDGET. H-PASSED 2ND & 3RD READINGS.

H. 24 IMMUNITY FOR REPORTING CANCER.(1/29) S-PASSED 2ND & 3RD READINGS.
H. 64 TB SANATORIUM CHARGES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN. H-POSTPONED UNTIL FEB. 10.
H. 77 SURVIVING SPOUSE ALLOWANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 92 (J.RES.) HONORING NORMAN. S-REF TO COM ON RULES.
H. 95 (J.RES.) HONORING BROCK. S-REF TO COM ON RULES.
H. 103 (J.RES.) RADIO-TV CIGARETTE ADVERTISING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 104 (J.RES.) HILLSBOROUGH ASSEMBLY MEETING. H-REF TO COM ON RULES.
H. 105 (J.RES.) HONORING B. E. FOUNTAIN. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 108 TOBACCO TAX. H-REF TO COM ON FINANCE.

LOCAL BILLS

S. 9 (CALDWELL) LENOIR SCHOOL BOUNDARIES.(1/30) H-PASSED 2ND & 3RD READINGS.
S. 20 (FORSYTH) PEACE OFFICERS' ASSOCIATION.(2/07) S-REPTD FAV AS AMENDED-FEB.6; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 14 (CALDWELL) LENOIR SCHOOL BOUNDARIES. H-POSTPONED INDEFINITELY.

H. 23 (GREENE) SCHOOL LAND CONVEYANCE. S-REPTD FAV - FEB.6; S-PASSED 2ND & 3RD READINGS.
H. 40 (HAYWOOD) PISTOL PERMITS. S-REPTD FAV - FEB.6; S-PASSED 2ND & 3RD READINGS.
H. 44 (CALDWELL) LENOIR COUNCIL ORGANIZATION MEETING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 56 (CUMBERLAND) COUNTY TAX REFUND LIMIT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 76 (PITT) DRAFTSMAN'S NAME ON DOCUMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 106 (ROBESON) RED SPRINGS BOARD OF ED. H-REF TO COM ON EDUCATN.
H. 107 (HOKE) HOKE STOCK LAW. H-REF TO COM ON LOC GOVT.

****

The President announced appointment of the following Senators to the Election Laws Committee: Norton, Chairman; Kirby, Vice Chairman; Boger, Bowles, Briggs, Ellis, James, Moore, Nielson, Scott.

Next Sessions of Senate:

9:30 a.m., Saturday, February 8, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, February 10, 1969.

Next Sessions of House:

9:00 a.m., Saturday, February 8, 1969, for the consideration of Local Bills only;
7:00 p.m., Monday, February 3, 1969.

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/19
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 19 -105- February 10, 1969

Note: The Senate and House convened at 9:30 a.m. and 9:00 a.m., respectively, Saturday, February 8, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 81 (Joint Resolution) Honoring Byerly — MISC. RES.
Introducers: Staton and Allsbrook — Passed and sent to House

"Commemorating the life and memory of S. Ray Byerly." As title indicates.

HOUSE

H 110 Driver license surrender — GS 20
Introducer: Paschall — Sent to HY SAFTY

"To amend GS 20-9 to require an applicant for a North Carolina driver's license to surrender any out-of-state licenses previously issued to him." Amends GS 20-9 (persons who shall not be licensed) to prohibit Dep't of Motor Vehicles from issuing operator's or chauffeur's license to holder of out-of-state license unless such license surrendered. Effective July 1, 1969.

H 111 Chauffeur's license — GS 20
Introducer: Paschall — Sent to HY SAFETY

"To amend GS 20-20 to clarify the same relative to a chauffeur's license." Includes chauffeur's licenses under GS 20-20, requiring license holder to surrender all N. C. operator's licenses to Motor Vehicles Dep't upon revocation, cancellation, etc.

H 113 Public school employee sick leave — GS 115
Introducer: A. Campbell — Sent to EDUCATN

"To provide five days sick leave per year for certain nonprofessional employees of the public school system." Requires local boards of education to establish plan entitling janitors, maids and custodial employees of public school system to five days of sick leave yearly, and allows boards to establish standards showing that employees use such time for intended purpose.

H 114 Henderson Apple Festival funds — Appropriations
Introducer: Mayfield — Sent to APPROPRN

"To appropriate funds for the North Carolina Apple Festival in Henderson County." Appropriates $2,500 in each year of 1969-71 biennium to Board of Directors of N. C. Apple Festival at Hendersonville in Henderson County to be used to promote Festival and State's apple crop. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 109 Whispering Pines incorporation — MOORE
Introducer: Auman — Sent to LOC GOVT

"To incorporate the Village of Whispering Pines in Moore County." As title indicates. Spells out corporate powers of village, corporate boundaries, organization and powers of mayor and council, and election procedures. Authorizes appointment of village manager as administrative head with authority to appoint all employees. Specifies authority of village police as including power to continuously pursue criminals to any part of NC and arrest.

H 112 County ABC Board retirement — CUMBERLAND
Introducer: Carter — Sent to LOC GOVT

"To authorize the Cumberland County ABC Board to establish a retirement system." Authorizes county ABC board to create or contract for a retirement system or disability or death benefits system for members and employees.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 25 SCHOOL SITE CONDEMNATION. H-REF TO COM ON JUDIC 1.
S. 45 INJURING LAND-PENALTIES.(2/07) S-POSTPONED TO FEB. 12.
S. 64 WAIVER OF NOTICE,JUDGMENTS. H-REF TO COM ON JUDIC 1.
S. 66 PER DIEM CONFORMING CHANGES.(2/07) H-REF TO COM ON JUDIC 2.
#S. 80 (J.RES.) INVITING GOVERNOR,BUDGET. RATIFIED - RES. 14.
S. 81 (J.RES.) HONORING BYERLY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 64 TB SANATORIUM CHARGES. S-REF TO COM ON PUB HLTH.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN. H-POSTPONED UNTIL FEB. 11.
H. 77 SURVIVING SPOUSE ALLOWANCE. S-REF TO COM ON JUDIC 1.
#H. 91 (J.RES.) HONORING UMSTEAD. RATIFIED - RES. 13.
#H. 103 (J.RES.) RADIO-TV CIGARETTE ADVERTISING. RATIFIED - RES.15.
H. 105 (J.RES.) HONORING B. E. FOUNTAIN. S-PASSED 2ND & 3RD READINGS.
H. 110 DRIVER LICENSE SURRENDER. H-REF TO COM ON HY SAFTY.
H. 111 CHAUFFEUR'S LICENSE. H-REF TO COM ON HY SAFTY.
H. 113 PUBLIC SCHOOL EMPLOYEE SICK LEAVE. H-REF TO COM ON EDUCATN.
H. 114 HENDERSON APPLE FESTIVAL FUNDS. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 20 (FORSYTH) PEACE OFFICERS' ASSOCIATION.(2/07) H-REF TO COM ON LOC GOVT.
#S. 21 (ONSLOW) SCHOOL BOARD AT-LARGE ELECTION. RATIFIED - CHAPTER 2.

H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. H-REPTD FAV.
H. 44 (CALDWELL) LENOIR COUNCIL ORGANIZATION MEETING. S-REF TO COM ON LOC GOVT.
H. 76 (PITT) DRAFTSMAN'S NAME ON DOCUMENTS. S-REF TO COM ON LOC GOVT.
H. 109 (MOORE) WHISPERING PINES INCORPORATION. H-REF TO COM ON LOC GOVT.
H. 112 (CUMBERLAND) COUNTY ABC BOARD RETIREMENT. H-REF TO COM ON LOC GOVT.

****

The Senate changed the name of the Committee on Rules to the Committee on Rules and Operation of the Senate.

The President announced appointment of the following Senators to the Election Laws Committee: Norton, Chairman; Kirby, Vice Chairman; Boger, Bowles, Briggs, Ellis, James, Moore, Nielson, Scott.

Next Sessions of Senate and House: 12 noon, Tuesday, February 11, 1969.

G41
25:1969/20
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 20 -109- TUESDAY, FEBRUARY 11, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 82 Environment and resources study — GS 115
Introducer: Burney — Sent to EDUCATN

"Directing the State Board of Education to conduct a study as to the feasibility of introducing into the public school system curriculum instruction in the environment and natural resources and appropriating funds for said study." Directs the State Bd. of Education to study and develop proposals for introduction of courses on environment and natural resources into public school curriculum. Study to include value of such courses, degree to which covered in present curriculum, textbooks, development of curriculum guides and teaching materials, in-service training for teachers. Board to work with State Superintendent and hold public hearings. Appropriates $5,000 to State Bd. for expenses of study, and requires Bd. to publish study with recommendations before October 1, 1970 and make same available to news media and 1971 General Assembly. Effective July 1, 1969.

S 83 Driving under influence (3) — GS 20
Introducer: Rauch — Sent to HY SAFTY

"To amend GS 20-179 relating to punishment for driving while under the influence of intoxicating liquor or narcotic drugs to mandatorily require, upon conviction, active sentences of imprisonment for not less than 5 days and allowing the trial judge to specify the dates and days to be served." Amends GS 20-179 (specifying penalties for the first and subsequent convictions of driving while under the influence of intoxicating liquor or narcotic drugs) to add provision that in case of conviction where no active sentence is imposed as authorized by GS 20-179 or where sentence is suspended, judge shall sentence person convicted to five days imprisonment and shall specify the dates and days for sentence to be served after consulting defendant. Requires five-day sentence be served within 30 days after conviction but need not be five successive days and judge may not suspend such sentence. Effective July 1, 1969.

****

HOUSE

H 115 Speeding to avoid apprehension - 2 — GS 20
Introducer: A. McMillan — Sent to HY SAFTY

"To amend part 10, art. 3 of the Motor Vehicles Act of 1937 to create an offense of unlawful flight to avoid apprehension." Adds new GS 20-141.3, providing that motor vehicle operator driving in excess of 80 miles per hour while attempting to avoid apprehension by law officer is guilty of felony, punishable by fine of not less than $500.00, imprisonment for not less than four months nor more than five years, or both.

H 116 10¢ per bottle-mental health (Iden. S 68) GS 18
Introducer: DeBruhl Sent to APPROPRN

"To amend G.S. 18-39(3), so as to provide funds to the North Carolina Department of Mental Health for education, research, treatment, and rehabilitation of alcoholics and mentally ill persons, and to provide facilities." Identical with S 68, digested at pp. 85-86 in Bulletin No. 16.

H 118 Environment and resources study (Iden. S 82) GS 115
Introducer: Bryan Sent to EDUCATN

"Directing the State Board of Education to conduct a study as to the feasibility of introducing into the public school system curriculum instruction in the environment and natural resources and appropriating funds for said study." Identical with S 82, digested in today's bulletin.

H 119 Day-care facilities (Iden. S 7) GS 110
Introducers: Clark and others Sent to JUDIC 2

"To protect children through licensing of day-care facilities and other limited regulation." Identical with S 7, digested at pp. 11 and 12 in Bulletin No. 3.

H 120 ABC funds for alcoholics GS 18
Introducer: Raynor Sent to APPROPRN

"To amend G.S. 18-39(3) so as to provide funds to the Department of Mental Health for education, research, treatment and rehabilitation of alcoholics and for construction, maintenance and operation of facilities." Creates State Dep't of Mental Health Alcoholism Rehabilitation Fund into which proceeds from five-cents-per-bottle liquor tax authorized in GS 18-39(3) shall go after July 1, 1969 to Dep't of Mental Health for use in programs of research and other uses in area of alcoholism (now proceeds go into General Fund). Requires that 50% of funds be used for local alcoholism programs approved by Dep't. Repeals §3 of ch. 1063, S.L. 1965 (authorizing Governor to appoint 5-man commission to designate locations of alcoholic rehabilitation centers in State) and S.L. 1967. ch. 1240 (appropriating to Dep't of Mental Health $500,000 for 1967-69 and each subsequent biennium for use in local alcoholic rehabilitation programs).

H 121 Firearm sale regulation GS 14
Introducer: Carson Sent to JUDIC 1

"To amend the regulations pertaining to the sale of firearms." Amends proviso to GS 14-404 (establishing permit requirements for sale of certain weapons) to provide that permit requirements relating to good moral character etc. shall not be applicable to law officers "if such officers identify themselves to the vendor or donor as being officers authorized by the law to carry firearms" (add quoted words).

H 122 Arrest without warrant GS 15
Introducer: J. Johnson Sent to JUDIC 1

"To amend GS 15-41 so as to authorize peace officers to arrest without warrant persons for whom an unserved warrant has been issued." Adds third paragraph to cited section (which provides when officer may arrest without warrant), stating officer may so arrest when he has personal knowledge, or information furnished by another officer who has personal knowledge, that warrant charging felony or misdemeanor has been issued for person to be arrested.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 117 Beer sale regulation-Fayetteville — CUMBERLAND
Introducer: Bryan — Sent to ABC

"To amend G.S. 18-77, so as to regulate retail beer outlets in the City of Fayetteville." Modifies GS 18-77 to prohibit State Board of Alcoholic Control from issuing retail beer licenses in Fayetteville until city council has approved location and issued own license. Authorizes city council, in its discretion, to limit number of licenses to be granted in any part of city and prescribes standards for council to consider in using such discretion.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 6 (Burke) Increase alcoholism reserve. Committee substitute adopted in Senate which changes amount Morganton Town ABC Board may expend on alcoholism research to "not less than two percent" (was five percent in original bill) "and not more than ten percent" (same as original bill).

H 22 (Halifax)Scotland Neck school unit. Technical amendment adopted by House, 2/11/69.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 23 ASSESSMENT BOARD JOINT APPEALS. H-REPTD FAV AS AMENDED.
S. 34 COURT OF APPEALS AMENDMENTS. S-REPTD FAV AS AMENDED.
S. 62 POLITICAL GIFTS TAX EXEMPTION. S-REPTD FAV AS AMENDED; S-RE-REF TO COM ON FINANCE.
S. 75 PERMITTING WRITTEN DECLARATIONS. S-REPTD FAV AS AMENDED.
S. 81 (J.RES.) HONORING BYERLY. H-PASSED 2ND & 3RD READINGS.
S. 82 ENVIRONMENT AND RESOURCES STUDY. S-REF TO COM ON EDUCATN.
S. 83 DRIVING UNDER INFLUENCE - 3. S-REF TO COM ON HY SAFTY.

#H. 24 IMMUNITY FOR REPORTING CANCER.(1/29) RATIFIED - CHAPTER 5.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN. H-PASSED 2ND READING.
H. 96 ADOPTED PERSONS' NAME CHANGE. H-REPTD FAV.
H. 115 SPEEDING TO AVOID APPREHENSION - 2. H-REF TO COM ON HY SAFTY.
H. 116 10¢ PER BOTTLE - MENTAL HEALTH. H-REF TO COM ON APPROPRN.
H. 118 ENVIRONMENT & RESOURCES STUDY. H-REF TO COM ON EDUCATN.
H. 119 DAY CARE FACILITIES. H-REF TO COM ON JUDIC 2.
H. 120 ABC FUNDS FOR ALCOHOLICS. H-REF TO COM ON APPROPRN.
H. 121 FIREARM SALE REGULATION. H-REF TO COM ON JUDIC 1.
H. 122 ARREST WITHOUT WARRANT. H-REF TO COM ON JUDIC 1.

LOCAL BILLS

S. 6 (BURKE) INCREASE ALCOHOLISM RESERVE. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 9 (CALDWELL) LENOIR SCHOOL BOUNDARIES.(1/30) RATIFIED - CHAPTER 3.

H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
#H. 23 (GREENE) SCHOOL LAND CONVEYANCE. RATIFIED - CHAPTER 3.
#H. 40 (HAYWOOD) PISTOL PERMITS. RATIFIED - CHAPTER 6.
H. 117 (CUMBERLAND) BEER SALE REGULATION-FAYETTEVILLE. H-REF TO COM ON ABC.

****

Next Sessions of Senate and House: 12 noon, Wednesday, February 12, 1969.

G41
25:1969/21
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 21 -115- WEDNESDAY, FEBRUARY 12, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 84 (Joint Resolution) State gov't reorganization study — STUDY COMMISSION
Introducer: Allsbrook — Sent to ST GOVT

"Creating the Commission on Reorganization of State Government." Creates 9-member commission to be appointed July 1, 1969 by Governor, who shall designate chairman. Comm'n to study State Gov't to determine changes needed in number, structure, organization and functions of State agencies to eliminate duplication, save public funds, make best use of resources. Comm'n to file report and recommendations for administrative action or legislation with Governor by December 31, 1970 for transmittal to General Assembly. Comm'n authorized to hold meetings, hearings, adopt rules of procedure, and employ or contract for professional services. Comm'n to receive $10 per diem plus travel and subsistence as provided by GS 138-5 (b). Comm'n expenses to be paid from C & E under GS 143-12. Comm'n to terminate on filing its report.

S 85 Security interests on title — GS 20, 25
Introducer: Allsbrook — Sent to JUDIC 1

"To amend the motor vehicles law with regard to notation of security interests on titles so as to conform to the Uniform Commercial Code." Rewrites GS 20-58 through GS 20-58.9 as follows: Provides that security interest in vehicle for which certificate of title required shall be perfected only by notation on certificate of title as follows: (1) if vehicle not registered in State, application for notation of security interest to be application for certificate of title; (2) if vehicle registered in State, application for notation of security interest to be in form prescribed by Dep't of Motor Vehicles and accompanied by existing certificate of title--if existing certificate in possession of prior secured party, application for notation shall contain name and address of prior party; (3) if application made to continue perfection of foreign security interest, it may be signed by secured party rather than debtor. If application delivered to Dep't within ten days after date of security agreement, then interest perfected as of date; otherwise perfected on date of delivery to Dep't. Provides that Dep't, on receiving proper documents, shall either endorse on existing certificate or place on new certificate name and address of each security party, priority and other data of each security interest and mail certificate to first secured party, notifying new secured party of notation of interest on certificate; or if title with prior secured party, Dep't required to procure it to note new security interest on it. Permits assignee of security interest to have title certificate endorsed or issued with himself named as secured party, by delivering to Dep't,with required fee, assignment by named secured party and title certificate. Requires assignment to contain address of assignee and, if title certificate is with other secured party, provides that Dep't may procure it to note assignment of interest. Provides that, upon satisfaction or other discharge of security interest, secured party shall within 10 days after demand or at most 30 days execute

release of interest on certificate and deliver certificate to next named secured party or, if none, to owner or owner's agent. Provides that upon satisfaction or other discharge of security interest for which title certificate in possession of prior secured interest, then satisfied secured party shall execute release within ten days in form authorized by Dep't and deliver same to owner or owner's agent. Authorizes owner, on securing release of any security interest, to obtain new title certificate from Dep't or endorsement from Dep't showing release of interest. Authorizes Dep't, if owner secures release of security interest but cannot furnish certificate, to obtain certificate from prior secured party to note release of subsequent security interest and return to prior possessor. Provides that owner may show Dep't evidence showing satisfaction or other discharge of debt secured if owner cannot secure release from secured party, and that Dep't may treat such evidence as proper release after giving secured interest 15 days notice before cancelling secured interest. Provides that security interest recorded in favor of firm or corporation which has gone out of business for any reason since date of recordation, shall become null and void after three years from date of recording. Provides that if lien on vehicle is acquired by attachment, levy or the like, officer making levy shall report to Dep't that vehicle levied on has been seized by officer; if lien is later satisfied or officer releases vehicle, officer shall report same to Dep't. Provides that owner who fraudulently assigns or transfers title or interest in seized vehicle or causes security interest to be shown upon certificate of seized vehicle shall be guilty of misdemeanor, punishable by fine between $25 and $500, or imprisonment between 10 days and 12 months. Requires secured party named in title certificate to disclose facts about his security agreement and debt secured by it on written request of owner or another secured party named on certificate. Provides that cancellation of title certificate shall not affect validity of security interest noted on it. Provides that act applies to perfection of security interests pursuant to GS 25-9-302 ("When filing is required to perfect security interest;..."). Provides that provisions of bill do not apply to (1) lien given for storage of motor vehicle or to supplier of services or materials for same; (2) lien in favor of national, State or local governments; (3) security interest in vehicle created by manufacturer or dealer of new or used vehicles holding same in inventory. Defines "lien", when used in other sections of GS ch. 20, or used prior to October 1, 1969 in transactions governed by GS 20-58 through 20-58.8 as referring to "security interest" as latter term used in this bill and in Uniform Commercial Code. Effective October 1, 1969.

S 86 Nonresident tuition
Introducer: James

GS 116
Sent to HIGHR ED

"To increase and fix tuition fees for nonresident students in certain state institutions of higher education." Re-writes GS 116-144 to require the University of North Carolina, the regional universities, State-supported colleges, and community colleges to fix tuition fees for nonresident students at twice the fees fixed for resident students (now provides only that GS ch. 116, Art. 14 shall not be construed to prohibit charging greater fees for nonresidents than for residents). Applicable to fees charged for academic year beginning in August or September of 1969.

****

HOUSE

H 126 Sounding devices in hunting — GS 113
Introducers: Beard and R. Jones — Sent to WILDLIFE

"Prohibiting the use of electronic sounding devices in taking game and birds." Adds to GS 113-104 (regulations on manner of taking game) new paragraph making it a misdemeanor to take game animals or birds with aid of recorded or electronically amplified sounds or with aid of any electronic sounding device.

LOCAL BILLS INTRODUCED

SENATE

S 87 Hamlet extraterritorial zoning — RICHMOND
Introducer: James — Sent to LOC GOVT

"To amend G.S. 160-181.2 so as to include the City of Hamlet in the extra-territorial jurisdiction for zoning provisions." Modifies GS 160-181.2 to authorize Hamlet to exercise extraterritorial zoning authority for three-quarters of a mile outside city limits.

S 88 Mt. Airy ABC election — SURRY
Introducer: Folger — Sent to ABC

"To authorize the qualified voters of the town of Mount Airy to determine whether or not alcoholic beverage control stores shall be established in said town and to prescribe the disposition of the net profits thereof." Provides town board of commissioners may call for town ABC election, and spells out provisions for election procedure, organization of ABC board, and powers of board. Provides specifically that 90% of net ABC revenue to go to town general fund and 10% to be used by town exclusively for law enforcement.

S 89 Sanford street closing — LEE
Introducer: Staton — Sent to LOC GOVT

"To amend Chapter 614, session Laws of 1965, and G.S. 153-9 (17) relating to notice of closing of streets in the City of Sanford." Adds Sanford to local act previously applicable to City of Durham, which limits notice of closing of road or street to persons owning adjoining property in the block to be closed.

S 90 Raleigh satellite elections — WAKE
Introducer: Bailey — Sent to LOC GOVT

"To amend Chapter 989, Session Laws of 1967, to clarify election procedures in annexed areas." Amends Ch. 989, 1967 Session Laws, to authorize voters residing in areas annexed under the act (satellite annexation act) to vote in all elections conducted in Raleigh. Requires board of elections to provide for orderly elections in areas annexed, including arranging precincts within the area or in combination with existing Raleigh precincts.

HOUSE

H 123 Marion school board conveyance — McDOWELL
Introducer: Beam — Sent to LOC GOVT

"To authorize and empower the Marion City Board of Education to convey the Mountain View High School property to the Board of County Commissioners of

McDowell County." Authorizes Marion school board to convey the Mountain View High School property to board of comm'rs with or without consideration at private sale without public advertisement or auction. Specifies metes and bounds of property included.

H 124 Whiteville airport property — COLUMBUS
Introducers: Soles and Williamson — Sent to LOC GOVT

"Authorizing the City of Whiteville and the Whiteville Airport Authority to convey airport property to Columbus County." Authorizes city and airport authority to convey all real and personal property of airport authority to county without consideration, property being described in specified recorded deed; transfer effects abolition of Authority.

H 125 Sanford street closing (Iden. S 89) — LEE
Introducer: Love — Sent to JUDIC 1

"To amend Chapter 614, Session Laws of 1965, and G.S. 153-9 (17) relating to notice of closing of streets in the City of Sanford." Identical to S 89, digested in today's bulletin.

H 127 Local govt. warranty deeds — MOORE
Introducer: Auman — Sent to LOC GOVT

"To amend GS 160-61.1, relating to the authority of municipalities to execute warranty deeds, so as to make it applicable to Moore County." Modifies GS 160-61.1 to add Moore to list of counties wherein county and municipalities authorized to execute warranty deeds on property when governing board determines same to be in best interest of local gov't, and relieving members of governing board from personal liability for covenants of warranty.

H 128 Monroe school board election — UNION
Introducer: Clark — Sent to ELECTION

"To amend Chapter 666 of the Session Laws of 1967 to change the closing filing date from Saturday to Friday for candidates for the Monroe city school board of education." Amends cited act to require said candidates to file for office on sixth Friday before election (now sixth Saturday).

H 129 CSC pooled accounts — BUNCOMBE
Introducer: DeBruhl — Sent to LOC GOVT

"To terminate pooled accounts and to establish individual accounts of funds held by the Clerk of Superior Court, Buncombe County." Directs clerk to terminate pooled account of funds under his jurisdiction and establish savings accounts for minors and incompetents whose funds are released. Authorizes clerk to transfer funds held in undistributed interest account to minor accounts limited to 2 1/2 per cent per year from date of original deposit. When pooled account is dissolved, clerk authorized to replenish deficiency between sale price and par value by transfer of funds from undistributed interest fund to regular account. Remaining undistributed interest to be transferred to general fund to be used in discretion of board of comm'rs.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 23 Assessment Board joint appeals. Amendment adopted in House which clarifies that taxpayers may appeal separately or jointly at the election of one or more of taxpayers.

S 30 County ordinance-making authority (digested in Bulletin No. 11, p. 52). Committee substitute adopted which adds provisions specifically excluding from proposed ordinance-making power of counties any authority not presently held to regulate streets, highways (and traffic thereon), rights of way of public utilities or use thereof. Requires specified published notice of ordinance, and states that all ordinances are effective 30 days after publication of notice or at such later date as board may fix. Provides no ordinances shall be effective until recorded, indexed, and published (originally, effective after recordation only). Changes effective date from July 1, 1969 to date of ratification.

S 34 Court of Appeals amendments. Technical amendment adopted in Senate, 2/12/69.

S 75 Permitting written declarations. Adds "certificates of title issued by Dep't of Motor Vehicles" to documents not covered by Act. Adopted by Senate, 2/12/69.

SENATE AND HOUSE CALENDAR ACTION FEB.12,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 23 ASSESSMENT BOARD JOINT APPEALS.(2/12) H-COM AMEND ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
S. 30 COUNTY ORDINANCE-MAKING AUTHORITY. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 34 COURT OF APPEALS AMENDMENTS.(2/12) S-COM AMEND ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 42 MOTOR VEHICLE DEFAULT JUDGMENTS. S-REPTD FAV AS AMENDED.
S. 45 INJURING LAND-PENALTIES.(2/07) S-RE-REF TO COM ON JUDIC 2.
S. 75 PERMITTING WRITTEN DECLARATIONS.(2/12) S-COM AMEND ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 81 (J.RES.) HONORING BYERLY. RATIFIED - RES.17.
S. 84 (J.RES.) STATE GOVT REORGANIZATION STUDY. S-REF TO COM ON STATE GOVT.
S. 85 SECURITY INTERESTS ON TITLE. S-REF TO COM ON JUDIC 1.
S. 86 NONRESIDENT TUITION. S-REF TO COM ON HIGHER ED.

H. 13 SCHOOL OFFICIALS GRAD INSTRUCTION. H-REPTD FAV.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN. H-PASSED 3RD READINGS; H-SENT TO SENATE.
H. 96 ADOPTED PERSONS' NAME CHANGE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 105 (J.RES.) HONORING B. E. FOUNTAIN. RATIFIED - RES.16.
H. 126 SOUNDING DEVICES IN HUNTING. H-REFS TO COM ON WILDLIFE.

LOCAL BILLS

S. 6 (BURKE) INCREASE ALCOHOLISM RESERVE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 87 (RICHMOND) HAMLET EXTRATERRITORIAL ZONING. S-REF TO COM ON LOC GOVT.
S. 88 (SURRY) MOUNT AIRY ABC ELECTION. S-REF TO COM ON ABC.
S. 89 (LEE) SANFORD STREET CLOSING. S-REF TO COM ON LOC GOVT.
S. 90 (WAKE) RALEIGH SATELLITE ELECTIONS. S-REF TO COM ON LOC GOVT.

H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. H-PASSED 3RD READINGS; H-SENT TO SENATE.
H. 35 (ONSLOW) SCHOOL BOARD AT-LARGE ELECTION. H-REPTD UNFAV.
H. 44 (CALDWELL) LENOIR COUNCIL ORGANIZATION MEETING. S-REPTD FAV.
H. 56 (CUMBERLAND) COUNTY TAX REFUND LIMIT. S-REPTD FAV.

H. 76 (PITT) DRAFTSMAN'S NAME ON DOCUMENTS. S-REPTD FAV.
H. 117 (CUMBERLAND) BEER SALE REGULATION-FAYETTEVILLE. H-REPTD FAV AS AMENDED.
H. 123 (MCDOWELL) MARION SCHOOL BOARD CONVEYANCE. H-REF TO COM ON LOC GOVT.
H. 124 (COLUMBUS) WHITEVILLE AIRPORT PROPERTY. H-REF TO COM ON LOC GOVT.
H. 125 (LEE) SANFORD STREET CLOSING. H-REF TO COM ON JUDIC 1.
H. 127 (MOORE) LOCAL GOVT. WARRANTY DEEDS. H-REF TO COM ON LOC GOVT.
H. 128 (UNION) MONROE SCHOOL BOARD ELECTION. H-REF TO COM ON ELECTION.
H. 129 (BUNCOMBE) CSC POOLED ACCOUNTS. H-REF TO COM ON LOC GOVT.

****

Next sessions of Senate and House: 12 noon, Thursday, February 13, 1969.

#

SUMMARY OF BUDGET MESSAGE OF THE GOVERNOR

Delivered at a Joint Session of the North Carolina
General Assembly at 12:30 p.m., February 12, 1969

Governor Robert W. Scott today presented to the General Assembly his major spending and tax program in a 20-page Budget Message. On the spending side, he indicated his approval of the "A", "B" and "C" budgets recommended by the outgoing administration, and recommended $2,500,000 in additional capital improvements, $92,000,000 in additional "B" budget items for expanded and new programs, and $21,000,000 in reduced General Fund revenues resulting from tax relief recommendations for the benefit of senior citizens and single heads of households.

The "C" budget additions recommended would go to capital improvements for the School of Allied Health Professions at East Carolina University, mentally retarded infant programs, and a livestock-poultry disease diagnostic lab. The "B" budget additions would go primarily to teacher salaries (a 10% plus 10% raise, totalling over $50 millions in additional costs), a Department of Local Affairs, State employee and faulty salary increases, additional school bus transportation, expanded voc-ed programs (specifically in the middle grades), expanded programs for retarded children and mental health, and additional law enforcement manpower and equipment (primarily for a police information network and SBI expansion). $109 millions in additional Highway Fund revenues were recommended, to be generated by increased gas and license taxes.

To provide these new revenues Governor Scott recommended an additional 10% tax on liquor, a 4 cents-per-pack cigarette tax and 2 cents cigar tax, a 1/2 of 1% increase in insurance premium rates, a 1/2 of 1% increase in the sales tax on vehicles, a 1-1/2% increase in the bank excise tax, and a one-fourth increase in the tax on building and loan associations. A 2 cents increase was recommended in the gas tax, and a one-fourth increase in vehicle license taxes. Governor Scott explicitly recommended against State collection of an additional sales tax for the benefit of local governments, urging that local governments be strengthened by greater home rule powers, consolidation of service and units, broader local taxing powers, and more extensive State technical and planning assistance. With regard to teacher salaries, he presented the proposed 10%-plus-10% salary increase (a doubling of that recommended by the Advisory Budget Commission) as a phased step toward bringing teacher salaries up to the national average, a goal which he set for the following biennium.

A tabular summary of the Budget Message recommendations follows.

GOVERNOR'S SPENDING RECOMMENDATIONS

1 - "C" BUDGET INCREASES
$2,500,000 increase - capital improvements for School of Allied Health Professions (ECU), mentally retarded infants, livestock-poultry disease diagnostic lab.

2 - "B" BUDGET INCREASES
(Cost not specified) - Department of Local Affairs
(Cost not specified) - Average 10% salary increase to State employees, graduated for larger increases at lower levels
$50,633,565 - 10% increase in each year of biennium in teacher salaries
$7,500,000 - 8% increase in each year of biennium in faculty salaries at institutions of higher learning
$3,298,552 - urban school bus service
$735,847 - school busses for special education students
$3,515,000 - Good Neighbor Council, State zoo, soil and water conservation, marine sciences

$4,000,000 - reserve for planned program of occupational education for children in the middle grades
$2,310,000 - expanded programs for retarded children and mental health
$3,025,000 - expanded law enforcement services, primarily a police information network and SBI expansion

3 - GENERAL FUND REVENUE LOSSES
$5,000,000 - reduced revenues resulting from granting $2,000 head-of-household income tax exemption to single persons
$16,000,000 - reduced revenues resulting from $25 tax refund for persons 65 years or older with income under $3,000

4 - TOTAL ADDITIONAL GENERAL FUND REVENUE NEEDS
$115,865,665 - additional General Fund revenue needs for above purposes (to which add $5,000,000 Highway Fund needs for salary increases to employees paid from the Highway Fund)

5 - ADDITIONAL HIGHWAY FUND REVENUES
$109,000,000 - additional revenues to be generated by gas tax and vehicle tax increase recommendations noted below

GOVERNOR'S TAX RECOMMENDATIONS

1 - REVENUE ESTIMATES, HIGHWAY TAX
$88,000,000 - 2 cents per gallon increase in gas tax
$21,000,000 - one-fourth increase in vehicle license taxes
$109,000,000 - TOTAL estimated yield on highway tax increases

2 - REVENUE ESTIMATES, OTHER TAXES
$26,000,000 - additional 10% liquor tax
$15,000,000 - 1.5 cents per bottle beer tax increase
$50,000,000 - 5 cents per pack cigarette tax
$7,000,000 - 2 cents per cigar tax on cigars
$10,000,000 - 1/2 of 1% increase, insurance premium rates
$8,500,000 - 1/2 of 1% increase in sales tax on motor vehicles, airplanes, boats and locomotives
$1,000,000 - increase by one fourth, tax on building and loan associations
$1,000,000 - 1 1/2% increase in bank excise tax
$118,500,000 - TOTAL estimated yield on non-highway tax increases

G41
25:1969/22
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 22 -123- THURSDAY, FEBRUARY 13, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 91 City school bus funds — GS 115, APPROPRIATION
Introducer: Edwards — Sent to APPROPRN

"To amend Chapter 115 of the General Statutes relating to the transportation of pupils residing within a municipality assigned to public schools within the same municipality and to make appropriations therefor." Adds GS 115-180.1 placing on State Board of Education in its use of state funds and any city or county school unit electing to provide school busses same duty to supply funds for transportation of pupils who live within corporate limits of a city and are enrolled or assigned to a school within corporate limits as is assumed by any county and city units providing school bus transportation for any other pupil within that city or county. Permits school unit electing to provide transportation to contract with presently existing franchised public carrier within the municipality. Rewrites GS 115-186 (concerning school bus routing requirements) to make it applicable to school bus routes in municipalities as well as outside. Repeals GS 115-186 (e) which construes subchapter so as to relieve State, county or city of duty to allocate funds for transportation of students residing in city and assigned to schools in same city. Repeals GS 115-190.1 which states school bus transportation provided in an area shall not be discontinued simply because that area is later annexed. Appropriates to State Board of Ed. from General Fund $1,609,631.00 for fiscal ('69-'70) and $1,688,921 for fiscal '70-'71 to implement provisions of this act. Effective July 1, 1969.

S 94 Local public library funds (Iden. H 143) — APPROPRIATIONS
Introducer: MacLean — Sent to APPROPRN

"To appropriate additional funds to maintain, improve, stimulate, increase and expand local public library facilities and operations in the State of North Carolina." Appropriates from General Fund or other unencumbered funds $3,000,000 for 1969-71 biennium for maintaining and operating local public libraries in the State, to be in addition to other amounts available. Provides that $1 million of total to be paid in first year of biennium and remaining $2 million in second year of biennium. Provides that funds to be administered by N. C. State Library as part of Aid to Public Libraries Fund as set out in GS 125-7. Effective July 1, 1969.

S 95 Wrongful death amendments — GS 28
Introducers: Burney and others — Sent to JUDIC 2

"To rewrite G. S. 28-174, relating to damages recoverable for death by wrongful act." Re-writes GS 28-174 to specify damages recoverable for wrongful death include medical expenses related to injury, pain and suffering, funeral expenses, monetary value of deceased (including net income, services of deceased, companionship and advice

of deceased), punitive damages deceased could have recovered, and nominal damages found by jury. Provides all evidence which tends to establish any of specified elements of damage is admissible. (Section now authorizes recovery of "fair and just compensation for the pecuniary injury".) Exempts pending litigation. Effective October 1, 1969.

S 96 Sweet potato weevil funds — APPROPRIATIONS
Introducer: MacLean — Sent to AGRICULT

"Appropriating funds to the North Carolina Department of Agriculture to eradicate and control the sweet potato weevil in North Carolina." Appropriates from General Fund to N. C. Dep't of Agriculture $46,593 for fiscal year '69-'70 and $45,704 for fiscal year '70-'71 to control and eradicate sweet potato weevil in North Carolina. Specifies expenditure schedule. Effective July 1, 1969.

****

HOUSE

H 131 Open space definition — GS 160
Introducer: McKnight — Sent to LOC GOVT

"To amend G. S. 160-181.9 relating to definitions of open space areas, and G. S. 160-181.10 to delete Forsyth County." Adds definitions to GS 160-181.9, as follows: Defines "open space" or "open area" and the "public use and enjoyment" as including open space land and open space uses. Defines "open space land" to mean any undeveloped or predominantly undeveloped land in urban area with value for one or more of: (1) park and recreation; (2) land and natural resource conservation; (3) history or scenery; defines "open space uses" to mean use of open space land for same purposes. Deletes Forsyth from list of counties not covered by Art. 14A of ch. 160 ("Preservation of Open Spaces and Areas").

H 132 Confederate woman's home — GS 112
Introducer: Rose — Sent JUDIC 1

"To extend the corporate existence of Confererate Woman's Home." Amends GS 112-1 to extend corporate existence to January 1, 1980 (now January 1, 1970).

H 134 Sit-in punishment — GS 14
Introducer: J. Johnson — Sent to JUDIC 1

"To amend GS 14-132.1 so as to increase the maximum punishment for demonstrations or assemblies of persons kneeling or lying down in public buildings." Makes cited offense punishable by fine and/or imprisonment in discretion of court (now, fine of not over $50 and/or imprisonment for not over 30 days).

H 135 Guilty plea in capital cases — GS 15
Introducers: Ramsey of Person and Hofler — Sent to JUDIC 1

"To repeal G. S. 15-162.1, relating to a plea of guilty in first degree murder, first degree burglary, arson, and rape." Repeals GS 15-162.1 allowing person charged with first-degree murder or burglary, or arson or rape to plead guilty, which if accepted results in conviction and automatic life imprisonment.

H 136 Rape, burglary, arson punishment — GS 14
Introducers: J. Ramsey and Hofler — Sent to JUDIC 2

"To amend G.S. 14-21, 14-52, and 14-58, relating to punishment for rape, first degree burglary, and arson." Deletes from cited sections provisions permitting jury to recommend life imprisonment for persons convicted of rape, arson or first degree burglary, thereby making death sentence mandatory for these crimes.

H 137 Murder punishment — GS 14
Introducers: J. Ramsey and Hofler — Sent to JUDIC 1

"To amend G.S. 14-17, relating to punishment for murder." Deletes from cited section provision permitting jury to recommend life imprisonment for persons convicted of murder in the first degree, thereby making death sentence mandatory.

H 138 Welfare liens — GS 108
Introducer: Harris — Sent to JUDIC 1

"To amend G.S. 108-30.1 and G.S. 108-73.12a relating to welfare liens." Amends GS 108-30.1 (creating lien on realty of recipient of old age assistance) and GS 108-73.12a (creating lien on realty of recipient of aid to permanently and totally disabled) to change the statute of limitations (now, within ten years of last assistance payment or three years after death of recipient) to require that action to enforce lien be brought within ten years from date lien filed, and providing that life of lien may be extended ten years by refiling within six months before date when action would be barred by ten-year statute of limitations. Exempts pending litigation.

H 139 Local government bond seals — GS 159
Introducers: Short and others — Sent to LOC GOVT

"Amending and supplementing all laws authorizing and providing for the issuance of bonds, notes or other obligations of a unit within the meaning of the Local Government Act to provide for the use of facsimile seals and signatures." Amends and supplements all laws providing for issuance of bonds or other obligations of governmental unit (as defined by GS 159-2) to authorize governing body of such unit to (1) imprint facsimile of unit's seal on each obligation in lieu of seal and (2) execute each obligation by facsimile rather than manual signature. Provides that at least one manual signature must appear on each obligation, which may be signature of Local Government Comm'n representative to certificate of Comm'n on such obligation.

H 140 Teacher certif. renewal — GS 115
Introducer: Payne — Sent to EDUCATION

"To allow professional personnel under contract with the North Carolina Public Schools Authority to claim reimbursement for completed credit hours required by the North Carolina State Board of Education and the State Department of Public Instruction to renew their professional certificates." Allows reimbursement by State to certified professional personnel in public schools for credit hours completed as condition of professional certificate renewal. Applies to personnel who have completed their fourth or subsequent year of teaching and are under contract for school term next following instruction. Amount to be reimbursed is actual tuition cost of courses taken at any N. C. State college or university, or actual tuition cost at a private college or university not to exceed that for the same course at the University of North Carolina at Chapel Hill. Places general administrative responsibility in Dept. of Public Instruction, along with authority to determine amount to be reimbursed. Applies only to professional personnel enrolling and completing required credit hours after effective date of act.

H 141 Drainage district appeal — GS 156
Introducer: P. Godwin — Sent to JUDIC 1

"Relating to right of appeal in drainage district hearings." Rewrites GS 156-75 (appeal by landowner from final report of assessor where drainage district was laid off) and GS 156-93.2(10)(appeal from report of board of viewers where drainage district is improved or extended) to provide that any landowner, party petitioner or the drainage district (now, "any party aggrieved") may appeal to superior court in session or in chambers within ten days after ruling by clerk upon report of board of viewers as in special proceedings. Appeal to be based only on written exceptions filed by appealing party on issues of law or fact.

H 142 Financial respons. proof exclusion — GS 20
Introducer: A. Campbell — Sent to HY SAFTY

"To amend G.S. 20-17.1(b), G.S. 20-23.1, G.S. 20-141.3(f), G.S. 20-279.13(c), G.S. 20-279.14 and G.S. 20-279.16(b), to remove therefrom provisions relative to furnishing proof of financial responsibility." Amends GS 20-17.1(b) (relating to revocation of driving licenses of mental incompetents and inebriates) by removing requirement that Comm'r of Motor Vehicles may not return license to person affected by section without proof of person's financial responsibility. Amends GS 20-23.1 (relating to suspension or revocation of operating privilege of non-residents) by removing provision concerning filing of proof of financial responsibility from provisions which Dep't of Motor Vehicles may apply in same manner to non-residents with operating privilege as to licensed drivers. Amends GS 20-141.3(f) by removing requirement that persons whose licenses revoked or suspended for unlawful racing on street or highway must file proof of financial responsibility as condition to return or reissuance of license on expiration of revocation or suspension period. Amends GS 20-279.13(c), relating to suspension of license for nonpayment of judgment arising from motor vehicle accident case, by removing requirement that persons whose licenses suspended and who have written consent of judgment creditor to be allowed license must furnish proof of financial responsibility. Amends GS 20-279.14, requiring suspension of license or operating privilege to continue until judgments arising from auto accidents paid, by removing requirement that persons so affected may not have license or privilege returned until they give proof of financial responsibility. Amends GS 20-279.16, forbidding Comm'r of Motor Vehicles to suspend license or operating privilege of judgment debtor in auto accident case who obtains court order permitting payment of judgment in installments, by removing requirement that such persons must first give proof of financial responsibility.

H 143 Local public library funds — APPROPRIATION
Introducers: Phillips and Strickland — Sent to Library

"To appropriate additional funds to maintain, improve, stimulate, increase and expand local public library facilities and operations in the State of North Carolina." Identical to S 94, digested in today's bulletin.

H 145 Licensing board reports — GS 93B
Introducer: Jernigan — Sent to JUDIC 1

"To amend Chapter 93B of the General Statutes to require occupational licensing boards to file annual reports with the Attorney General's office." Amends GS 93B-2 to require occupational licensing boards to file annual financial reports and annual report containing specified information with Attorney General (now, only with Secretary of State).

H 147 ABC board property sale — GS 18
Introducer: Church — Sent to ABC

"To amend GS 18-45 (8) to authorize ABC boards to sell at public auction real and personal property." Empowers county ABC boards to sell at public auction such real or personal property which it deems unneeded.

LOCAL BILLS INTRODUCED

SENATE

S 92 Commissioners' pay — JACKSON
Introducer: West — Sent to LOC GOVT

"To provide compensation for the members of the County Board of Commissioners of Jackson County." Sets annual salaries for local officials as follows: Comm'r of Finance, $8,000 retroactive to July 1, 1968; chairman, bd. of comm'rs, $10,000 plus $1,000 for travel, effective July 1, 1969, members, bd. of comm'rs, per diem of $45 when major part of day is spent on official duties or $25 for night meetings or day meeting of less than 3 hours, plus travel at ten cents per mile, effective July 1, 1969.

S 93 Closing public nuisance — RICHMOND
Introducer: James — Sent to LOC GOVT

"To provide for the closing of any establishment declared to be a public nuisance in Richmond County." Authorizes chief of police of any town (if building located within 2 1/2 miles of town) or sheriff of Richmond County to declare building at which "several shootings, affrays or any other disorderly conduct has repeatedly occurred" an area of public nuisance and further authorizes him to close such building and "disburse" persons therein congregated.

HOUSE

H 130 W. S. city manager contracts — FORSYTH
Introducer: Jemison — Sent to LOC GOVT

"To amend chapter 601 of the Session Laws of North Carolina for the year 1947, as amended, authorizing the city manager of Winston-Salem to execute contracts, deeds, bonds and all other legal instruments in the name and on behalf of the city." Grants Winston-Salem city manager the authority indicated by title, when such action is authorized by the city board of aldermen.

H 133 Mooresville jury trial — IREDELL
Introducer: Tolbert — Sent to COURTS

"To repeal Chapter 503 of the Session Laws of 1953 relating to the Recorder's Court at Mooresville, Iredell County, and to amend Chapter 613 Public-Local Laws 1913." Repeals Ch 503, S. L. 1953 making GS 7-204 (providing for jury trials as in cases before justices of the peace) applicable to Mooresville Recorders Court. Amends Ch 613, SL 1913 (act establishing recorders court) to provide that when jury trial requested, case automatically transferred to superior court.

H 144 Wade elections — CUMBERLAND
Introducer: Carter — Sent to LOC GOVT

"Relating to terms and election of officials of the Town of Wade in Cumberland county." Amends Wade charter (1913 Private laws, ch. 408) to provide for biennial election of mayor and five commissioners beginning with election on first Monday in May, 1969 (presently mayor, three commissioners and town constable elected annually). Provides election to be governed by general laws applicable to municipal elections (presently governed by General Assembly election procedures). Ratifies acts of named individuals presently holding town office.

H 146 County wine sale — WARREN
Introducer: Church — Sent to ABC

"Authorizing the Warren County ABC Board to sell wines having alcoholic content of less than 14%." Authorizes county ABC board to purchase and sell wines having an alcoholic content less than 14% as defined by GS 18-64.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 42 Motor vehicle default judgments. Amendment adopted in Senate, 2/13/69, correcting effective date to July 1, 1969 (originally, July 1, 1968).

H 57 County ordinance-making authority (digested in Bulletin 11, p. 54). Committee substitute adopted which adds provisions specifically excluding from proposed ordinance-making power of counties any authority not presently held to regulate streets, highways (and traffic thereon), rights of way of public utilities or use thereof. Requires specified published notice of ordinance, and states that all ordinances are effective 30 days after publication of notice or at such later date as board may fix. Provides no ordinances shall be effective until recorded, indexed, and published (originally, effective after recordation only). Changes effective date from July 1, 1969 to date of ratification.

SENATE AND HOUSE CALENDAR ACTION FEB.13,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS. H-REPTD FAV AS AMENDED.
S. 23 ASSESSMENT BOARD JOINT APPEALS.(2/12) S-CONCURRED IN H AMEND.
S. 30 COUNTY ORDINANCE-MAKING AUTHORITY. S-PLACED ON CAL FOR FEB. 20.
S. 31 COUNTY COMMISSIONERS' COMPENSATION. S-REPTD FAV AS AMENDED.
S. 42 MOTOR VEHICLE DEFAULT JUDGMENTS.(2/13) S-COM AMEND ADOPTED; S-PASSED 2ND & 3RD READING; S-SENT TO SENATE.
S. 45 INJURING LAND-PENALTIES.(2/07) S-REPTD FAV AS AMENDED.
S. 60 SURVIVORSHIP-JT.BANK ACCOUNTS. S-REPTD FAV.
S. 61 AUTOPSY STATUTE REVISION. H-REPTD FAV.
S. 66 PER DIEM CONFORMING CHANGES.(2/07) H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
S. 73 OPERATOR'S LICENSE MAIL RENEWAL. S-REPTD FAV.
S. 75 PERMITTING WRITTEN DECLARATIONS.(2/12) H-REF TO COM ON JUDIC 2.
S. 78 G. S. ERROR CORRECTIONS. S-REPTD FAV AS AMENDED.
S. 91 CITY SCHOOL BUS FUNDS. S-REF TO COM ON APPROPRN.
S. 94 LOCAL PUBLIC LIBRARY FUNDS. S-REF TO COM ON LIBRARY.
S. 95 WRONGFUL DEATH AMENDMENTS. S-REF TO COM ON JUDIC 2.
S. 96 SWEET POTATO WEEVIL FUNDS. S-REF TO COM ON AGRICULT.

H. 9 PRECINCT OFFICIALS PAY. H-REPTD FAV.
H. 13 SCHOOL OFFICIALS GRAD INSTRUCTION. H-PASSED 2ND & 3RD READING; H-SENT TO SENATE.
H. 32 PASSING AT RAILROAD INTERSECTIONS. S-REPTD FAV.
H. 41 JURY EXEMPTION,PERSONS OVER 65. H-REPTD UNFAV.
H. 57 COUNTY ORDINANCE-MAKING AUTHORITY. H-REPTD FAV COM SUBSTITUTE.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN. S-REF TO COM ON JUDIC 2.
H. 77 SURVIVING SPOUSE ALLOWANCE. S-REPTD FAV.
H. 96 ADOPTED PERSONS' NAME CHANGE. S-REF TO COM ON JUDIC 2.
H. 131 OPEN SPACE DEFINITION. H-REF TO COM ON LOC GOVT.
H. 132 CONFEDERATE WOMAN'S HOME. H-REF TO COM ON JUDIC 1.
H. 134 SIT-IN PUNISHMENT. H-REF TO COM ON JUDIC 1.
H. 135 GUILTY PLEA IN CAPITAL CASES. H-REF TO COM ON JUDIC 2.
H. 136 RAPE,BURGLARY,ARSON,PUNISHMENT. H-REF TO COM ON JUDIC 2.
H. 137 MURDER PUNISHMENT. H-REF TO COM ON JUDIC 2.
H. 138 WELFARE LIENS. H-REF TO COM ON JUDIC 1.
H. 139 LOCAL GOVERNMENT BOND SEALS. H-REF TO COM ON LOC GOVT.

H. 140 TEACHER CERT. RENEWAL. H-REF TO COM ON EDUCATN.
H. 141 DRAINAGE DISTRICT APPEAL. H-REF TO COM ON JUDIC 1.
H. 142 FINANCIAL RESPONS. PROOF EXCLUSION. H-REF TO COM ON HY SAFTY.
H. 143 LOCAL PUBLIC LIBRARY FUNDS. H-REF TO COM ON LIBRARY.
H. 145 LICENSING BOARD REPORTS. H-REF TO COM ON JUDIC 1.
H. 147 ABC BOARD PROPERTY SALE. H-REF TO COM ON ABC.

LOCAL BILLS

S. 6 (BURKE) INCREASE ALCOHOLISM RESERVE. H-REF TO COM ON ABC.
S. 33 (BURKE) DREXEL PROPERTY TAX PENALTIES. H-REPTD FAV.
S. 37 (CABARRUS) MOUNT PLEASANT ZONING.(1/31) H-REPTD FAV.
S. 39 (SURRY) MT AIRY FIREMEN'S PENSION FUND. H-REPTD FAV.
S. 92 (JACKSON) COMMISSIONERS' PAY. S-REF TO COM ON LOC GOVT.
S. 93 (RICHMOND) CLOSING PUBLIC NUISANCE. S-REF TO COM ON LOC GOVT.

H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. S-REF TO COM ON FINANCE.
H. 43 (GASTON) GASTONIA WARD BOUNDRIES. H-REPTD FAV AS AMENDED.
H. 44 (CALDWELL) LENOIR COUNCIL ORGANIZATION MEETING. S-PASSED 2ND & 3RD READINGS.
H. 76 (PITT) DRAFTSMAN'S NAME ON DOCUMENTS. S-PASSED 2ND & 3RD READINGS.
H. 117 (CUMBERLAND) BEER SALE REGULATION-FAYETTEVILLE.(2/13) H-COM AMEND ADOPTED; H-PASSED 2ND & 3RD READING; H-SENT TO SENATE.
H. 130 (FORSYTH) W.S. CITY MANGER CONTRACTS. H-REF TO COM ON LOC GOVT.
H. 133 (IREDELL) MOORESVILLE JURY TRIAL. H-REF TO COM ON COURTS.
H. 144 (CUMBERLAND) WADE ELECTIONS. H-REF TO COM ON LOC GOVT.
H. 146 (WARREN) COUNTY WINE SALE. H-REF TO COM ON ABC.

****

Next Sessions of Senate and House: 10:00 a.m., Friday, February 14, 1969.

G41
25:1969/23
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 97 Tobacco tax - 2 (Iden. H 151) GS 105
Introducers: Moore and others Sent to FINANCE

"To amend Chapter 105 of the General Statutes by inserting a new article therein imposing a tax on certain tobacco products." Adds new Article 2A, Schedule B-A, Tobacco Tax to Ch. 105 which imposes tax on cigarettes and cigars sold in this State, with intent that tax be borne by ultimate consumer of such items. Imposes privilege tax on distributors (defined as any person who purchases unstamped cigarettes or cigars directly from manufacturer and stores, sells,or otherwise disposes of them, and also any manufacturer of said products) of 2 1/2 mills per cigarette and two cents on each cigar. Imposes use tax in same amounts on sale or possession for sale of taxed items upon all persons not distributors, unless such items already taxed under privilege tax. Imposes tax on all inventories held by persons subject to payment of tax upon effective date of Act except that stamps need not be affixed to products unless Revenue Comm'r regulations so require. Exempts from tax items shipped out-of-state by distributors but subjects such shipments to regulations of Comm'r. Authorizes manufacturers' shipping products to licensed distributors to be relieved of paying tax and affixing stamps, subject to Comm'r's regulations. Requires distributors to obtain license for fee of $25 for each place of business; out-of-state distributors to obtain licenses for same fee. Requires Comm'r to issue licenses and authorizes him to require performance bonds to insure payment of taxes. Permits Comm'r to refrain from issuing license when he has cause to believe applicant willfully withheld requested information or supplied false information. Spells out procedure for issuing and revoking licenses. Authorizes Comm'r to adopt regulations and require various reports from distributors required to affix stamps and pay taxes. Sets up method of payment and requires payment to be evidenced by affixing tax stamps under regulations adopted by Comm'r. Prohibits sale or offering for sale of unstamped cigarettes or cigars. Makes unlawful maintaining place of business without proper license, failing to make required records and reports, or transporting unstamped items. Makes violations misdemeanor punishable by fine or imprisonment or both in discretion of court. Makes it felony to forge or counterfeit tax stamps. Exempts from taxation any activity not allowed to be taxed by U.S. Constitution or statutes. Makes general administrative provision of Art. 9 of subch. 1 of GS ch. 105 applicable where not inconsistent with Act. Effective July 1, 1969 or on first day of month next after ninetieth day from ratification, whichever is later.

S 98 Soft drink tax
Introducers: Nielson and West

GS 105
Sent to FINANCE

"To amend and supplement 'The Revenue Act', being subchapter I of Chapter 150 of the General Statutes, by adding thereto a new article imposing a soft drinks license tax." Adds new article 2A to GS 105 imposing license tax on every person selling, manufacturing, purchasing, consigning, using, shipping or distributing soft drinks within State for purpose of sale within State, tax to provide additional revenues to pay public school personnel. Defines "soft drinks" as all beverages, whether carbonated or not, such as certain named examples (ginger-ale, nu-grape, fruit juices except as otherwise provided, colas, etc.) which are commonly referred to as "soft drinks". Defines "bottled soft drink" to mean soft drink in closed container of any kind. Defines "syrup" as basic ingredient used in making soft drink by mixture with water, and including all prepared syrups sold for the purpose of mixing soft drinks at soda fountains. Provides for tax at rate of $1 per gallon of syrup or per gallon of "simple syrup", (compound prepared by a retailer by dissolving sugar in water or prepared by any other means and to be used in preparation of soft drinks). Provides payment of tax to be evidenced by application of tax stamps (in denominations of $1 or less depending on amount of ingredient) to containers of syrup, by retailers, wholesalers, manufacturers, etc. Provides payment of tax of 1¢ per 12 oz. or fraction thereof on bottled drinks, to be evidenced by affixation on bottle of appropriate tax stamps or tax crowns. Empowers Commissioner of Revenue to promulgate regulations concerning manufacture, distribution, application, of tax crowns or stamps. Exempts milk drinks produced by farmers or dairies, sold within the state in milk bottles, and unfermented pure fruit and vegetable juices; alcoholic beverages taxed under GS 18; syrup to be used for non-soft drink purposes and syrup to be used in manufacture of bottled soft drinks; and goods prepared for out-of-state distribution or sale. Excludes tax on resale of included items once tax stamp or crown has been affixed, but manufacturer, etc., may pass cost of payment of tax to purchaser. Authorizes Commissioner to allow discount of 5% of the amount of tax represented by sale of $25 worth or more of tax stamps, and 5% of the amount of tax represented by sale of $100 worth or more of tax crowns, as only compensation for possible waste, free distribution, etc. Provides tax on bottled drinks shipped into state for sale within state to be paid by person first receiving them. Requires retail dealers receiving syrup from outside state to keep duplicate invoices and to mail one copy to Commissioner. Requires manufacturers, etc. to keep accurate records available for inspection, and provides for computation of tax where such records are not available. Provides penalty for failure to pay tax as 1/2%of amount of tax per month, and additional 50% of amount due at date of payment. Declares as misdemeanor the removal, restoration, knowing purchase, possession or resale of altered stamps, with intent to reuse. Declares to be a felony the counterfeiting of stamps or crowns. Provides applicability of general administrative provisions of GS 105-229 through 269.2. Effective October 1, 1969.

S 99 Beer and wine surtax — GS 18
Introducer: Nielson — Sent to FINANCE

"To increase the surtax on malt beverages and to impose a surtax on wines." Rewrites GS 18-81(a1) to increase the surtax on malt beverages to $6 per barrel of 31 gallons (now, $3), 1¢ per 6 oz. bottle (now, 1/2¢), 2¢ on bottles of more than 6 oz (now, 1¢), and 5 1/3¢ per quart (now, 2 2/3¢). Allows wholesalers and importers to pay tax at rate of .18¢ per oz. (now .09¢) when bottles are more than 6 oz. Repeals GS 18-81(a2) setting tax rate at 1 1/2¢ per 7 oz bottle of beer surtax rate at 6/10 of 1¢ per 7 oz bottle of beer. Adds new subsec. (01) to levy surtax on unfortified wines, fortified wines and sweet wines of 60¢ per gallon for General Fund. Requires persons who possess beverages covered by act to file inventory as of July 1, 1969 with Comm'r of Revenue in form prescribed by Comm'r. Effective July 1, 1969.

S 101 College demonstrator penalty — GS 14

Introducers: Burney and Allsbrook — Sent to JUDIC 2

"To enhance the continued administration of institutions of learning." Makes it unlawful for any person or group to take over or occupy any building or facility, or premises within 100 feet thereof, of any college or other institution of learning. Makes it unlawful for any person or group to refuse to vacate any such building etc. of a college or other institution of learning in obedience to lawful order of law enforcement officers, National Guardsmen, firemen or public health officers. Makes it a misdemeanor for any person, after being forbidden by person in charge of any building or premises within 100 feet of institution of learning, to obstruct entrance of any person to building by sitting, kneeling etc. or to interfere with normal use of building of such institution. Sets punishment for conviction for violation of Act at imprisonment for not more than six months, fine not exceeding $500, or both.

S 103 Gun purchase, antique firearms — GS 14
Introducer: Kirby — Sent to JUDIC 2

"Permitting citizens of this State to purchase rifles and shotguns in contiguous States and defining antique firearms." Declares it lawful for citizens of State to buy rifles and shotguns in contiguous States. Defines "antique firearm" to mean any firearm manufactured before 1899, or replica thereof; also any firearm using ammunition manufactured before 1899 which is no longer manufactured in U.S. and not readily available commercially.

S 104 Sweet potato research funds — Appropriations
Introducer: MacLean — Sent to APPROPRN

"To appropriate funds to the North Carolina Department of Agriculture for the establishment of a research station to serve North Carolina emphasizing sweet potatoes, vegetable crops, and small fruits." Appropriates from General Fund to N.C. Dep't of Agriculture $256,600 for fiscal year 1969-70 to be used as title indicates, for land, buildings and equipment according to specified expenditure schedule. Provides that unexpended funds not to revert to General Fund but remain available, and that funds presently appropriated to operate Coastal Plain Research Station at Willard, and Coastal Plain Vegetable Research Station at Faison shall be

retained by Dep't and used as operating fund for new station. Provides that funds derived from sale of Willard properties to revert to General Fund.

S 105 $1.25 minimum wage (Iden. H 149) GS 95
Introducer: Staton Sent to MFG LABR

"To amend the minimum wage act." Increases minimum wage under GS 95-87 from $1.00 to $1.25 per hour. Amends GS 95-86 to bring tipped employees under minimum wage act, but provides amount paid tipped employee may be considered by employer as increased by amount of tips employee receives. Percentage of increase to be determined by employer, but in no case is it to exceed 50% of the applicable minimum wage rate. Provides employee may show that actual amount received in tips was less than employer's estimate, and in such event, amount paid by employer will be deemed increased by the lesser amount. Effective July 1, 1969.

S 106 Real property lien assessment GS 44A
Introducer: Boger Sent to JUDIC 2

"To provide for the certification of the existence and amounts of assessment liens against real property." Adds new Art. 3 to GS ch. 44A to provide for certification of liens against real property for collection of advalorem taxes, benefit assessments, and similar charges. Permits local governmental units which are authorized to levy ad valorem taxes or otherwise acquire liens on real property to furnish to any person, for $1.00 fee, certificate stating amount of liens asserted by said unit against real property described in request. Prescribes form of request and certificate. Authorizes governing board of each governmental unit to appoint person to execute lien certificates and designates chairman of governing board to serve in such capacity if unit fails to designate another. Execution and delivery of lien certificate shall bar assessing unit from asserting lien on described real property not set out in certificate. Failure of designated person to execute lien certificate within ten days after receipt of request acts as conclusive presumption that unit claims no liens on property described in request. Effective October 1, 1969.

****

HOUSE

H 149 $1.25 minimum wage (Iden. S 105) GS 95
Introducer: Messer Sent to MFR LABR

"To amend the minimum wage act." Identical with S 105, digested in this bulletin.

H 151 Tobacco tax - 2 GS 105
Introducers: Baugh and others Sent to FINANCE

"To amend Chapter 105 of the General Statutes by inserting a new article therein imposing a tax on certain tobacco products." Identical with S 97 digested in today's bulletin.

H 152 Investment trust 8% interest — GS 24
Introducer: Hofler — Sent to BANKS

"To amend G.S. 24-8, which permits an 8% interest rate, so as to include foreign or domestic real estate investment trusts." Adds foreign or domestic real estate investment trusts to foreign or domestic corporations in GS 24-8, as organizations which may agree to pay interest at not more than eight percent per year where original principal amount of loan is at least $30,000 or where total principal amount in a series of advances is at least $30,000.

H 153 Magistrate appointment — GS 7A
Introducer: J. Penny — Sent to COURTS

"Amending G.S. 7A-171 relating to the appointment of magistrates so as to provide for their appointment by the chief district judge." Amends GS 7A-171 to authorize the chief district judge to appoint magistrates from nominations submitted by the clerk of superior court (now, appointed by the "senior regular resident superior court judge").

H 155 Workmen's Comp. approved doctors — GS 97
Introducer: Soles — Sent to MFR LABR

"To amend the General Statutes with regard to physicians qualified to treat workmen's compensation claimants in North Carolina." Amends GS 97-27(b) by permitting physician licensed to practice in a State besides North Carolina to examine employee dissatisfied with findings of permanent disability found by physician paid by employer or N.C. Industrial Comm'n, provided such non-resident physician has been approved by Comm'n and his name placed on Comm'n's list of approved nonresident physicians.

H 156 Political ad posting — GS 14
Introducer: Raynor — Sent to ELECTION

"To amend G.S. 14-145 to prohibit posting of political advertisements on property without permission of the owner." Amends GS 14-145 ("Unlawful posting of advertisements") to include the posting of political ads and make same a misdemeanor.

H 157 Boggan-Hammond House funds — APPROPRN
Introducer: Mills — Sent to APPROPRN

"To appropriate funds for the restoration and maintenance of the Boggan-Hammond House in Anson County." Appropriates $30,000 to Anson County Historical Society to be used under supervision of State Department of Archives and History for restoration of Boggan-Hammond House in Anson County, with condition that funds revert to General Fund in event such house is not approved as a Historic Site by Historic Sites Advisory Committee.

H 158 Truck length extension — GS 20
Introducer: J. Ramsey — Sent to APPROPRN

"To amend G.S. 20-116(d) pertaining to the size of vehicles and extending the length of certain trucks." Rewrites GS 20-116(d) to limit the length of two-axle vehicles to 35 feet, and three-axle vehicles to 40 feet. (Section now limits length of any vehicle, except in combination with another vehicle, to 35

feet; limits 3 axle passenger bus to 40 feet.) Specifies that truck-tractor and semi-trailer be regarded as two vehicles to determine lawful length and license tax.

LOCAL BILLS INTRODUCED

SENATE

S 100 Buncombe Comm'r Chmn. salary — BUNCOMBE
Introducer: Dent — Sent to LOC GOVT

"To fix the salary of the chairman of the Board of County Commissioners of Buncombe County." Fixes such salary at $20,000 per year, payable in equal monthly installments. Effective March 1, 1969.

S 102 County comm'r salary — PITT
Introducer: V. White — Sent to LOC GOVT

"Fixing the salaries of the county commissioners of Pitt County at one hundred fifty dollars ($150.00) per month." Re-writes section 4 of SL 1961, c. 492 to provide as title indicates (now: chairman of Board of County Commissioners receives $150 monthly; the vice-chairman, $125 monthly, and other members $100 monthly).

HOUSE

H 148 School board financial report — DAVIE
Introducer: Boger — Sent to EDUCATN

"To require the Board of Education of Davie County to furnish the Board of County Commissioners of Davie County a quarterly financial report." Requires Davie County Board of Ed. to furnish detailed financial report quarterly to the Davie Board of County Commissioners, and makes it unlawful to willfully and intentionally fail or refuse to file such report.

H 150 County comm'r compensation — WILSON
Introducer: Paschall — Sent to LOC GOVT

"To increase the compensation of the County Commissioners of Wilson County." Amends Ch 914, SL 1961, to authorize the board of comm'rs to fix compensation of members and chairman by majority vote. Limits salary of chairman to $150 per month, members to $100 per month (now $100 and $62.50, respectively). Retroactive to December 1, 1968.

H 154 Dunn hospital property — HARNETT
Introducer: J. Penny — Sent to LOC GOVT

"To amend Chapter 508 of the Session Laws of 1947 so as to permit Harnett County to release certain restrictions on hospital property." Authorizes county commissioners to release restrictions imposed by section two of S.L. 1947, c. 508 in transfer of property of Betsy Johnson Memorial Hospital, Inc. upon receipt of $3000 plus 6% interest since January 1, 1937.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 5 Jurors technical amendments (digested in Bulletin No. 13, p. 11). Amendment changing effective date from date of ratification to July 1, 1969 adopted in House 2/14/69.

S 31 County commissioners' compensation (digested in Bulletin No.11, p. 53) Provides that commissioners may not change their own compensation after filing deadline prescribed by GS 163-106(c) for county offices (12 noon on Friday preceding sixth Saturday before primary election) until newly elected members of board have been sworn into office. Adopted in Senate, 2/14/69.

S 45 Injuring land penalties (digested in Bulletin No. 12, p. 61). Amendment adopted in Senate 2/14/69 to change penalty under GS 14-128 and 14-134.1 to fine not exceeding $500 or 6 months imprisonment, or both in discretion of court.

S 78 GS error corrections (digested in Bulletin No. 17, p. 93). Technical amendment adopted in Senate 2/14/69.

H 43 Gaston ward boundaries (digested in Bulletin No. 9, p. 44). Amendment changing descriptions of wards five and six, adopted in House on 2/14/69.

SENATE AND HOUSE CALENDAR ACTION FEB.14,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS.(2/14) H-COM AMEND ADOPTED; H-PLACED ON CAL FOR FEB.18.
#S. 23 ASSESSMENT BOARD JOINT APPEALS.(2/12) RATIFIED - CHAPTER 7.
S. 31 COUNTY COMMISSIONERS' COMPENSATION. S-PLACED ON CAL FOR FEB.18; COM AMENDMENT ADOPTED (2/14)
S. 34 COURT OF APPEALS AMENDMENTS.(2/12) H-REF TO COM ON COURTS.
S. 45 INJURING LAND-PENALTIES. S-AMENDMENT OF 2/7 WITHDRAWN; S-COM AMEND ADOPTED; S-PASSED 2ND & 3RD READING; S-SENT TO HOUSE.
S. 60 SURVIVORSHIP-JT.BANK ACCOUNTS. S-PASSED 2ND READING; S-PLACED ON CAL FOR FEB. 17.
S. 61 AUTOPSY STATUTE REVISION. H-PLACED ON CAL FOR FEB.18.
S. 73 OPERATOR'S LICENSE MAIL RENEWAL. S-PLACED ON CAL FOR FEB.17.
S. 78 G. S. ERROR CORRECTIONS.(2/14) S-COM AMEND ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 97 TOBACCO TAX-2. S-REF TO COM ON FINANCE.
S. 98 SOFT DRINKS TAX. S-REF TO COM ON FINANCE.
S. 99 BEER AND WINE SURTAX. S-REF TO COM ON FINANCE.
S. 101 COLLEGE DEMONSTRATOR PENALTY. S-REF TO COM ON JUDIC 2.
S. 103 GUN PURCHASE - ANTIQUE FIREARMS. S-REF TO COM ON JUDIC 2.
S. 104 SWEET POTATO RESEARCH FUNDS. S-REF TO COM ON AGRICULT.
S. 105 $1.25 MINIMUM WAGE. S-REF TO COM ON MFG LABR.
S. 106 REAL PROPERTY LIEN ASSESSMENT. S-REF TO COM ON JUDIC 2.

H. 9 PRECINCT OFFICIALS PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 13 SCHOOL OFFICIALS GRAD INSTRUCTION. S-REF TO COM ON EDUCATION.
H. 32 PASSING AT RAILROAD INTERSECTIONS. S-PASSED 2ND & 3RD READINGS.
H. 57 COUNTY ORDINANCE-MAKING AUTHORITY. H-PLACED ON CAL FOR FEB 18.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN. S-REF TO COM ON JUDIC I-FEB.13.
H. 77 SURVIVING SPOUSE ALLOWANCE. S-PASSED 2ND & 3RD READINGS.
H. 149 $1.25 MINIMUM WAGE. H-REF TO COM ON MFR LABR.
H. 151 TOBACCO TAX - 2. H-REF TO COM ON FINANCE.
H. 152 INVESTMENT TRUST 8% INTEREST. H-REF TO COM ON BANKS.
H. 153 MAGISTRATE APPOINTMENT. H-REF TO COM ON COURTS.
H. 155 WORKMEN'S COMP. APPROVED DOCTORS. H-REF TO COM ON MFG LABR.
H. 156 POLITICAL AD POSTING. H-REF TO COM ON ELECTION.

H. 157 BOGGAN-HAMMOND HOUSE FUNDS. H-REF TO COM ON APPROPRN.
H. 158 TRUCK LENGTH EXTENSION. H-REF TO COM ON HY SAFTY.

LOCAL BILLS

S. 33 (BURKE) DREXEL PROPERTY TAX PENALTIES. H-PLACED ON CAL FOR FEB.17.
S. 37 (CABARRUS) MOUNT PLEASANT ZONING.(1/31) H-PASSED 2ND & 3RD READINGS.
S. 39 (SURRY) MT AIRY FIREMEN'S PENSION FUND. H-PASSED 2ND & 3RD READINGS.
S. 89 (LEE) SANFORD STREET CLOSING. S-REPTD FAV.
S. 90 (WAKE) RALEIGH SATELLITE ELECTIONS. S-REPTD FAV.
S. 100 (BUNCOMBE) BUNCOMBE COMM'R CHMN SALARY. S-REF TO COM ON LOC GOVT.
S. 102 (PITT) COUNTY COMM'R SALARY. S-REF TO COM ON LOC GOVT.

H. 43 (GASTON) GASTONIA WARD BOUNDRIES.(2/14) H-COM AMEND ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 44 (CALDWELL) LENOIR COUNCIL ORGANIZATION MEETING. RATIFIED - CHAPTER 8.
#H. 56 (CUMBERLAND) COUNTY TAX REFUND LIMIT. RATIFIED - CHAPTER 9.
#H. 76 (PITT) DRAFTSMAN'S NAME ON DOCUMENTS. RATIFIED - CHAPTER 10.
H. 117 (CUMBERLAND) BEER SALE REGULATION-FAYETTEVILLE.(2/13) S-REF TO COM ON ABC.
H. 148 (DAVIE) SCHOOL BOARD FINANCIAL REPORT. H-REF TO COM ON EDUCATN.
H. 150 (WILSON) COUNTY COMM'R COMPENSATION. H-REF TO COM ON LOC GOVT.
H. 154 (HARNET) DUNN HOSPITAL PROPERTY. H-REF TO COM ON LOC GOVT.

****

NEXT SESSIONS OF SENATE:

9:30 a.m., Saturday, February 15, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, February 17, 1969.

NEXT SESSIONS OF HOUSE:

10:00 a.m., Saturday, February 15, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, February 17, 1969.

#

G41
25:1969/24
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 24 -141- MONDAY, FEBRUARY 17, 1969

Note: The Senate and House convened at 9:30 a. m. and 9:00 a. m., respectively, Saturday, February 15, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

None

HOUSE

H 159 Fire funds - Pender — APPROPRIATION
Introducer: Moore — Sent to APPROPRN

"Appropriating funds to the Department of Conservation and Development for the purchase and operation of a forest fire control plowing unit for Pender County." Appropriates $49,249.00 for fiscal 1969 and $10,395 for fiscal 1970 for Dep't of Conservation and Development in addition to all other appropriations to establish and operate forest fire control plowing unit in Pender County; details items of expenditure. Unit to be stationed in Pender County but subject to use elsewhere in discretion of State Forester. Effective July 1, 1969.

H 160 Abolishing capital punishment — GS 14, 15
Introducers: A. McMillan and others — Sent to JUDIC 2

"To amend Chapters 14 and 15 of the General Statutes so as to abolish capital punishment." Eliminates provisions allowing death penalty (and mercy recommendation) for following crimes: first-degree murder (in GS 14-17); rape (in GS 14-21); first-degree burglary (in GS 14-52); and arson (in GS 14-58). Eliminates provision allowing life imprisonment for second-degree burglary, leaving punishment as a term of years in court's discretion (in GS 14-52). Adds provisions permitting the following penalties for same crimes: first-degree murder--life imprisonment; rape--imprisonment for life or for term of years, in court's discretion; first-degree burglary--life imprisonment; arson--life imprisonment. Repeals GS 15-176.1 ("Solicitor may argue for death penalty"), and Art. 19 of GS ch. 15 ("Execution"). Provides that no executions of death sentence to take place after date of Act's ratification. Provides that persons sentenced to life imprisonment shall not be paroled until following additional procedures complied with: 90-days publication in three newspapers with State-wide circulation of intent to parole, with date and place of public hearing at which interested members of public are invited to comment on advisability of granting of parole; trial judge, solicitor who tried case, and defense attorney notified of hearing; and Governor given right to approve or disapprove parole, if parole recommended by Board of Paroles.

H 163 (Joint Resolution) Honoring Paul Herman Thompson — MISC. RES.
Introducers: R. McMillan and others — Passed and sent to Senate

"Honoring the life and memory of Paul Herman Thompson who served his state and county with honor, devotion and distinction." As title indicates.

H 164 Counsel for the indigent — GS 7A, 15
Introducer: Short — Sent to COURTS

"To provide legal representation for indigent persons, to strengthen the assigned counsel system, to establish a public defender in certain judicial districts, and for other related purposes." Adds Subchapter IX "Representation of Indigent Persons" to Chapter 7A. Defines "indigent person" as one "who is financially unable to secure legal representation and to provide all other necessary expenses of representation" in a proceeding covered by this subchapter. Makes State responsible for providing counsel to indigent persons; indigency determined by court. Entitles indigent to counsel in (1) any felony case, and any misdemeanor for which authorized punishment exceeds six months' confinement and a $500 fine; (2) habeas corpus hearings; (3) post conviction hearings; (4) revocation of probation proceedings, if counsel was provided at trial or if confinement of more than 6 months is possible; (5) extradition proceedings; (6) judicial hospitalization of mentally ill criminals; (7) civil arrest and bail proceedings; (8) juvenile matters as a result of which juvenile may be committed to an institution or transferred to superior court for trial on felony charge; entitlement starts as soon as feasible after indigent taken in custody or service is made on him of charge, notice, etc., and continues through in-custody interrogation, pre-trial identification procedures, bail hearing, preliminary hearing, trial, sentencing, and appeal through highest N. C. court to U. S. Supreme Court.

Provides for counsel assigned by court or by public defender if defender established in particular district. Expenses of counsel, defenders and defender offices paid by state. Custodian of person confined for more than 48 hours without counsel must notify clerk of superior court or public defender, as case may be, to initiate assignment of counsel proceedings. Expert witness fees and out of pocket expenses of counsel provided for. Lab facilities of SBI available free to assigned counsel or public defender representing indigent. Value of counsel's services set by court, and becomes a lien against defendant, if finally convicted. False statement to obtain free counsel punishable as perjury. Indigent may waive counsel in writing, if court finds indigent acting intelligently. Counsel fees set by judge based on "factors normally considered in fixing attorney's fees" including "fee usually charged in similar cases," and time spent in preparation. State Bar Council authorized to make rules as to manner and method of assigning counsel, and making determinations of indigency.

Authorizes public defender in following judicial districts: 7th, 10th, 12th, 18th, 21st, 25th, and 26th. Defender must be attorney, and is paid same amount as a full-time solicitor, by the state. Defender appointed for four year term by Governor from list of 2 to 3 names nominated by written ballot of attorneys resident in district. Each defender entitled to at least one full-time assistant defender, and others as authorized by Administrative Office of the Courts. Assistants appointed by defender and serve at his pleasure. Members of district bar may volunteer for assignment as assistant public defenders in individual cases, and when so assigned are compensated the same as are assigned counsel in districts not having a public defender. Defender entitled to services of at least one full-time investigator, plus office equipment and supplies, from state funds. Administrative Office of Courts authorized to supervise operation of laws concerning assignment of counsel for indigents and cooperate with offices of public defenders,

to collect data on operation of both assigned counsel and public defender systems, and make recommendations to General Assembly for improvement in operation of each system. Makes conforming amendments in various sections of General Statutes, and repeals following sections of Chapter 15: -4.1, -5, -5.1, -5.3, -5.4. Effective July 1, 1969.

H 165 Driving under influence - 4 GS 20
Introducer: Mohn Sent to HY SAFTY

"To amend GS 20-179, GS 20-17(2) and GS 20-19 pertaining to penalties for driving while under the influence of intoxicating liquor or narcotic drugs and providing for rehabilitation treatment and mandatory jail sentences." Rewrites GS 20-179 (penalty for driving under influence) establishing penalty for first conviction of driving under influence of intoxicating liquor or narcotic drugs as not less than $100 fine, and/or not less than 30 days imprisonment, and revocation of drivers license for one year, provided revocation may be reduced to allow offender limited operation of vehicle where sentence is suspended (presently penalized by not less than $100 fine and/or not less than 30 days imprisonment). Penalty for second and third convictions set at not less than 90 days imprisonment, and not less than 6 months imprisonment, respectively (now, second conviction, minimum $200 and/or 6 months; third conviction, minimum $500 and/or up to two years). Establishes mandatory sentence requirements in event previously stated penalties are suspended, as follows: first conviction, 3 days' imprisonment; second conviction, five days' imprisonment and not less than $200 fine; third or subsequent conviction, 7 days' imprisonment and not less than $500 fine. Defines second conviction as one occurring within 10 years of a former conviction, and defines third conviction as one occurring within 10 years of the first of two previous convictions. Provides after second or subsequent offense, court may require offender to submit to doctor's examination, and in event examiner determines offender to be suffering from chronic alcoholism or drug addiction, court may suspend discretionary sentences provided offender voluntarily submits to in-patient rehabilitory treatment at an appropriate facility. Amends GS 20-17(2) (mandatory revocation of driving privilege for conviction of driving under influence) and GS 20-19(d) and (e) to conform to provisions in proposed GS 20-179. Makes act inapplicable to offenses committed prior to enactment. Effective July 1, 1969.

H 166 Vehicle axle weights GS 20
Introducer: Euliss Sent to HY SAFTY

"To amend G. S. 20-118 concerning axle weights." Adds to GS 20-118(5)b provision permitting shifting weight by vehicle owner to avoid overweight penalties for exceeding axle limits for three axle combinations not exceeding 60,000 lbs. (now, only specifies two axle combinations not exceeding 40,000 lbs.); deletes limiting definition of "tandem axles". Rewrites GS 20-118(6) to add definition of "tandem" axle weights as total load on wheels whose centers are 48 to 104 inches apart and are equipped with axle load equalization mechanisms.

LOCAL BILLS INTRODUCED

SENATE

S 107 Election of comm'rs county-wide — CHEROKEE
Introducer: West — Sent to LOC GOVT

"To provide for the county-wide election of the Cherokee County Board of County Commissioners, which shall consist of three members." Provides for 3-member board of comm'rs to be nominated and elected county-wide for 4-year terms, beginning with November 1970 election and quadrennially thereafter. Repeals three cited acts providing for election of comm'rs by districts.

HOUSE

H 161 Winston-Salem zoning notice — FORSYTH
Introducer: McDaniel — Sent to JUDIC 2

"Applicable to Winston-Salem only, amending G.S. 160-175." Modifies GS 160-175 (relating to modifications of zoning districts) by providing that in Winston-Salem, notice of zoning district modifications need be published in newspaper or posted at least 10 days (generally 15) before date fixed for public hearing.

H 162 Election of comm'rs by districts — CHEROKEE
Introducers: Messer and L. Ramsey — Sent to LOC GOVT

"To provide for the nomination and election of the Board of County Commissioners of Cherokee County." Provides for nomination and election of 7-member board of comm'rs by and from districts to serve 4-year terms, beginning with 1970 nominating convention and election, and quadrennially thereafter. Provides for partisan nomination and election of two comm'rs each from District 1 (Valleytown Tnshp) and from District 3 (Culberson, Grape Creek, Hanging Dog, Hothouse, Ogreeta, Shoal Creek, and Unaka Precincts), and three comm'rs from District 2 (Brasstown, Burnt Meeting House, Peachtree, and Walker School House Precincts, and Murphy North and Murphy North Wards).

SENATE AND HOUSE CALENDAR ACTION FEB. 17, 1969.

NOTES:
1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS. (2/14) H-RE-REF TO COM ON COURTS.
S. 42 MOTOR VEHICLE DEFAULT JUDGMENTS. (2/13) H-REF TO COM ON INSUR.
S. 45 INJURING LAND-PENALTIES. (2/14) H-REF TO COM ON JUDIC 2.
S. 60 SURVIVORSHIP - JT. BANK ACCOUNTS. S-PLACED ON CAL FOR FEB.19.
S. 73 OPERATOR'S LICENSE MAIL RENEWAL. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 78 G.S. ERROR CORRECTIONS. (2/14) H-REF TO COM ON JUDIC 1.

H. 9 PRECINCT OFFICIALS PAY. S-REF TO COM ON ELECTIONS
#H. 32 PASSING AT RAILROAD INTERSECTIONS. RATIFIED- CHAPTER 13.
#H. 77 SURVIVING SPOUSE ALLOWANCE. RATIFIED - CHAPTER 14.
H. 159 FIRE FUNDS - PENDER. H-REF TO COM ON APPROPRN.
H. 160 ABOLISHING CAPITAL PUNISHMENT. H-REF TO COM ON JUDIC 2.
H. 163 HONORING PAUL HERMAN THOMPSON. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 164 COUNSEL FOR THE INDIGENT. H-REF TO COM ON COURTS.
H. 165 DRIVING UNDER INFLUENCE - 4. H-REF TO COM ON HY SAFTY.
H. 166 VEHICLE AXLE WEIGHTS. H-REF TO COM ON HY SAFTY.

LOCAL BILLS

S. 33 (BURKE) DREXEL PROPERTY TAX PENALTIES. H-PASSED 2ND & 3RD READINGS.
#S. 37 (CABARRUS) MOUNT PLEASANT ZONING. RATIFIED - CHAPTER 11.
#S. 39 (SURRY) MT. AIRY FIREMEN'S PENSION FUND. RATIFIED - CHAPTER 12.
S. 89 (LEE) SANFORD STREET CLOSING. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 90 (WAKE) RALEIGH SATELLITE ELECTIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 107 (CHEROKEE) ELECTION OF COMM'RS COUNTY-WIDE. S-REF TO COM ON LOC GOVT.

H. 161 (FORSYTH) WINSTON-SALEM ZONING NOTICE. H-REF TO COM ON JUDIC 2.
H. 162 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS. H-REF TO COM ON LOC GOVT.

****

Next sessions of Senate and House: 12 noon, Tuesday, February 18, 1969.

#

G41
25:1969/25
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 25 -147- TUESDAY, FEBRUARY 18, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 108 Counsel for the indigent (Iden. H 164) GS 7A, 15
Introducer: Bailey Sent to COURTS

"To provide legal representation for indigent persons, to strengthen the assigned counsel system, to establish a public defender in certain judicial districts, and for other related purposes." Identical with H 164 digested in Bulletin No. 24, page 142.

HOUSE

H 167 (Joint Resolution) Designating Jaycee Day MISC. RES.
Introducers: J. Johnson and others Passed and sent to SENATE

"A joint resolution designating February 18, 1969, as Jaycee Day in the General Assembly." As title indicates.

H 168 $2,000 homestead exemption CONSTITUTION
Introducer: R. Jones Sent to CONSTUTN

"To amend Article X, Section 2, of the Constitution of North Carolina to increase homestead exemption to two thousand dollars." Proposes amendment to §2 of Art. X of N. C. Constitution to allow property owner to exempt own homestead or other real property with value under $2,000 (now $1,000) from sale under execution on debt other than for taxes or obligation contracted for purchase of said property. Provides that amendment be voted upon at next general election. Prescribes ballot form. Provides that if majority approves, Governor to certify amendment to Secretary of State for enrollment, and that amendment to become effective on January 1 after ratification by voters.

H 171 Annual legislative sessions CONSTITUTION
Introducer: Barbee Sent to CONSTUTN

"To amend Section 2, Article II, of the North Carolina Constitution, so as to provide for annual sessions of the General Assembly." Rewrites N. C. Const. Art. II, Sec. 2 to provide annual legislative sessions of not more than 90 days each to convene on first Monday in February or as provided by statute (now, biennially, convening on first Wednesday after first Monday in February or as provided by statute; GS 120-11.1 fixes regular session convening times as first Wednesday after first Monday in January). Provides for amendment to be submitted to voters at next general election. Prescribes ballot form. Provides that if majority approves, Governor to certify amendment to Secretary of State for enrollment.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 169 Hunting from public roads — DUPLIN, PENDER
Introducers: Moore and H. Johnson — Sent to WILDLIFE

"Relating to hunting from public roads in Duplin and Pender Counties." Prohibits in Duplin and Pender Counties the discharging of firearms from public roadways for any purpose, including that of taking game, without prior written permission of land owner onto whose land firearm will be discharged, with permission carried on person; in case of tenant, lessee, or employee of owner or person in legal possession of such land, permission need only be oral. Makes wilful violation of act a general misdemeanor. Repeals 1951 S.L., ch. 450, as amended 1957 S.L. ch. 34, which simply prohibits taking of game with firearms from public roadway in Duplin County. Effective September 1, 1969.

H 170 Monroe school board land — UNION
Introducer: R. Clark — Sent to JUDIC 2

"To authorize the Monroe City Board of Education to convey certain property to the City of Monroe." Authorizes Monroe City Board of Education to convey Winchester Ave. School site to City of Monroe and to execute all documents necessary to effect conveyance. Conveyance may be by public or private sale, with or without consideration.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 31 County commissioners' compensation (digested in Bulletin No. 11, p. 53 as amended Bulletin No. 23, p. 137). Requires commissioners to set own compensation at figure which "may be" just and reasonable (was, at figure which "to them seems" just and reasonable). Changes effective date of increased compensation to after next general election (was, until next succeeding term of office for any individual seat on board). Adopted in Senate, 2/18/69.

H 31 Receipt of unordered merchandise (digested in Bulletin No. 7, p. 34). Committee substitute adopted in House 2/18/69 providing that person receiving unsolicited goods has right to refuse delivery and is not bound to return such to sender. Unsolicited goods addressed to or intended for recipient treated as gift, and recipient may dispose of them in any manner without any obligation to sender. Effective July 1, 1969.

H 90 Illegally parked cars. Committee substitute adopted in House 2/18/69 that modifies language of bill to provide removal of vehicles illegally parked in private spaces to place of business engaged in towing and storage within the county where vehicle was removed (originally allowed removal "to a place of storage"). Provides such action may be authorized by parking space owner's or lessee's agent (previously only by owner or lessee). Allows owner of removed vehicle recourse against person authorizing removal for willful, malicious or negligent damage to vehicle occurring during period of storage (as well as during removal). Adds provision that parking space owner or lessee shall be legally responsible for all expenses incurred in event vehicle owner is found to have rightfully parked in private parking space.

SENATE AND HOUSE CALENDAR ACTION FEB.18,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 31 COUNTY COMMISSIONERS' COMPENSATION. S-FLOOR AMEND ADOPTED; S-PLACED ON CAL FOR FEB.19.
S. 61 AUTOPSY STATUTE REVISION. H-RE-REF TO COM ON JUDIC 2.
S. 73 OPERATOR'S LICENSE MAIL RENEWAL. H-REF TO COM ON HY SAFTY.
S. 108 COUNSEL FOR THE INDIGENT. S-REF TO COM ON COURTS.

H. 31 RECEIPT OF UNORDERED MECHANDISE.(2/18) H-REPTD FAV TO COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 57 COUNTY ORDINANCE-MAKING AUTHORITY. H-PASSED 2ND READING.
H. 60 UNIFORM ANATOMICAL GIFT ACT. H-REPTD FAV AS AMENDED.
#H. 61 GENERAL CONTRACTOR'S LICENSE COST. H-REPTD UNFAV.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN. S-REPTD FAV.
H. 84 LEARNER'S PERMITS,NIGHT DRIVING. H-REPTD FAV.
H. 90 ILLEGALLY PARKED CARS.(2/18) H-REPTD FAV TO COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 97 DRIVING UNDER INFLUENCE - 1. H-REPTD FAV AS AMENDED.
H. 110 DRIVER LICENSE SURRENDER. H-REPTD FAV AS AMENDED.
H. 145 LICENSING BOARD REPORTS. H-REPTD FAV.
H. 163 (J.RES.) HONORING PAUL HERMAN THOMPSON. S-PASSED 2ND & 3RD READINGS.
H. 167 (J.RES.) DESIGNATING JAYCEE DAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 168 $2000 HOMESTEAD EXEMPTION. H-REF TO COM ON CONSTUTN.
H. 171 ANNUAL LEGISLATIVE SESSIONS. H-REF TO COM ON CONSTUTN.

LOCAL BILLS

#S. 33 (BURKE) DREXEL PROPERTY TAX PENALTIES. RATIFIED - CHAPTER 15.
S. 89 (LEE) SANFORD STREET CLOSING. H-REF TO COM ON LOC GOVT.
S. 90 (WAKE) RALEIGH SATELLITE ELECTIONS. H-REF TO COM ON ELECTION.

H. 43 (GASTON) GASTONIA WARD BOUNDRIES.(2/14) S-REF TO COM ON LOC GOVT.
H. 125 (LEE) SANFORD STREET CLOSING. H-REPTD FAV.
H. 169 (DUPLIN, PENDER) HUNTING FROM PUBLIC ROADS. H-REF TO COM ON WILDLIFE.
H. 170 (UNION) MONROE SCHOOL BOARD LAND. H-REF TO COM ON JUDIC 2.

****

Next Sessions of Senate and House: 12 noon, Wednesday, February 19, 1969.

G41
25:1969/26
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 26 -151- WEDNESDAY, FEBRUARY 19, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 109 Public kindergarten program — GS 115, APPROPRIATIONS
Introducers: Evans and others — Sent to EDUCATN

"To authorize the State Board of Education to establish a kindergarten program for five-year-olds." Adds new GS 115-198.1 to require State Board of Education to initiate State public kindergarten program for 5-yr. olds beginning 1969-70 school year. Kindergarten program to be phased-in, as funds permit; by no later than 1976-77 school year, public kindergarten program to be in operation in every school administrative unit and available to every child. Conforms GS 115-5, -6(1). Rewrites GS 115-38 (now providing permissive authority for kindergarten programs locally financed) to provide local ed. boards with authority to have kindergarten programs financed from any funds available as part of the public school system; continues requirement that kindergartens be subject to supervision of State Dep't of Public Instruction and be operated in accordance with State Board standards. Adds to GS 115-162 (school age requirements) provisions that children in public kindergartens be 5 years old prior to October 15 of year in which they enroll and that they enroll within first month of school year. State Board may change October 15 date. Adds to GS 115-79 (itemization of authorized public school expenditures from state funds) authority to expend state school funds for any other item (in addition to those specified) for which State appropriations authorized. Appropriates $6,000,000 for fiscal 1969-70 and $12,000,000 for fiscal 1970-71 to finance beginnings of State kindergarten program.

S 110 Special needs bus transportation — GS 115
Introducers: Evans and others — Sent to EDUCATN

"To authorize the use of school buses as needed for instructional programs and to transport pupils with special needs." Adds new GS 115-183 (4.5) permitting county and city boards of education to use school buses for transportation of pupils and teachers as board deems necessary to serve school's instructional programs, including children with special needs (mentally and physically handicapped) and children in programs requiring transportation from school grounds during school day (special vocational or occupational programs). Forbids trips out-of-state on locally-owned buses. Provides that if state funds inadequate for such trips, local funds may be used. Requires local boards to determine that funds are available for entire school year before authorizing use of school buses for these purposes. Repeals first sentence of GS 115-183 (5) (which lists certain permitted special uses of school buses and limits round-trip milage to under 50 miles). Effective July 1, 1969.

S 112 Creating tenancy by entirety
Introducer: Ellis

GS 39
Sent to JUDIC 1

"To provide for the creation of a tenancy by the entirety in the division of land." Adds new GS 39-13.5 creating tenancy by entirety in partition of real property. Provides that when either husband or wife owns undivided interest in real property as tenant in common with non-spouse, tenancy by entirety may be created in spouse owning undivided interest and in non-owning spouse when actual partition of property occurs. Provides two ways in which tenancy by entirety may be created: (1) by exchange of deeds between or among tenants in common, provided that intent to create tenancy by entirety with spouse clearly shown on face of deed to such tenant and spouse (if tenant in common is a married woman, deed must be signed by both woman and husband and acknowledged before certifying officer after private examination of woman); (2) by judicial proceeding for partition, in which both spouses may become parties to proceeding and have pleadings shown intent of tenant in common to create tenancy by entirety with spouse (partition order to provide that realty assigned to such tenant and spouse be owned by them as tenants by entirety; if tenant in common is married woman, pleading showing intent must be acknowledged before certifying officer as provided above). Effective October 1, 1969.

S 113 Discharge of mortgage records
Introducer: Ellis

GS 45
Sent to JUDIC 1

"To recodify and simplify the law concerning discharge of record of mortgages, deeds of trust and other instruments intended to secure the payment of money or the performance of any other obligation." Rewrites and rearranges the substantive law concerning discharge of record of mortgages, deeds of trust and other instruments intended to secure payment of money or other obligation as it now stands, with following exceptions: (1) Includes references to other security instruments in title and opening clause of section. (2) Makes this statute subject to provisions of proposed GS 45-73 relating to security instruments which secure future advances. (3) Provides in cases where discharge of indebtedness is evidenced by presentation to register of instrument which itself sets out the obligation and does not require exhibition of any other instrument (bond, note), and is more than 10 years old, counting from maturity date of last obligation secured, if there is endorsement of partial payment on the instrument occurring during the 10 years, the 10-year period for purposes of this section is counted from date of most recent endorsement. (4) Provides any transactions subject to GS Ch. 25 (UCC) shall be controlled by provisions of that law rather than this section. (5) Specifies that references to "register of deeds" include his deputy. (6) Spells out references to chartered banking institutions as including state and national banks. Effective January 1, 1970.

HOUSE

H 172 (Joint Resolution) Honoring Clifton Bell
Introducers: Roberson and Burrus

MISC. RES.
Passed and sent to SENATE

"Honoring the memory of Clifton Lynwood Bell, former member of the House of Representatives from Hyde County." As title indicates.

H 173 Primary candidates' pledge — GS 163
Introducer: Rountree — Sent to ELECTION

"To amend G.S. 163-106 regarding the pledge of a candidate." Amends pledge required of political party primary candidates in GS 163-106 to specify that candidate will support all "State" candidates nominated by party in next general election.

H 174 Oath-county election boards — GS 163
Introducer: Rountree — Sent to ELECTION

"To amend G.S. 163-30 regarding the oath of office for county boards of elections." Amends GS 163-30 to provide that members of county board of elections shall take oath at board meeting required to be held on "eighth Monday" (this section now provides "ninth Saturday") before primary election.

H 175 County bonds time extension — GS 153
Introducer: Roberson — Sent to BANKING

"To provide that the issuance of bonds after a bond order takes effect shall be extended by the period of time within which such bonds could not be issued because of litigation." Adds to GS 153-102 (relating to time within which county bonds may be issued) a proviso, as title indicates.

H 181 18-year-olds to make will — GS 31
Introducers: Reid and R. Jones — Sent to JUDIC 2

"To amend G.S. 31-1 to authorize any person of sound mind, and 18 years of age or over, to make a will." Re-writes GS 31-1 to provide that sane persons 18 years of age or over may make will (now, non-married persons of 21 years or older, or married persons of 18 years or older). Effective July 1, 1969.

H 182 Levy of execution on property — GS 1
Introducer: Mohn — Sent to JUDIC 2

"To amend GS 1-315, relating to levy on property subject to sale under execution." Adds new subsection (d) to GS 1-315 (property liable to sale under execution) making subject to levy under this article any personal property listed in the name of a judgement debtor for ad valorem property taxes. Relieves officer making levy from liability for damages arising solely because property was actually owned by some other person when property was listed in name of judgement debtor. Provides procedure whereby other person claiming ownership may file petition to that effect with clerk of superior court, and clerk may hear evidence and make determination concerning ownership and issue order staying sale of property until ownership is determined.

H 183 Presidential primary - 2 — GS 163
Introducer: Strickland — Sent to ELECTION

"To amend Chapter 163 of the General Statutes to provide a preference primary for candidates for President of the United States." Identical with H 10, (digested in Bulletin No. 1, p. 4) except for following: (1) Provides only for preferential primary of candidates for President (was, for Vice-President also); (2) provides that presidential primary ballot shall contain spaces to be entitled 'FOR Uninstructed Delegates to National Convention' and 'AGAINST' the same, and provides that if largest number of votes be in favor of uninstructed delegates to Convention that results of primary shall not be binding on delegates, but that if largest number be against

uninstructed delegates that the delegates shall cast votes on first and second ballots for candidate for party who received largest number of votes for President in primary.

H 184 Med. examiners-double offices — GS 130
Introducer: Church — Sent to CONSTUTN

"To amend Article 21, Chapter 130 of the General Statutes to exempt county medical examiners from the prohibition against double office holding." Adds to GS 130-197 provision that person appointed to office of county medical examiner who, at or after appointment, holds another public office shall serve as county medical examiner ex officio to duties of other office, and shall not be barred from public office by prohibition against double office holding.

H 185 Vehicles-for-hire hauling liquor — GS 18
Introducer: Messer — Sent to ABC

"To amend GS 18-51 so as to prohibit the transportation of alcoholic beverages in vehicles for hire unless such beverages belong to a passenger therein." Adds new paragraph to GS 18-51(1) prohibiting transport by vehicle for hire, operating under municipal license, of alcoholic beverages unless such beverages are owned by a bona fide paying passenger being transported, and are being transported in amount and manner authorized by GS 18-51.

H 186 Soft drinks tax (Iden. S 98) — GS 105
Introducer: Twiggs — Sent to FINANCE

"To amend and supplement 'The Revenue Act', being Subchapter I of Chapter 105 of the General Statutes, by adding thereto a new article imposing a soft drinks license tax." Identical to S98, digested in Bulletin NO. 23, p. 132, except that: (1) purpose of act is to provide General Fund revenues (purpose of S98 is to pay public school personnel); and (2) provides for tax on syrup and simple syrup at rate of 95¢ per gallon ($1.00 tax under S 98).

H 187 Increase teachers' salaries - 2 — GS 115, Appropriation
Introducer: Stewart — Sent to APPROPRN

"To provide salaries for public school personnel to the national average and to maintain the national average through the biennium 1969-1971." Appropriates from General Fund $69,057,108 for fiscal year 1969-70 and $83,886,929 for fiscal year 1970-71 for increasing public school personnel's salaries. Sets beginning salary of $6,000 for teacher holding Class A certificate and relates all other salary brackets to beginning salary. Gives minimum and maximum salaries of academic teachers. Provides for 12-month employment for principals and gives minimum and maximum salaries, related to beginning teachers' salary. Sets out salary schedule for supervisors for 12-month employment and related to beginning teachers' salary. Sets out salary schedule for superintendents and for associate and assistant superintendents on 12-month basis. Maintains approximately same differential as now for vocational teachers' salary schedule. Provides special school personnel offering instruction comparable to elementary and secondary schools of State and paid on salary schedule set by State Board of Education shall receive same salary schedules as provided in act. Provides that sums appropriated include sum sufficient to pay State's portion of retirement and Social Security contributions but not funds required for special school personnel. Provides that sums appropriated by bill be in addition to sums recommended by Advisory Budget Commission for public education, and contained in H 20 ("Budget Current Operations Appropriations Bill" for 1969-71). Effective July 1, 1969.

H 188 Purposes of certain colleges — GS 116
Introducer: Leatherman — HIGHR ED

"To amend North Carolina General Statute 116-45(5) defining the primary purpose of Elizabeth City State College, Fayetteville State College and Winston-Salem State College." Amends GS 116-45(5) to define purposes of Elizabeth City, Fayetteville and Winston-Salem State Colleges as "to provide undergraduate instruction in the liberal arts and sciences, to prepare teachers, and to undertake such other undergraduate, graduate and professional programs as are deemed necessary to meet the needs of the State" (now: "undergraduate preparation of young men and women for teaching in the public schools of the State"). Makes educational programs of each institution subject to approval of Board of Higher Education (now, "such other programs may be offered" as so approved).

H 189 Cigarette and soft drink tax — GS 105
Introducer: Martin — Sent to FINANCE

"To amend Ch. 105 of the General Statutes by inserting a new article therein imposing a tax on cigarettes and by inserting therein another new article imposing a tax on soft drinks." Adds new Article 2A, Schedule B-A, Cigarette Tax to Ch. 105 imposing license tax on persons selling or otherwise disposing of cigarettes, with intent that tax be borne by ultimate consumer. Imposes use tax for use of all cigarettes within the state except cigarettes taxed under the license tax provision. Rate of license and use tax set at 1 mill per cigarette. Imposes tax on all inventories held by persons subject to payment of tax on July 1, 1969 except that stamps need not be affixed to these cigarettes unless Revenue Commissioner regulations so require. Exempts from tax cigarettes shipped out-of-state by wholesale dealers, but subjects such shipments to regulations of Commissioner. Authorizes manufacturers shipping products to licensed wholesale dealers to be relieved of paying tax and affixing stamps subject to Commissioner's regulations. Requires wholesale dealers to pay $10.00 license fee for each place of business, retail dealers to pay $1.00 license fee for each place of business, and retail dealers operating one or more cigarette machines, $1.00 fee. Empowers Commissioner to revoke licenses for violation of provisions of article or regulations promulgated under article. Sets out reports to be submitted by persons required to affix stamps as required by this article, by consumers acquiring unstamped cigarettes, and by persons transporting unstamped cigarettes. Empowers Commissioner to provide stamps and promulgate concerning affixation, including allowance of stamp metering machines. Provides only licensed dealer shall affix stamps, and sets out his duties in this regard. Allows Commissioner to establish regulations concerning sale of stamps to out-of-state dealers. Sets out requirements Commissioner may impose concerning keeping of records. Makes unlawful maintaining place of business without license, failing to make required records and reports, or transporting unstamped cigarettes; makes violations misdemeanor punishable by fine and/or imprisonment in discretion of court. Makes it felony to forge or counterfeit revenue stamps, or to evade tax by use of such stamps. Exempts from taxation any activity not allowed to be taxed by U. S. Constitution or statutes. Sets out that tax required under this article shall be paid only once, regardless of how many times cigarettes resold. Prohibits local units from taxation of cigarettes.

Adds new Article 2B, Schedule B-B to GS 105 imposing license tax on every person selling, manufacturing, purchasing, consigning, using, shipping or distributing soft drinks within State for purpose of sale within State. Defines "soft drinks" as all beverages, whether carbonated or not, such as certain named examples (giner-ale, nu-grape, fruit juices except as otherwise provided, colas, etc.) which are commonly referred to as "soft drinks". Defines "bottled soft drink" to mean soft drink in closed container of any kind. Defines "syrup" as basic ingredient used in making soft drink by mixture with water, and including all prepared syrups sold for the purpose of mixing soft drinks at soda fountains. Provides for tax at rate of $1 per gallon of syrup or per gallon of "simple syrup", (compound

prepared by a retailer by dissolving sugar in water or prepared by any other means and to be used in preparation of soft drinks). Provides payment of tax to be evidenced by application of tax stamps (in denominations of $1 or less depending on amount of ingredient) to containers of syrup, by retailers, wholesalers, manufacturers, etc. Provides payment of tax of 1¢ per 12 oz. or fraction thereof on bottled drinks, to be evidenced by affixation on bottle of appropriate tax stamps or tax crowns. Provides payment of tax on soft drink made or sold without syrup or simple syrup at 1¢ for each 5¢ or fractional part thereof of retail selling price and sets out procedure for collection. Empowers Commissioner of Revenue to promulgate regulations concerning manufacture, distribution, application, of tax crowns or stamps. Exempts milk drinks produced by farmers or dairies, sold within the state in milk bottles, and unfermented pure fruit and vegetable juices, alcoholic beverages taxed under GS 18, syrup to be used for non-soft drink purposes and syrup to be used in manufacture of bottled soft drinks, and goods prepared for out-of-state distribution or sale. Excludes tax on resale of included items once tax stamp or crown has been affixed, but manufacturer, etc., may pass cost of payment of tax to purchaser. Authorizes Commissioner to allow discount of 5% of the amount of tax represented by sale of $25 worth or more of tax stamps, and 5% of the amount of tax represented by sale of $100 worth or more of tax crowns. Provides tax on bottled drinks shipped into state for sale within state to be paid by person first receiving them. Requires retail dealers receiving syrup from outside state to keep duplicate invoices and to mail one copy to Commissioner. Requires manufacturers, etc., to keep accurate records available for inspection, and provides for computation of tax where such records are not available. Provides penalty for failure to pay tax as 1/2% of amount of tax per month, and additional 50% of amount due at date of payment. Declares as misdemeanor the removal, restoration, knowing purchase, possession or resale of altered stamps, with intent to reuse. Declares to be a felony the counterfeiting of stamps or crowns. Provides applicability of general administrative provisions of GS Art. 9, Subch. I of Ch. 105. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 111 School board elections (Iden. H 176) — HENDERSON
Introducer: Wilkie — Sent to ELECTION

"To repeal Chapter 1113 of the 1967 Session Laws providing for the non-partisan election of the Henderson County Board of Education and the extension of the terms of office of the members of the Henderson County Board of Education so as to provide for the non-partisan election of the entire membership of the Henderson County Board of Education at the 1970 regular general county election." Repeals S.L. 1967, c. 1113. Creates seven-member board of education, to be elected non-partisan for 4-year terms to begin on first Monday in December following election. Provides that present members shall hold offices until first Monday in December, 1970. Provides that seven members to be elected to board at regular general county election in 1970, with four members receiving highest votes to have 4-year terms and three receiving next highest votes to have 2-year terms, and that biennially thereafter there be elected members to succeed members with expiring terms. Provides that if number of candidates does not exceed number of vacancies no election is necessary and candidates to be declared elected. Vacancies in membership to be filled immediately by remaining members for unexpired term. Provides for election of chairman for two-year term at first meeting of Board held after December 1, 1970.

HOUSE

H 176 School board elections (Iden. S 111) HENDERSON
Introducer: Mayfield Sent to LOC GOVT

"To repeal Chapter 1113 of the 1967 Session Laws providing for the non-partisan election of the Henderson County Board of Education and the extension of the terms of office of the members of the Henderson County Board of Education so as to provide for the non-partisan election of the entire membership of the Henderson County Board of Education at the 1970 regular general county election." Identical with S 111, digested in this bulletin.

H 177 Amends Nags Head Charter DARE
Introducer: Burrus Sent to LOC GOVT

"To amend Chapter 148 of the Session Laws of 1963 and Chapter 152 of the Session Laws of 1967 relating to the charter of the Town of Nags Head and to amend said charter relating to the election of the members of the governing body of said Town." Establishes staggered 4-year terms for five Nags Head Commissioners and requires that notice of candidacy and $10 filing fee be filed by all candidates for Commissioner with Town Clerk and Treasurer by April 20th preceding election.

H 178 Changing county jail fees TRANSYLVANIA
Introducer: C. Taylor Sent to LOC GOVT

"Authorizing the Board of Commissioners for the County of Transylvania to fix the fees to be paid to the jailer for said county." Authorizes commissioners to pay jailer $2 per day for each prisoner confined in county jail.

H 179 Listing taxes by mail JACKSON, TRANSYLVANIA, SWAIN
Introducer: C. Taylor Sent to LOC GOVT

"To amend sections 105-306(26); 105-308; 105-309 and 105-310 of the General Statutes of North Carolina in order to authorize the Boards of County Commissioners of Jackson, Transylvania, and Swain Counties to prescribe regulations relating to the listing of property for taxation in those counties." Modifies statutes in title to authorize county commissioners in named counties to prescribe regulations as to oath, affirmation or declaration, and manner of administering same to persons or businesses listing property for taxation, and to prescribe regulations relating to listing property for taxation by agents and tax lists sent by mail. Makes affixing signature to oath sent by mail equivalent to taking oath verbally, and subject to same penalties. Makes statutes in title applicable to counties in title except as inconsistent with regulations made by county commissioners under act.

H 180 Winston-Salem property disposal FORSYTH
Introducers: Horton and others Sent to LOC GOVT

"Amending the charter of the City of Winston-Salem." Adds to Winston-Salem Charter provision permitting aldermen to dispose of surplus city property and, by ordinance, to establish standard units and unit prices for sale of surpluses and to authorize sale to public without advertisement or bidding. Empowers aldermen to rent or lease from others real and personal property as needed for any lawful public purpose on terms and conditions set by board and without advertisement or bidding. Empowers city to lease or rent city-owned property for any public purpose or purpose incidental to public purpose on terms and conditions set by aldermen and without advertisement or bidding.

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 60 Uniform Anatomical Gift Act (digested in Bulletin No. 12, p. 61).
Requires donee to remove anatomical gift, if a part of the body, within 24 hours after death of donor (originally, no time limit). Relieves from civil liability persons acting under anatomical gifts law "with due care" (originally, "in good faith"). Requires donee, if he accepts gift of entire body, to authorize embalming and use of body in funeral services if requested by surviving spouse or other person in charge of body (originally, no provision for request of relative). Includes several technical amendments. Adopted in House, 2/19/69.

H 69 Non-resident police and firemen (digested in Bulletin No. 12, p. 65).
Floor amendment adopted in Senate 2/19/69 exempting Halifax and Warren Counties from provisions of bill.

H 75 Disobeying traffic officers (digested in Bulletin No. 14, p. 75).
Committee substitute adopted in House 2/19/69 making unlawful the willful failure to comply with orders of "law enforcement officers" (was, "police officers") directing traffic. Adds members of rescue squads as persons empowered to direct and enforce traffic laws at scene of accidents in connection with their duties.

H 97 Driving under influence (1) (digested in Bulletin No. 17, p. 94)
Amendment adopted in House 2/19/69 adding repealer and effective date clauses.

H 110 Driver license surrender (digested in Bulletin No. 19, p. 105).
Technical amendments adopted in House, 2/19/69.

SENATE AND HOUSE CALENDAR ACTION FEB.19,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 31 COUNTY COMMISSIONERS' COMPENSATION. S-RE-REF TO COM ON LOC GOVT.
#S. 60 SURVIVORSHIP-JT.BANK ACCOUNTS. S-FAILED 3RD READING.
#S. 74 DRIVING SUSPENSION,DROP-OUTS. S-REPTD UNFAV.
S. 109 PUBLIC KINDERGARTEN PROGRAM. S-REF TO COM ON EDUCATN.
S. 110 SPECIAL NEEDS BUS TRANSPORTATION. S-REF TO COM ON EDUCATN.
S. 112 CREATING TENANCY BY ENTIRETY. S-REF TO COM ON JUDIC 1.
S. 113 DISCHARGE OF MORTGAGE RECORDS. S-REF TO COM ON JUDIC 1.

H. 31 RECEIPT OF UNORDERED MECHANDISE.(2/18) H-PLACED ON CAL FOR FEB 20.
H. 57 COUNTY ORDINANCE-MAKING AUTHORITY. H-PLACED ON CAL FOR FEB.20.
H. 58 PUBLIC-CHURCH LOANS INTEREST RATE. H-REPTD FAV.
H. 60 UNIFORM ANATOMICAL GIFT ACT.(2/19) H-AMENDS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN.(2/19) S-FLOOR AMEND ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
H. 75 DISOBEYING TRAFFIC OFFICERS. H-REPTD FAV TO COM SUBSTITUTE.
H. 84 LEARNER'S PERMITS,NIGHT DRIVING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 90 ILLEGALLY PARKED CARS.(2/18) H-PLACED ON CAL FOR FEB 20.
H. 97 DRIVING UNDER INFLUENCE - 1.(2/19) H-AMEND ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 98 NUMBERED SEATS 30TH HOUSE DISTRICT. H-REPTD FAV.
H. 110 DRIVER LICENSE SURRENDER.(2/19) H-AMEND ADOPTED; H-RE-REF TO COM ON JUDIC 1.
H. 145 LICENSING BOARD REPORTS. H-PASSED 2ND READING.
H. 147 ABC BOARD PROPERTY SALE. H-REPTD FAV.
#H. 163 (J.RES.) HONORING PAUL HERMAN THOMPSON. RATIFIED - RES.18.
#H. 167 (J.RES.) DESIGNATING JAYCEE DAY. RATIFIED - RES.19.
H. 172 (J.RES.) HONORING CLIFTON BELL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 173 PRIMARY CANDIDATES' PLEDGE. H-REF TO COM ON ELECTION.
H. 174 OATH-COUNTY ELECTION BOARD. H-REF TO COM ON ELECTION.
H. 175 COUNTY BONDS TIME EXTENSION. H-REF TO COM ON BANKS.
H. 181 18-YEAR-OLDS TO MAKE WILL. H-REF TO COM ON JUDIC 2.
H. 182 LEVY OF EXECUTION ON PROPERTY. H-REF TO COM ON JUDIC 2.
H. 183 PRESIDENTIAL PRIMARY - 2. H-REF TO COM ON ELECTION.

H. 184 MED.EXAMINERS-DOUBLE OFFICES. H-REF TO COM ON CONSTUTN.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR. H-REF TO COM ON ABC.
H. 186 SOFT DRINKS TAX. H-REF TO COM ON FINANCE.
H. 187 INCREASE TEACHERS' SALARIES - 2. H-REF TO COM ON APPROPRN.
H. 188 PURPOSES OF CERTAIN COLLEGES. H-REF TO COM ON HIGHER ED.
H. 189 CIGARETTE & SOFT DRINK TAX. H-REF TO COM ON FINANCE.

LOCAL BILLS

S. 6 (BURKE) INCREASE ALCOHOLISM RESERVE. H-REPTD FAV.(2/11)
S. 102 (PITT) COUNTY COMM'R SALARY. S-REPTD FAV.
S. 111 (HENDERSON) SCHOOL BOARD ELECTIONS. S-REF TO COM ON ELECTION.

H. 125 (LEE) SANFORD STREET CLOSING. H-PLACED ON CAL FOR FEB.21.
H. 128 (UNION) MONROE SCHOOL BOARD ELECTION. H-REPTD FAV.
H. 133 (IREDELL) MOORESVILLE JURY TRIAL. H-REPTD FAV.
H. 146 (WARREN) COUNTY WINE SALE. H-REPTD FAV.
H. 176 (HENDERSON) SCHOOL BOARD ELECTIONS. H-REF TO COM ON LOC GOVT.
H. 177 (DARE) AMENDS NAGS HEAD CHARTER. H-REF TO COM ON LOC GOVT.
H. 178 (TRANSYLVANIA) CHANGING COUNTY JAIL FEES. H-REF TO COM ON LOC GOVT.
H. 179 (JACKSON, SWAIN, TRANSYLVANIA) LISTING TAXES BY MAIL. H-REF TO COM ON LOC GOVT.
H. 180 (FORSYTH) WINSTON-SALEM PROPERTY DISPOSAL. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

12:00 noon, Thursday, February 20, 1969

G41
25:1969/27
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 27 - 161 - THURSDAY, FEBRUARY 20, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 114 Increase teachers' salaries - 2 (Iden H 187) GS 115, APPROPRIATION
Introducers: Evans and others Sent to APPROPRN

"To provide salaries for public school personnel to the national average and to maintain the national average through the biennium 1969-1971." Identical with H 187, digested in yesterday's bulletin (Bulletin No. 26, p. 154).

S 120 Federal tax lien registration GS 44
Introducer: Ellis Sent to JUDIC 1

"To amend the Federal Tax Lien Registration Act to comply with the Federal Tax Lien Act of 1966." Repeals article 11 of GS 44 concerning filing of federal tax liens and proposes new article 11 to comply with provisions of Federal Tax Lien Act of 1966. Establishes clerk of superior court's office as place for local filing of federal tax liens (presently register of deeds office). Provides if lien is upon real property, certificates and notices to be filed in CSC office where property is located. Provides notices of liens on personal property to be filed in CSC office where taxpayer resides. In case of tax liens against personal property of corporations or partnerships with principal executive office in this state, lien to be filed in office of Sec. of State. Permits filing officer to file federal tax liens on receipt of notice from U.S. Sec of Treas. no other notices being required. Sets out duties of filing officer as to notices, refiling of notice, notice of revocation, and release, non-attachment, discharge or subordination of tax lien. Provides filing officer shall issue, on request certificate of any liens filed after effective date of act, showing name of person, date and time of filing, and furnish copies of any notice or certificate affecting tax lien. Sets out fees to be charged by Sec of State as follows: For filing, indexing, etc. tax lien, certificate of discharge or subordination and certificate showing tax lien information, $2.00; all other notices, $1.00; and $1.00 per page for copies of notice and certificates. For CSC, fees as provided in GS 7A-308. Provides filing officer to bill IRS monthly for filing fees. Provides notices and liens filed before October 1, 1969 shall be filed as presently provided, and after October 1, 1969, such filing officer shall continue to maintain those files. Effective October 1, 1969.

S 121 Funeral and burial trust funds — GS 65, 58
Introducer: Edwards — Sent to INSUR

"Relating to funeral and burial trust funds." Permits creation of trust funds in financial institutions through payments of money according to "pre-need burial contracts", by which funeral services and merchandise will be furnished to beneficiaries at future time determinable by their death, but not including furnishing of cemetary lot, mausoleum, or monument. Declares person or corporation receiving contractual payments to be their trustee, to deposit funds in financial institution (bank, trust company or savings and loan ass'n lawfully operating in State). Provides that payments shall remain trust funds with financial institution until death of person for whom funds were paid, at which time financial institution shall pay for contracted services when furnished with certified statements showing that terms of contract performed. Provides that no service need be performed unless full payment deposited in financial institution. Requires that balance of trust fund be paid to estate of beneficiary. Exempts from act contracts for funeral services sold as burial insurance policies, regulated by GS Ch. 58, Art. 24 ("Mutual Burial Associations"). Provides that payors into funds may demand refund of entire amount paid, with all interest and other increments earned on funds upon 15 days notice. Relieves financial institution of liability to trustee after receipt of notice and payment of funds to payors; requires institution to notify trustee of payment. Requires trustee to deposit with financial institution all trust funds mentioned in act within 30 days after receipt, and to furnish institution name of payor and amount of payment. Provides that no persons except financial institutions, may accept payments on pre-need burial contracts without securing license from State Banking Dep't. Prescribes procedure for obtaining license and sets license fee of $25. Requires contract sellers to collect $2 service charge from each purchaser to be used by Dep't in administering act. Requires licensee to keep accurate accounts, etc., of all transactions to be made available to Dep't at any time for examination. Empowers Dep't to make investigations, subpoena witnesses, etc., to establish violations of act, and authorizes Dep't to make rules and regulations to carry out act. Provides that wilful violators of act shall be fined between $500 and $1,000, imprisoned between 10 days and 6 months, or both. Effective July 1, 1969.

HOUSE

H 190 Funeral and burial trust funds (Iden. S 121) — GS 65, 58
Introducer: Bumgardner — Sent to BANKS

"Relating to funeral and burial trust funds." Identical with S121 digested in this bulletin.

H 191 Punishing of firearms crimes — GS 14
Introducer: Ridenour — Sent to JUDIC 1

"Making prison terms mandatory for the use of firearms in the commission of crimes." Makes first offense of use of firearm in misdemeanor punishable by up to six months imprisonment, in court's discretion, in addition to punishment provided for the related misdemeanor. Declares second or subsequent conviction of use of firearm in misdemeanor punishable by not less than two years imprisonment. Makes first

offense of use of firearm in felony punishable by not less than one year nor more than five years imprisonment, in court's discretion, in addition to punishment provided for related felony in court's discretion. Declares second or subsequent conviction of use of firearm in felony punishable by not less than 10 years imprisonment. Prohibits court from suspending sentence, giving probationary sentence, allowing work release privilege, or allowing mandatory term to run concurrently with term imposed for such misdemeanor or felony. Provides that penalties for use of firearm in commission of felony are applicable to cases where firearm used to commit misdemeanor and subsequently in felony, and where firearm used first in felony and subsequently in misdemeanor. Act applies to offenses committed after ratification.

H 193 Purposes of Pembroke College — GS 116
Introducers: R. McMillan and Leatherman — Sent to HIGHR ED

"To amend North Carolina General Statute 116-45(2) defining the primary purpose of Pembroke College." Amends cited section to define purposes of Pembroke State College as "to provide undergraduate instruction in the liberal arts and sciences, to prepare teachers, and to undertake such other undergraduate, graduate, and professional programs as are deemed necessary to meet the needs of the State." (Now, undergraduate education of Lumbee Indians and other enrolees.) Continues present provision that Pembroke's educational programs are subject to approval of Board of Higher Education.

H 195 70 MPH maximum-certain highways — GS 20
Introducer: Messer — Sent to HY SAFTY

"To amend G.S. 20-141(b)(5) increasing the maximum speed to 70 miles per hour." Amends cited section to increase maximum vehicle speed that may be declared by State Highway Commission upon any part of a highway outside municipalities, or on interstate system or other controlled access highways, from 65 mph to 70 mph. Conforms GS 20-141(b1) to prohibit operation of passenger or 3/4 ton pickup truck (or smaller) at less than 45 mph in 60 "or more" mph zone (adds quoted words).

H 197 Sheriff vacancies — GS 162
Introducer: C. Taylor — Sent to LOC GOVT

"To amend General Statute 162-5 pertaining to the procedure for filling a vacancy in the office of sheriff." Re-writes GS 162-5 to provide that county commissioners shall fill vacancy in office of sheriff for unexpired term by appointing successor from list of 3 nominees submitted by county executive committee of political party to which ex-sheriff belonged (now, comm'rs elect sheriff who has same qualifications, will enter into same bonds, and be subject to same terms of removal as ex-sheriff). Provides that county coroner shall execute sheriff's duties in interim between vacancy and first meeting of county comm'rs following vacancy (as now, except that coroner now authorized to continue to discharge sheriff's duties if comm'rs fail to fill vacancy).

LOCAL BILLS INTRODUCED

SENATE

S 115 Albemarle water, sewer assessment — STANLY
Introducer: Patterson — LOC GOVT

"Providing the City of Albemarle, North Carolina, alternative methods of assessing the cost of extending water and sewer lines." Provides Albemarle Commissioners with methods alternative to GS 160-241 (assessment of sewer and water lines generally) for assessing cost (including right-of-way cost) of extending sewer and water lines: (1) equally against each of lots capable of being served by proposed lines, or (2) on basis of footage of land upon public street by equal rate per foot of frontage. Empowers commissioners to make annual average installation cost determinations for purpose of assessment rates in lieu of assessing total project costs against individual projects; sets out provisions for average cost determinations.

S 116 Liberty - town elections — RANDOLPH
Introducers: Bowles and others — Sent to LOC GOVT

"To amend the Charter of the Town of Liberty regarding elections." Re-writes Pr. 1889, c. 16, §4 to provide for election of town's elective officers in 1969 and biennially thereafter. Provides that candidates may be nominated at mass meeting of qualified voters before April 16 of each election year, after notice and publication of meeting time and place. Provides for five commissioners to be elected in 1969, of which three receiving highest number of votes shall serve 4-year terms and next two highest shall serve 2-year terms. Provides that thereafter comm'rs shall be elected to 4-year terms. Repeals designated local act.

S 117 Special purpose taxes — PERSON
Introducer: Allen — LOC GOVT

"Authorizing Person County to levy special purpose taxes for certain purposes." Adds Person to list of counties covered by GS 153-9(43) (special property tax levies for salaries and expenses of county accountant, farm and home domonstration agents, and veteran's service officer).

S 118 County comm'rs-vacancies — PERSON
Introducer: Allen — LOC GOVT

"To provide for filling vacancies on the Board of County Commissioners of Person County." Adds Person to list of counties covered by GS 153-6 provision that vacancies on county board be filled by county comm'rs for unexpired term.

S 119 Electronic fox hunting — BUNCOMBE, HENDERSON, MADISON, YANCEY
Introducers: Briggs and Wilkie — Sent to WILDLIFE

"To prohibit the taking of foxes by use of sounds in Buncombe, Henderson, Madison and Yancey Counties." Prohibits persons to take, kill, or attempt to take or kill foxes by aid of any recorded or electronically amplified sounds or other sounding device in named counties. Provides that violators shall be guilty of misdemeanor.

* * * * *

HOUSE

H 192 Soil conservation funds — NEW HANOVER
Introducer: Snead — LOC GOVT

"Amending G.S. 153-9(35 1/2) and 153-9(35 3/4) relating to authority of boards of commissioners to expend nontax and tax revenues for soil and water conservation so as to make said statutes applicable to New Hanover County." Adds New Hanover to GS 153-9(35 1/2) and GS 153-9(35 3/4) lists of counties whose commissioners empowered to appropriate non-tax and tax funds for soil and water conservation purposes.

H 194 Charlotte election procedures — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, Carson, H. Campbell, A. Jones — Sent to LOC GOVT

"To amend Chapter 713 of the Session Laws of 1965, being the charter of the City of Charlotte in Mecklenburg County." Amends S.L. 1965, Ch. 713, §2.42 to provide that persons wishing to be candidates for mayor or councilmen must file notice of candidacy with county board of elections not later than 12 noon on 14th (now 10th) day prior to primary election. Amends §2.45 to provide that in both primary and regular elections, ballots containing names of candidates be printed so that names of opposing candidates for any office be listed in alphabetical order (now, names of opposing candidates are rotated among ballots).

H 196 Discount tax prepayment — WILKES
Introducer: Billings — Sent to LOC GOVT

"To amend GS 105-345, fixing discounts for prepayment of taxes in Wilkes County." Excludes from applicability to tax payment in Wilkes County subsections (1), (2), and (6) of GS 105-345 (concerning certain discounts for prepayment of county taxes) and substitutes discounts for prepayment of Wilkes County taxes as follows: For taxes paid prior to or during September, 2% discount; paid during the month of October, 1% discount; paid during November, 1/2% discount; paid during December or January, no discount.

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 57 County ordinance-making authority. Amendment to Committee Substitute (digested in Bulletin No. 22, p. 128) adopted in House, 2/20/69.

Provides that all ordinances passed under act to be passed by county comm'rs on two readings. Following passage on first reading, requires publication of notice of public hearing on ordinance to be held within 15 days after first reading. Provides that, not earlier than 30 days after first passage, ordinance shall be read second time and, if passed, the text shall be published in newspaper to take effect not earlier than 20 days after publication. Provides that clerk of county board shall keep ordinance book into which ordinances adopted and certificates of publication shall be kept. (In previous version, no requirement of public hearing or of two readings.)

H 75 Disobeying traffic officers (digested in Bulletin No. 14, p. 75).

Amendment adopted in House on 2/20/69 to provide that orders of law enforcement officers (with authority to regulate traffic) which must be obeyed are only orders relating to traffic control.

SENATE AND HOUSE CALENDAR ACTION FEB.20,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 30 COUNTY ORDINANCE-MAKING AUTHORITY. S-PLACED ON CAL FOR FEB. 25.
S. 40 N. C. SYMPHONY TAX EXEMPTION. S-REPTD FAV.
S. 41 SYMPHONY SOCIETY RETIREMENT. S-FAV AS AMENDED.
S. 45 INJURING LAND-PENALTIES. H-REPTD FAV AS AMENDED.
S. 46 UNIFORM ANATOMICAL GIFT ACT. S-REPTD FAV AS AMENDED.
S. 64 WAIVER OF NOTICE,JUDGMENTS. H-REPTD FAV.
S. 67 STREET DEDICATION-LAND PARTITION. S-REPTD FAV.
S. 114 INCREASE TEACHERS' SALARIES-2. S-REF TO COM ON APPROPRN.
S. 120 FEDERAL TAX LIEN REGISTRATION. S-REF TO COM ON JUDIC 1.
S. 121 FUNERAL AND BURIAL TRUST FUNDS. S-REF TO COM ON INSUR.

H. 31 RECEIPT OF UNORDERED MERCHANDISE.(2/18) H-PASSED 2ND READING.
H. 57 COUNTY ORDINANCE-MAKING AUTHORITY.(2/20) H-AMEND ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 58 PUBLIC-CHURCH LOANS INTEREST RATE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 64 TB SANATORIUM CHARGES. S-REPTD FAV.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN.(2/19) H-PLACED ON CAL FOR FEB 21.
H. 75 DISOBEYING TRAFFIC OFFICERS.(2/20) H-AMEND ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 84 LEARNER'S PERMITS,NIGHT DRIVING. S-REF TO COM ON HWY SAFTY.
H. 89 (J.RES.) HONORING DAVIS. S-REPTD FAV.
H. 90 ILLEGALLY PARKED CARS.(2/18) H-PASSED 2ND READING.
H. 92 (J.RES.) HONORING NORMAN. S-REPTD FAV.
H. 95 (J.RES.) HONORING BROCK. S-REPTD FAV.
H. 96 ADOPTED PERSONS' NAME CHANGE. S-REPTD FAV.
H. 98 NUMBERED SEATS 30TH HOUSE DISTRICT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 110 DRIVER LICENSE SURRENDER.(2/19) H-REPTD FAV AS AMENDED.
H. 131 OPEN SPACE DEFINITION. H-REPTD FAV.
H. 138 WELFARE LIENS. H-REPTD FAV.
H. 139 LOCAL GOVERNMENT BOND SEALS. H-REPTD FAV.
H. 145 LICENSING BOARD REPORTS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 147 ABC BOARD PROPERTY SALE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 172 (J.RES.) HONORING CLIFTON BELL. S-PASSED 2ND & 3RD READINGS.

H. 190 FUNERAL AND BURIAL TRUST FUNDS. H-REF TO COM ON BANKS.
H. 191 PUNISHING OF FIREARMS CRIMES. H-REF TO COM ON JUDIC 1.
H. 193 PURPOSES OF PEMBROKE COLLEGE. H-REF TO COM ON HIGHER ED.
H. 195 70 MPH MAXIMUM-CERTAIN HIGHWAYS. H-REF TO COM ON HY SAFTY.
H. 197 SHERIFF VACANCIES. H-REF TO COM ON JUDIC 1.

LOCAL BILLS

S. 6 (BURKE) INCREASE ALCOHOLISM RESERVE.(2/11) H-PASSED 2ND & 3RD READINGS.
S. 20 (FORSYTH) PEACE OFFICERS' ASSOCIATION.(2/07) H-REPTD FAV.
S. 88 (SURRY) MOUNT AIRY ABC ELECTION. S-REPTD FAV AS AMENDED.
S. 89 (LEE) SANFORD STREET CLOSING. H-REPTD FAV.
S. 102 (PITT) COUNTY COMM'R SALARY. S-PASSED 2ND & 3RD READINGS.
S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT. S-REF TO COM ON LOC GOVT.
S. 116 (RANDOLPH) LIBERTY-TOWN ELECTIONS. S-REF TO COM ON LOC GOVT.
S. 117 (PERSON) SPECIAL PURPOSE TAXES. S-REF TO COM ON LOC GOVT.
S. 118 (PERSON) COUNTY COMM'RS-VACANCIES. S-REF TO COM ON LOC GOVT.
S. 119 (BUNCOMBE, HENDERSON, MADISON, YANCEY) ELECTRONIC FOX HUNTING. S-REF TO COM ON WILDLIFE.

H. 88 (GUILFORD) GREENSBORO POLICE CLUB LAND. H-REPTD FAV.
H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY. H-REPTD FAV AS AMENDED.
H. 107 (HOKE) HOKE STOCK LAW. H-REPTD FAV.
H. 112 (CUMBERLAND) COUNTY ABC BOARD RETIREMENT. H-REPTD FAV.
H. 123 (MCDOWELL) MARION SCHOOL BOARD CONVEYANCE. H-REPTD FAV.
H. 124 (COLUMBUS) WHITEVILLE AIRPORT PROPERTY. H-REPTD FAV.
H. 128 (UNION) MONROE SCHOOL BOARD ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 129 (BUNCOMBE) CSC POOLED ACCOUNTS. H-REPTD FAV.
H. 130 (FORSYTH) W.S. CITY MANAGER CONTRACTS. H-REPTD FAV.
H. 133 (IREDELL) MOORESVILLE JURY TRIAL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 144 (CUMBERLAND) WADE ELECTIONS. H-REPTD FAV.
H. 146 (WARREN) COUNTY WINE SALE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 162 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS. H-REPTD FAV.
H. 170 (UNION) MONROE SCHOOL BOARD LAND. H-REPTD FAV.
H. 192 (NEW HANOVER) SOIL CONSERVATION FUNDS. H-REF TO COM ON LOC GOVT.
H. 194 (MECKLENBURG) CHARLOTTE ELECTION PROCEDURES. H-REF TO COM ON LOC GOVT.
H. 196 (WILKES)DISCOUNTS TAX PREPAYMENT. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

10:00 a.m., Friday, February 21, 1969

G41
25:1969/28
c.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 122 (Joint Resolution) Supporting higher ed. officials — MISC RES
Introducer: Edwards — Sent to HIGHR ED

"Expressing support of the boards of trustees and administrative officials of the State-supported institutions of higher learning." Commends these officials for their responsible leadership, and encourages their determination, while freely discussing student and faculty problems, not under any circumstances to submit their responsibilities to negotiation or to submit to threat or confrontation.

S 125 General Assembly time of meeting — GS 120
Introducer: Ellis — Sent to RULES

"To change the time of meeting of the General Assembly after the election of a Governor to the second Wednesday in February." Amends GS 120-11.1 to provide that regular biennial sessions of General Assembly to begin on second Wednesday in February for those sessions which follow election of Governor (now all regular sessions begin on first Wednesday after 2nd Monday in January after legislators' election).

S 126 Riot and inciting to riot — GS 14
Introducer Briggs — Sent to JUDIC 2

"Relating to the common law offenses of riot and inciting to riot." Adds new article "4B" to GS 14 creating statutory crimes of riot and inciting to riot or participating in riot, explicitly, in addition to common law pertaining to riot. Provides that inciting, participating in, carrying on, or futhering riot, or aiding or abetting same, is a felony punishable by fine, imprisonment or both in discretion of court. Person convicted under Article prohibited from attending, or being employed by, any university, college, technical institute or any of the other institutions of higher learning supported by State appropriations for at least one year after final conviction. Excludes from scope of act lawful acts of organized labor and exercise of constitutional rights of free speech and assembly.

S 127 Governor Morehead school funds — APPROPRIATION
Introducer: Bailey — Sent to APPROPRN

"To appropriate funds to the Governor Morehead School, Raleigh, North Carolina, to provide capital improvements." Appropriates for capital improvements to Governor Morehead School during 1969-71 biennium $2,347,000, including:

revamping heating facilities, $275,000; industrial arts building construction, $700,000; dormitory-cottage revamping and construction, $955,000; kitchen-dining facilities improvement, $417,000. Effective July 1, 1969.

S 128 Adjutant General's staff grades — GS 127
Introducer: Staton — Sent to VETERANS

"Amending G.S. 127-14 and G.S. 127-23.1 relating to the assistant to the Adjutant General and to commissions by brevet." Amends GS 127-14 by requiring that assistant to Adjutant General be a full-time employee of Adjutant General's department. Amends GS 127-23.1 by providing that warrant officers and enlisted men may be commissioned by brevet in a grade one grade higher than highest commissioned grade held by them while serving on active duty during any war (now, brevet commissions allowed only for highest commissioned grade held on active duty, or as captain in the case of a warrant officer, or as first lieut. in the case of an enlisted man).

S 129 Photographing defendants — GS 114
Introducer: Boger — Sent to JUDIC 2

"To amend GS 114-19 relating to taking photographs of persons charged with criminal offenses." Rewrites first paragraph of cited section to authorize sheriff or chief of police to have fingerprints taken and photographs made of any person charged with felony or misdemeanor (now, not authorized to fingerprint person accused of misdemeanor nor to photograph such person unless he was fugitive from justice or possessed what was believed to be stolen goods), or any fugitive from justice wanted by the FBI, SBI or other law enforcement agency, who is committed to jail on conviction of crime, if sheriff or policeman has reason to believe such person is wanted. Provides violation of GS 20 (motor vehicles law), or local traffic ordinance is not considered misdemeanor for purposes of this statute.

HOUSE

H 199 Conviction definition — GS 20
Introducer: Euliss — Sent to HY SAFTY

"To amend G.S. 20-13(e) and G.S. 20-24(c) concerning the definition of conviction." Amends GS 20-13(e) to provide that "conviction", for purposes of mandatory revocation of provisional licensee's driving license, shall include cases where prayer for judgment is continued. (Now povides that section does not apply if prayer for judgment continued.) Adds to GS 20-24(c) provision that "conviction", for purposes of Uniform Driver's License Act, shall include cases where prayer for judgment continued or plea of nolo contendere entered. Effective July 1, 1969.

H 202 Benefits-driver license examiners — GS 20
Introducer: Messer — Sent to HY SAFTY

"To amend G. S. 20-185 to provide for certain benefits for driver license examiners." Adds to GS 20-185 new subsection extending salary continuation benefits of highway patrolmen to driver license examiners, including chief driver license examiner and supervisors, unable to perform assigned duties by reason of an injury by accident arising out of course of official duties; such benefits (essentially, full salary for first year of incapacity and half salary for second year) to be those extended to SHP and subject to same limitations. Effective July 1, 1969.

H 203 Blueberry festival funds — APPROPRIATIONS
Introducer: Green — Sent to AGRICULT

"To appropriate funds for the North Carolina Blueberry Festival in Bladen County." Appropriates for each fiscal year of 1969-1971 biennium $5,000 to N.C. Blueberry Festival Board of Directors in Bladen County to promote festival. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 123 County fiscal control — CASWELL
Introducer: Penn — Sent to LOC GOVT

"Placing Caswell County under the general laws relating to County Fiscal Control Act." Repeals Ch's 330 and 331 of 1967 Session Laws modifying Fiscal Control Act with respect to publication of Caswell disbursements, budget estimates, budget resolutions and budget changes.

S 124 Commissioners' compensation — CASWELL
Introducer: Penn — Sent to LOC GOVT

"Relating to the compensation of the members of the Board of County Commissioners of Caswell County." Provides that members of cited board may receive annual salary of $1200, and chairman $1500, payable monthly for attendance at regular monthly meetings. Provides that members of board may receive $15 and chairman $20 for each special meeting of board held in excess of regular meetings; that chairman may receive $400 annually for travel expenses while engaging in official business and members of board shall receive 7¢ per mile for travel while engaging in official business.

HOUSE

H 198 Mecklenburg sales tax repeal — MECKLENBURG
Introducer: Williamson — Sent to FINANCE

"To repeal Chapter 1096 of the Session Laws of 1967 which enabled Mecklenburg County to impose a sales and use tax." As title indicates. Provides that no sales and use tax shall be imposed pursuant to cited act, on and after effective date of this act. Effective July 1, 1969.

H 200 Littleton Town property — FRANKLIN
Introducer: Speed — Sent to LOC GOVT

"Amending the charter of the Town of Littleton to remove limitation on value of estate and property." Removes from Littleton charter $300,000 limitation on amount of property which Town may possess, dispose of, and invest.

H 201 Non-tax recreation funds — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, Carson, H. Campbell, A. Jones — Sent to LOC GOVT

"To amend Chapter 598 of the Session Laws of 1967 authorizing use of non-tax revenues for recreational purposes in Mecklenburg County." Amends cited act to authorize county commissioners to appropriate in each fiscal year not more than 10% (now not more than 5%) of total non-tax revenues to Mecklenburg County Recreation Comm'n to be used as provided by Art. 12 of GS Ch. 160 ("Recreation systems and playgrounds").

H 204 Gaston service fees — GASTON
Introducer: Rhyne — Sent to JUDIC 1

"To assure equal treatment of all citizens of Gaston County when fees are charged for certain services furnished by the county." Prohibits collection of fees by Gaston County from any incorporated city, town, sanitary district, or resident thereof for any service provided by the county which is financed by county-wide tax, for which residents outside cities, towns, etc. pay no fees. Effective July 1, 1969.

H 205 Commissioners' compensation — PENDER
Introducer: R. Moore — Sent to LOC GOVT

"Fixing the salaries of the county commissioners of Pender County." Amends S.L. 1965, Ch. 456 (setting compensation of county commissioners and school board members) by eliminating references to board of county commissioners. Provides that chairman of comm'rs receive $1200 per year and other members $900 per year (now all members receive $15 for each day performing official duties) and that members receive 8¢ per mile for travel connected with official duties (now 8¢ specified for this purpose and for travel from homes to board meetings and return).

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 41 Symphony society retirement. (digested in Bulletin No. 11, p. 54) Amendment adopted in Senate, 2/21/69 making applicable to N.C. Symphony Society the provisions of subsection (d) of GS 135-27 (providing governing board of associations therein mentioned may vote to include its employees in State Employees' Retirement System on certain conditions.)

S 88 (Surry) Mt. Airy ABC election. Technical amendment adopted in Senate, 2/21/69.

H 31 Receipt of unordered merchandise. Amendment to Committee Substitute (digested in Bulletin NO. 25, p. 148) adopted in House 2/21/69. Limits act's coverage of unsolicited goods "delivered" to goods delivered by mail or common carrier.

H 101 Charlotte-Mecklenburg study. (digested in Bulletin No. 17, p. 96) Technical amendment adopted in House 2/21/69.

SENATE AND HOUSE CALENDAR ACTION JAN.21,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 40 N. C. SYMPHONY TAX EXEMPTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 41 SYMPHONY SOCIETY RETIREMENT.(2/21) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 45 INJURING LAND-PENALTIES. H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
S. 64 WAIVER OF NOTICE,JUDGMENTS. H-PASSED 2ND & 3RD READINGS.
S. 67 STREET DEDICATION-LAND PARTITION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 122 (J.RES.) SUPPORTING HIGHER ED. OFFICIALS. S-REF TO COM ON HIGHER ED.
S. 125 GENERAL ASSEMBLY TIME OF MEETING. S-REF TO COM ON RULES.
S. 126 RIOT AND INCITING TO RIOT. S-REF TO COM ON JUDIC 2.
S. 127 GOVERNOR MOREHEAD SCHOOL FUNDS. S-REF TO COM ON APPROPRN.
S. 128 ADJUTANT GENERAL'S STAFF GRADES. S-REF TO COM ON VETERANS.
S. 129 PHOTOGRAPHING DEFENDANTS. S-REF TO COM ON JUDIC 2.

H. 31 RECEIPT OF UNORDERED MERCHANDISE. H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR FEB.25.
H. 58 PUBLIC-CHURCH LOANS INTEREST RATE. S-REF TO COM ON BANKING.
H. 60 UNIFORM ANATOMICAL GIFT ACT.(2/19) S-REF TO COM ON PUB HLTH.
H. 64 TB SANATORIUM CHARGES. S-PASSED 2ND & 3RD READINGS.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN.(2/19) H-PLACED ON CAL FOR FEB.25.
H. 89 (J.RES.) HONORING DAVIS. S-PASSED 2ND & 3RD READINGS.
H. 90 ILLEGALLY PARKED CARS.(2/18) H-RECONSIDERED 2ND READING; H-RE-REF TO COM ON JUDIC 2.
H. 92 (J.RES.) HONORING NORMAN. S-PASSED 2ND & 3RD READINGS.
H. 95 (J.RES.) HONORING BROCK. S-PASSED 2ND & 3RD READINGS.
H. 96 ADOPTED PERSONS' NAME CHANGE. S-PASSED 2ND & 3RD READINGS.
H. 98 NUMBERED SEATS 30TH HOUSE DISTRICT. S-REF TO COMM ON RULES.
H. 110 DRIVER LICENSE SURRENDER.(2/19) H-PLACED ON CAL FOR FEB.26.
H. 131 OPEN SPACE DEFINITION. H-PLACED ON CAL FOR FEB.25.
H. 138 WELFARE LIENS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 139 LOCAL GOVERNMENT BOND SEALS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 145 LICENSING BOARD REPORTS. S-REF TO COM ON JUDIC 1.
H. 147 ABC BOARD PROPERTY SALE. S-REF TO COM ON ABC.
#H. 172 (J.RES.) HONORING CLIFTON BELL. RATIFIED - RES.20.

H. 199 CONVICTION DEFINITION. H-REF TO COM ON HY SAFTY.
H. 202 BENEFITS-DRIVER LICENSE EXAMINERS. H-REF TO COM ON HY SAFTY.
H. 203 BLUEBERRY FESTIVAL FUNDS. H-REF TO COM ON AGRICULT.

LOCAL BILLS

S. 20 (FORSYTH) PEACE OFFICERS' ASSOCIATION.(2/07) H-PASSED 2ND & 3RD READINGS.
S. 58 (RICHMOND) COUNTY POLICE OFFICERS. S-REPTD FAV.
S. 87 (RICHMOND) HAMLET EXTRATERRITORIAL ZONING. S-REPTD FAV AS AMENDED.
S. 88 (SURRY) MOUNT AIRY ABC ELECTION. S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 89 (LEE) SANFORD STREET CLOSING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
S. 93 (RICHMOND) CLOSING PUBLIC NUISANCE. S-REPTD FAV AS AMENDED.
S. 102 (PITT) COUNTY COMM'R SALARY. H-REF TO COM ON LOC GOVT.
S. 107 (CHEROKEE) ELECTION OF COMM'RS COUNTY-WIDE. S-REPTD FAV.
S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT. S-REPTD FAV.
S. 116 (RANDOLPH) LIBERTY-TOWN ELECTIONS. S-REPTD FAV AS AMENDED.
S. 123 (CASWELL) COUNTY FISCAL CONTROL. S-REF TO COM ON LOC GOVT.
S. 124 (CASWELL) COMMISSIONERS' COMPENSATION. S-REF TO COM ON LOC GOVT.

H. 88 (GUILFORD) GREENSBORO POLICE CLUB LAND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY.(2/21) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 107 (HOKE) HOKE STOCK LAW. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 112 (CUMBERLAND) COUNTY ABC BOARD RETIREMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 123 (MCDOWELL) MARION SCHOOL BOARD CONVEYANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 124 (COLUMBUS) WHITEVILLE AIRPORT PROPERTY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 125 (LEE) SANFORD STREET CLOSING. H-POSTPONED INDEFINITELY.
H. 128 (UNION) MONROE SCHOOL BOARD ELECTION. S-REF TO COM ON ELECTION.
H. 129 (BUNCOMBE) CSC POOLED ACCOUNTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 130 (FORSYTH) W.S. CITY MANAGER CONTRACTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 133 (IREDELL) MOORESVILLE JURY TRIAL. S-REF TO COURTS.
H. 144 (CUMBERLAND) WADE ELECTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 146 (WARREN) COUNTY WINE SALE. S-REF TO COM ON ABC.
H. 162 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS. H-PLACED ON CAL FOR FEB 25.
H. 170 (UNION) MONROE SCHOOL BOARD LAND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 198 (MECKLENBURG) MECKLENBURG SALES TAX REPEAL. H-REF TO COM ON FINANCE.
H. 200 (FRANKLYN) LITTLETON TOWN PROPERTY. H-REF TO LOC GOVT.
H. 201 (MECKLENBURG) NON-TAX RECREATION FUNDS. H-REF TO COM ON LOC GOVT.
H. 204 (GASTON) GASTON SERVICE FEES. H-REF TO COM ON JUDIC 1.
H. 205 (PENDER) COMMISSIONERS' COMPENSATION. H-REF TO COM ON LOC GOVT.

****

NEXT SESSIONS OF SENATE:

9:30 a.m., Saturday, February 22, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, February 24, 1969.

NEXT SESSIONS OF HOUSE:

10:00 a.m., Saturday, February 22, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, February 24, 1969.

#

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/29
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

Note: The Senate and House convened at 9:30 a.m. and 9:00 a.m., respectively, Saturday, February 22, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 130 Capital Building Auth. - expansion GS 129
Introducer: Henley Sent to ST GOVT

"To provide for expansion of services of the North Carolina Capital Building Authority." Adds to GS 129-42 provision for application of Authority's powers to such agencies and institutions as desire to voluntarily come under its coverage. (Presently Authority's powers and duties apply to projects for which the General Assembly makes appropriations.) Adds new GS 129-42.1 providing for Authority to exercise its powers and duties specifically for all state agencies in Raleigh and environs except N. C. State University and Dorothea Dix; and Dep't of Correction, N. C. School for Deaf, E. N. C. School for Deaf, Gov. Morehead School, Dep't Motor Vehicles, and N. C. Sanatarium System.

S 131 Validation of notarial acts GS 10
Introducer: Currie Sent to JUDIC 1

"To validate the acts of certain notaries where the notary seal incorrectly contained the name of another state." Ratifies notarial acts of notary using seal bearing his name and proper name of county but mistakenly using state abbreviation of Georgia rather than N. C.

S 132 Egg law quality standards (Iden H 211) GS 106
Introducer: MacLean Sent to AGRICULT

"Rewriting GS 106-245.16 relating to the North Carolina egg law." Rewrites cited section (establishing egg grades, weight classes, standards by Board of Agriculture) to add to present language new provision specifically empowering the N. C. Board of Agriculture to establish standards of quality, concerning egg sales, designed to protect consumers from possible injury to health resulting from condition of egg shells or contents, and methods of processing, handling, shipping, storage, display and selling of eggs (Board presently empowered only to promulgate such standards "as will promote honest and fair dealings in the interest of the poultry industry and the consumer.").

S 133 Soft drinks - Ag. Dept. regulation (Iden. H212) GS 106
Introducer: MacLean Sent to AGRICULT

"To amend Article 16 of Chapter 106 relating to bottling of soft drinks so as to provide for regulation thereof by the Department of Agriculture." Adds GS 106-184.1 giving Board of Agriculture authority to make rules and regulations for enforcement of GS Ch. 106, Art. 16 ("Bottling Plants for Soft Drinks"). Authorizes Board to delegate to State chemist responsibility for determining ingredients and amount which may be used in soft drink manufacture in order to comply with N. C. Food, Drug and Cosmetic Act (GS Ch. 106, Art. 12) and, as practicable, with federal law and regulations. All soft drink ingredients require prior approval of State chemist or other designee of Board. Board regulation may provide for appeals from ruling of State chemist.

S 134 Morehead School revision GS 115
Introducers: Bailey and Coggins Sent to PUB HLTH

"To amend the laws relating to the education of deaf and blind children in State institutions." Generally rewrites laws relating to State institutions for the blind and deaf (GS 115-172 to 175, and 115-321 to 335), making the following changes: (1) Prescribes 10-month term (now 9) for State schools for deaf and blind. (2) Substitutes Superintendent of school for board of directors in making certain administrative decisions (exceptions of certain children from attendance or discharge from custody, subject to review by Board; filling of vacancies in officers or employees). (3) Makes wilful failure of parents to send deaf or blind children to school a continuing offense, not barred by statute of limitations, and eliminates provision specifying each year as separate offense. (4) Governor Morehead School. Specifically names School for Blind in Raleigh as Governor Morehead School. Sets 6-year staggered terms (now 4-year) for directors of School, with present directors to serve until expiration of terms. Eliminates specific references to appointment of steward and physician for School. Provides for compensation of School officials and employees to be fixed by State Personnel Dep't on recommendation of Director (now, by Board). Eliminates various provisions making distinctions between white and colored students and departments, and between indigent and non-indigent students. Specifies that day students are to be educated in Gov. Morehead School until Schools for Deaf at Wilson and Morganton are complete. Provides for present Sup't to hold office until July 1, 1969 or re-election or successor qualified. Deletes maximum limitation of $45 per year on liability of county for clothing and travelling expenses of indigent children, and deletes provision for continuing liability of parent or other person on whom child is dependent for payment of such amounts. (5) Makes other minor and clarifying changes.

HOUSE

H 207 Speeding to avoid apprehension - 3 GS 20
Introducers: A. McMillan and others Sent to HY SAFTY

"To amend Chapter 20 of the General Statutes of North Carolina increasing the driver license revocation time for excessive speed to avoid apprehension and creating a new offense of unlawful flight to avoid apprehension." Adds new GS 20-17(9) to require mandatory revocation of operator's or chauffeur's license of persons convicted for speeding over 80 miles per hour while attempting to avoid apprehension by peace officer. Adds new GS 20-19(h) to provide that period of suspension for licenses suspended under GS 20-17(9) shall be three years. Adds new GS 20-141.4, providing that motor vehicle operator driving in excess of 80 miles per hour while attempting to avoid apprehension by law officer is guilty of felony, punishable by fine of not less than $500 and/or imprisonment for not less than four months nor more than five years (combines provisions of H 33, digested in Bulletin No. 7 page 34 and H 115, digested in Bulletin No. 20, page 109).

H 208 Professional corporations — GS 55B
Introducers: S Johnson and others — Sent to CORP

"To create Chapter 55B of the General Statutes relating to the formation of corporations by persons duly licensed to render professional services, and defining the powers and responsibilities of such corporations and its members." Creates new GS Ch. 55B, permitting the formation of profession corporations, defined as corporations rendering professional services (defined as services to the public which require as condition precedent to their rendering the obtaining of a license from a licensing board). Exempts attorneys at law and practice of law from act. Provides that such corporations to be governed by GS Ch. 55 (Business Corporations) except as herein provided. Provides that such corporations to be formed pursuant to GS Ch. 55 except: (1) at least one incorporator must be a licensee (defined as a natural person licensed by appropriate licensing board to render same services which corporation will render); (2) all stock must be held by licensees; (3) at least one member of board of directors, and one officer, must be licensees; and (4) articles of incorporation must designate personal services to be rendered by corporation and be accompanied by certification from licensing board that all share owners are licensees. Provides for name of corporation. Requires that corporation receive certification from licensing board that transferee of stock is licensee before transferring stock on books, and provides that all transfers in violation of this requirement are void. Prohibits any shareholder from entering into any type of agreement vesting voting power of stock in any other person. Requires any officer, shareholder, agent or employee of corporation who is licensee, and who becomes legally disqualified to render professional services within state, or accepts employment limiting rendering of such services for corporation, to immediately sever employment with and financial interest in corporation. Provides that if corporation fails to provide in articles of incorporation or by-laws for price for buying shares of deceased shareholder or shareholder no longer qualified to hold shares, price shall be book value at end of month first preceding death or disqualification.

Requires any corporation formed under article to first obtain certificate of registration from licensing board for profession. Provides for form of application and requires board to issue certificate, upon payment of fee not to exceed $50, if it finds no disciplinary action pending before board against any licensed incorporators, officers, directors, shareholders, agents or employees of corporation. Provides that certificate to be effective until January 1 following date of registration or such other date established by law or regulation of board. Provides for renewal of certificate upon payment of fee not to exceed $25 if board finds corporation has complied with this law and with board's regulations, and provides that if application not made within 30 days after expiration of certificate, certificate to be suspended; provides that such suspension may be lifted within calendar year upon payment of renewal fee plus $10 if corporation then otherwise qualified. Provides that corporation to be fully subject to regulations and disciplinary powers of licensing board. Permits board to suspend or revoke certificate (1) upon failure of corporation to immediately remove officer, director, shareholder, or employee who has license revoked or suspended or (2) upon finding by board that corporation has not complied with this act or with board's regulations.

Permits corporation to provide only one type of professional services, except that architectural, engineering and land surveying services, as defined in GS Chs. 83 and 89, may be provided by same corporation. Provides that corporation may provide such services only through licensed officers, employees and agents. Provides that profession relationships and liabilities between person rendering and person receiving services not to be affected by act, and standards of professional conduct remain applicable. Provides act not to apply to existing corporations except as they amend articles of incorporation to include themselves. Effective Jan. 1, 1970.

H 209 New town location — CONSTITUTION
Introducer: Rhyne — Sent to LOC GOVT

"To amend the Constitution of North Carolina to prohibit any newly incorporated city or town from including any area within one mile of any existing incorporated city or town." Proposes amendment to add §11 to Art. VII of N. C. Constitution (relating to Municipal Corporations) to prohibit establishment of any city or town which would include within its corporate limits any area lying within one mile of corporate limits of any existing city or town, and precludes application of §10, Art. VII, N. C. Const. (granting General Assembly full powers to change certain provisions of Art. VII) with respect to (new) §11. Provides that amendment be voted upon at next general election. Prescribes ballot form. Provides that if majority approves, Governor to certify amendment to Sec'y of State for enrollment, and that amendment to become effective on January 1 after ratification by voters.

H 210 Escape from custody made felony — GS 14
Introducer: Raynor — Sent to JUDIC 1

"To amend G. S. 14-256 relating to punishment for escape from lawful custody so as to make it a felony to escape from lawful custody." Rewrites named section to provide that any person, lawfully confined in confinement facility of county or municipality, who breaks confinement, or any person in lawful custody of person in such facility who breaks custody, is guilty of felony, punishable by imprisonment from 6 months to 3 years. Provides that any person in lawful custody of confinement official or law enforcement officer who escapes from such custody is guilty of felony with same punishment as above. Exempts from act juveniles as defined by GS 110-21, persons held for transportation or being transported to State mental hospital, and prisoners sentenced to first offender's camp as defined in GS 148-49.2. (Section now makes person escaping from local prison or jail or from custody of official thereof guilty of misdemeanor.)

H 211 Egg law quality standards (Iden. S 132) — GS 106
Introducer: Speed — Sent to AGRICULT

"Rewriting GS 106-245.16 relating to the North Carolina Egg Law." Identical with S 132 digested in this bulletin.

H 212 Soft drinks - Ag. Dept. regulation (Iden. S 133) — GS 106
Introducer: Speed — Sent to AGRICULT

"To amend Article 16 of Chapter 106 relating to bottling of soft drinks so as to provide for regulation thereof by the Department of Agriculture." Identical with S 133 digested in this bulletin.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 206 New Wilson charter — WILSON
Introducers: Paschall and A. Campbell — Sent to LOC GOVT

"To revise and consolidate the charter of the city of Wilson and to repeal prior charter acts." As title indicates.

Contains provisions relating to following subjects: Corporate boundaries and powers. Provides for at-large election of 6 councilmen and a mayor. Election

procedure. City manager. City attorney. Administrative officers and employees. Disposal of property. Custody of city funds, independent audit, delinquent taxes to general fund. Claims against the city. Police jurisdiction. Street and sidewalk improvements. Refuse, weeds and trash. Land use regulatory powers. Water and sewer improvements. Provides authority to grant franchises for CATV or to own and operate same. Repeals named acts.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 87 Hamlet extraterritorial zoning (digested in Bulletin No. 21, p. 117)
Amendment adopted in Senate, 2/24/69, deleting provision giving Hamlet Comm'rs extraterritorial zoning jurisdiction extending 3/4 mile beyond Hamlet city limits.

S 93 (Richmond) Closing public nuisance (digested in Bulletin No. 21, page 127)
Technical amendments adopted in Senate, 2/24/69.

SENATE AND HOUSE CALENDAR ACTION FEB.24,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 35 INCREASE PENALTY POSTED SIGNS. S-REPTD FAV.
S. 40 N. C. SYMPHONY TAX EXEMPTION. H-REF TO COM ON FINANCE.
S. 41 SYMPHONY SOCIETY RETIREMENT.(2/21) H-REF TO COM ON ST PERS.
S. 45 INJURING LAND-PENALTIES. S-PLACED ON CAL FEB 25.
#S. 64 WAIVER OF NOTICE,JUDGMENTS. RATIFIED - CHAPTER 18.
S. 67 STREET DEDICATION-LAND PARTITION. H-REF TO COM ON JUDIC 2.
S. 72 SEED LAW FUNDS COLLECTION. S-REPTD FAV.
S. 96 SWEET POTATO WEEVIL FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 130 CAPITAL BLDG AUTH--EXPANSION. S-REF TO COM ON ST GOVT.
S. 131 VALIDATION OF NOTARIAL ACTS. S-REF TO COM ON JUDIC 1.
S. 132 EGG LAW-QUALITY STANDARDS. S-REF TO COM ON AGRICULT.
S. 133 SOFT DRINKS-AG DEPT REGULATION. S-REF TO COM ON AGRICULT.
S. 134 MOREHEAD SCHOOL REVISION. S-REF TO COM ON PUB HLTH.

H. 57 COUNTY ORDINANCE-MAKING AUTHORITY.(2/20) S-REF TO COM ON LOC GOVT.
#H. 64 TB SANATORIUM CHARGES. RATIFIED - CHAPTER 20.
H. 75 DISOBEYING TRAFFIC OFFICERS.(2/20) S-REF TO COM ON JUDIC 2.
#H. 89 (J.RES.) HONORING DAVIS. RATIFIED.
#H. 92 (J.RES.) HONORING NORMAN. RATIFIED.
#H. 95 (J.RES.) HONORING BROCK. RATIFIED.
#H. 96 ADOPTED PERSONS' NAME CHANGE. RATIFIED - CHAPTER 21.
H. 97 DRIVING UNDER INFLUENCE - 1.(2/19) S-REF TO COM ON JUDIC 1.
H. 138 WELFARE LIENS. S-REF TO COM ON JUDIC 2.
H. 139 LOCAL GOVERNMENT BOND SEALS. S-REF TO COM ON LOC GOVT.
H. 207 SPEEDING TO AVOID APPREHENSION. H-REF TO COM ON HY SAFTY.
H. 208 PROFESSIONAL CORPORATIONS. H-REF TO COM ON CORP.
H. 209 NEW TOWN LOCATION. H-REF TO COM ON LOC GOVT.
H. 210 ESCAPE FROM CUSTODY MADE FELONY. H-REF TO COM ON JUDIC 1.
H. 211 EGG LAW - QUALITY STANDARDS. H-REF TO COM ON AGRICULT.
H. 212 SOFT DRINKS-AG DEPT REGULATION. H-REF TO COM ON AGRICULT.

LOCAL BILLS

#S. 20 (FORSYTH) PEACE OFFICERS' ASSOCIATION.(2/07) RATIFIED - CHAPTER 17.
S. 58 (RICHMOND) COUNTY POLICE OFFICERS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 87 (RICHMOND) HAMLET EXTRATERRITORIAL ZONING.(2/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 88 (SURRY) MOUNT AIRY ABC ELECTION. H-REF TO COM ON ABC.
#S. 89 (LEE) SANFORD STREET CLOSING. RATIFIED - CHAPTER 19.
S. 93 (RICHMOND) CLOSING PUBLIC NUISANCE.(2/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 107 (CHEROKEE) ELECTION OF COMM'RS COUNTY-WIDE. S-PLACED ON CAL FOR FEB.27.
S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT. S-RE-REF TO COM ON FINANCE.
S. 116 (RANDOLPH) LIBERTY-TOWN ELECTIONS. S-PLACED ON CAL FOR FEB.25.

H. 88 (GUILFORD) GREENSBORO POLICE CLUB LAND. S-REF TO COM ON LOC GOVT.
H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY.(2/21) H-PASSED 3RD READING.
H. 107 (HOKE) HOKE STOCK LAW. S-REF TO COM ON LOC GOVT.
H. 112 (CUMBERLAND) COUNTY ABC BOARD RETIREMENT. S-REF TO COM ON ABC.
H. 123 (MCDOWELL) MARION SCHOOL BOARD CONVEYANCE. S-REF TO COM ON LOC GOVT.
H. 124 (COLUMBUS) WHITEVILLE AIRPORT PROPERTY. S-REF TO COM ON LOC GOVT.
H. 129 (BUNCOMBE) CSC POOLED ACCOUNTS. S-REF TO COM ON COURTS.
H. 130 (FORSYTH) W.S. CITY MANAGER CONTRACTS. S-REF TO COM ON LOC GOVT.
H. 144 (CUMBERLAND) WADE ELECTIONS. S-REF TO COM ON ELECTION.
H. 170 (UNION) MONROE SCHOOL BOARD LAND. S-REF TO COM ON LOC GOVT.
H. 206 (WILSON) NEW WILSON CHARTER. H-REF TO COM ON LOC GOVT.

****

NEXT SESSIONS OF SENATE AND HOUSE:

12:00 Noon, Tuesday, February 25, 1969

G41
25:1969/30
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 135 Practical nurse examinations — GS 90
Introducer: James — Sent to PUB HLTH

"To amend G.S. 90-170 relating to educational qualifications of applicants for licensed practical nurse examination." Adds to educational requirement for certificate as practical nurse alternatives of two years of three-year course in diploma school of nursing, or two years of four-year course leading to BS in nursing (now, applicant must have completed accredited course of study.)

S 136 Law-order committee revision — GS 143
Introducer: McGeachy — Sent to CORRECTN

"To rewrite Article 46 of Chapter 143 of the General Statutes, relating to the Governor's Committee on Law and Order." Adds to membership of Law and Order Committee Dir., Adm. Off. of Courts; Comm'r of Corrections; Ch'man, Bd. of Paroles; and Probation Comm'n Dir.; deletes from membership Comm'r of Rev., Adjutant Gen'l and MV Comm'r. Also adds to members to be appointed by Governor: one Superior Ct. judge; one Dist. Ct. judge; three officials representing N. C. local gov't; two citizens with knowledge of juvenile delinquency; one member of N. C. State Bar specializing in criminal defense; and two N. C. citizens not State or local officials. Substitutes on Committee one sheriff and two police execs appointed by Governor for representatives of N. C. Sheriffs' Ass'n and N. C. Ass'n of Chiefs of Police. Members appointed by Gov. to serve 1-yr terms and subject to reappointment; members who are public officers serve during their public office tenure and in addition to regular duties, and without compensation or expense reimbursement. Sets out duties of Committee as being coordination of law enforcement activities; study toward improvement of law enforcement and criminal justice; and supporting law, order and safety generally. Authorizes Committee to accept various public and private funding arrangements and authorizes Committee to make grants to accomplish its purposes. Authorizes local gov'ts to contract among themselves or with State or Federal gov'ts to (1) accept, receive and disburse funds, grants or services available for planning, training, developing, and implementing programs of law enforcement agencies; (2) create joint agencies to carry out programs authorized by Act; (3) make application for, and use, Federal funds; (4) appropriate tax and nontax funds for programs authorized by Act. Creates office of Executive Director appointed by Gov. with salary fixed by Gov. Empowers Exec. Dir. to employ staff and consultants within budget limits and subject to approval of Gov.

S 137 (Joint Resolution) Semi-permanent license plates — STUDY
Introducer: Kirby — Sent to PUB ROAD

"Directing the Department of Motor Vehicles to initiate, with the approval of the Governor, a system of semi-permanent registration plates for motor vehicles in lieu of the annual plate system now in effect." Directs Commissioner of Motor Vehicles to investigate feasibility of using semi-permanent motor vehicle registration plates with annual renewal through use of stickers, tabs, etc. as authorized by GS 20-66.1, and the amount of tax savings accruing therefrom. Directs the Commissioner to implement such a license plate renewal system upon its approval by the Governor.

S 138 Speeding to avoid apprehension - 4 — GS 20
Introducers: Dent and J. White — Sent to HY SAFTY

"To amend part 10 of Article 3 of Chapter 20 pertaining to motor vehicles to create an offense of unlawful flight to avoid apprehension." Adds new GS 20-141.4 making it a felony, upon approach of law enforcement vehicle sounding siren and flashing blue light, not to stop but operate vehicle for mile or more in excess of 85 mph. Provides punishment of fine of not more then $1000 or imprisonment of not more than 3 months, or both.

S 139 Public welfare name change — GS 108
Introducer: Joyner — Sent to PUB WELF

"To change the names of the state and county boards and departments of public welfare and the positions of commissioner and directors of public welfare." Rewrites GS 108-1.1 (change of name of State Board of Charities and Public Welfare) changing name of State Board of Public Welfare to State Board of Social Services, and making corresponding changes for State Department of Public Welfare, Commissioner of Public Welfare, county directors of public welfare, county departments of public welfare, and county boards of public welfare. Effective July 1, 1969.

S 140 Zoo Authority (Iden. H 214) — GS 143
Introducers: Edwards and others — Sent to WILDLIFE

"To create the North Carolina Zoological Authority and the North Carolina Zoo Site Selection Commission." Creates NC Zoological Authority, as body politic and corporate under control of Board of Trustees. Provides that Board to have 75 members, and original board to be appointed as follows: 25 members by Governor for 3-year terms; 25 elected in joint session by General Assembly for 2-year terms; 25 by Lt. Gov. for 1-year terms. Provides that thereafter all terms to be filled by Board, for three years. Provides that no member to serve more than two successive terms, but may be reappointed after two-year interim. Provides that public officials appointed to Board to hold positions ex officio. Requires Governor to name one of his appointees temporary chairman until Board elects chairman. Requires Board to meet at least quarterly and provides for special meetings and quorum. Empowers Board to acquire, construct and operate zoo, and lists certain powers, including: acquisition of site,as recommended by Site Selection Committee; approval of architect's plans; appointment of advisory committees; biennial reports to General Assembly on actions, and special reports requested by General Assembly or Governor; development of public appreciation of and support for the zoo; dissemination of information on zoo; and

solicitation of financial support for zoo. Authorizes Board to acquire gifts from any source for zoo, to be placed in special fund to be established and maintained by State Treasurer. Empowers State Treasurer to invest moneys in special zoo fund. Authorizes cities and counties to expend funds from non-tax sources and make gifts of surplus property to zoo. Creates Executive Committee to be elected annually from among and by Board, of fifteen members; chairman of Board to be ex officio chairman of Committee and Director to be Executive Secy. Provides for meetings of Committee and delegation to it of such powers as Board desires. Authorizes Board to employ Director, at salary fixed by Board, with duties as assigned by Board. Authorizes Board to appoint Asst. Director, and Director to employ such personnel as necessary to perform duties of Authority.

Creates N. C. Zoo Site Selection Commission, of nine members, three appointed by Governor (one designated as chairman), three by Lt. Governor, and three by Speaker of House of Representatives. Commission to study, hold hearings, and select site for zoo, then officially notify Authority of its decision. Provides that members to be representative of regions which have expressed interest in zoo, and no two members to be from same region. Prohibits each of three appointing officials from appointing more than one person to Commission from N. C. Zoological Garden Study Commission or more than one from 1969 General Assembly. Provides that Board and Commission members to be paid same per diem and subsistence and travel allowances while engaged in duties as members of same, as GS Ch. 138 authorizes generally for State boards and commissions, money to be paid, until other provision made, from State Contingency and Emergency Fund. Effective July 1, 1969.

S 141 Zoo appropriations (Iden. H 215) — APPROPRIATIONS
Introducers: Edwards and others — Sent to APPROPRN

"To appropriate funds to acquire, construct, maintain and operate a State Zoo." Appropriates to such agency as the General Assembly may designate $1,500,000 from the General Fund to acquire, construct, maintain and operate a state zoo and related facilities. Effective July 1, 1969.

HOUSE

H 213 (Joint Resolution) Local bill cut-off date — MISC RES
Introducer: H. Johnson — Sent to RULES

"Establishing a cut-off date after which no local bills may be introduced in the General Assembly of North Carolina." Establishes 75th legislative day of each regular session as deadline for introduction of local bills in General Assembly. Provides no local bills may be accepted by presiding officer of house wherein offered after that date without prior endorsement of that house's rules committee stating there was good reason for delay and that bill should be accepted for introduction. Provides upon passage in house of origin and transmission to other house, bill shall be referred to rules committee of receiving house which shall take no further action absent endorsement of rules committee of house of origin. If there is such endorsement, receiving house rules committee shall determine whether there was good reason for delay and whether receiving house should act on bill; and upon such endorsement, bill shall be handled in normal fashion.

Provides that sections of resolution setting out above stated regulations to be read in each house at its first session each week until deadline. Urges members of General Assembly to make necessary arrangements with local officials as will effect the purposes of this resolution. (This resolution is identical to a continuing resolution adopted by the 1965 General Assembly--Resolution No. 47--except in fixing the cut-off date as the 75th legislative day, rather than May 1. Senate Rule 40 states: "All local bills must be introduced not later than March 15 of the session.")

H 214 Zoo Authority (Iden. S 140) — GS 143
Introducers: A. McMillan and others — Sent to ST GOVT

"To create the North Carolina Zoological Authority and the North Carolina Zoo Site Selection Commission." Identical to S 140, digested in today's bulletin.

H 215 Zoo appropriations (Iden. S 141) — APPROPRIATIONS
Introducers: A. McMillan and others — Sent to APPROPRN

"To appropriate funds to acquire, construct, maintain and operate a state zoo." Identical with S 141 digested in today's bulletin.

H 216 NC Symphony Approprn — APPROPRIATION
Introducer: Leatherman — Sent to APPROPRN

"To make certain appropriations to the North Carolina Symphony Society." Appropriates additional funds from General Fund to Symphony of $76,520 for fiscal year beginning July 1, 1969, and $137,237 for fiscal year beginning July 1, 1970. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 217 Hobucken community center — PAMLICO
Introducers: R. Craven, Barker, and Boshamer — Sent to LOC GOVT

"Authorizing the Pamlico County Board of Education to convey to Hobucken Community Development, Inc. a portion of the Hobucken school site on which the Hobucken school teacherage building is located for use as a community center." Authorizes school board to convey, without consideration, described property to development corporation, to be used as community center.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 35 Increase penalty - posted signs (digested in Bulletin No. 11, p. 53)
Floor amendment adopted in Senate 2/25/69 making increased penalty not more than $100 (was simply "$100").

S 116 Liberty - town elections (digested in Bulletin No. 27, p. 164)
Technical amendment adopted in Senate, 2/25/69.

H 31 Receipt of unordered merchandise (committee substitute digested in Bulletin 25, page 148).
Amendment adopted in House, 2/25/69 providing unordered goods which may be treated by recipient as gifts must have been addressed to and intended for such recipient (previously, either addressed to or intended for recipient).

SENATE AND HOUSE CALENDAR ACTION FEB.25,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 30 COUNTY ORDINANCE-MAKING AUTHORITY. S-PLACED ON CAL FOR FEB. 28.
S. 35 INCREASE PENALTY POSTED SIGNS.(2/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 45 INJURING LAND-PENALTIES.(2/07, 2/14, 2/21) S-CONCURRED IN H AMEND.
S. 46 UNIFORM ANATOMICAL GIFT ACT. S-POSTPONED INDEF.
S. 72 SEED LAW FUNDS COLLECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 73 OPERATOR'S LICENSE MAIL RENEWAL. H-REPTD FAV AS AMENDED.
S. 105 $1.25 MINIMUM WAGE. S-REPTD FAV; S-PLACED ON CAL FOR FEB.27.
S. 135 PRACTICAL NURSE EXAMINATIONS. S-REF TO COM ON PUB HLTH.
S. 136 LAW-ORDER COMMITTEE REVISION. S-REF TO COM ON CORRECTN.
S. 137 (J.RES.) SEMI-PERMANENT LICENSE PLATES. S-REF TO COM ON PUB ROADS.
S. 138 SPEEDING TO AVOID APPREHENSION-4. S-REF TO COM ON HY SAFTY.
S. 139 PUBLIC WELFARE NAME CHANGE. S-REF TO COM ON PUB WELF.
S. 140 ZOO AUTHORITY. S-REF TO COM ON WILDLIFE.
S. 141 ZOO APPROPRIATIONS. S-REF TO COM ON APPROPRN.

H. 31 RECEIPT OF UNORDERED MERCHANDISE.(2/18, 2/21, 2/25) H-AMENDMENT ADOPTED; H-PASSED 3RD READING.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN.(2/19) H-RETURNED TO SENATE.
H. 131 OPEN SPACE DEFINITION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 149 $1.25 MINIMUM WAGE. H-REPTD FAV.
H. 181 18-YEAR-OLDS TO MAKE WILL. H-REPTD FAV.
H. 213 (J.RES.) LOCAL BILL CUT OFF DATE. H-REF TO COM ON RULES.
H. 214 ZOO AUTHORITY. H-REF TO COM ON STATE GOVT.
H. 215 ZOO APPROPRIATION. H-REF TO COM ON APPROPRN.
H. 216 SYMPHONY SOCIETY. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 58 (RICHMOND) COUNTY POLICE OFFICERS. H-REF TO COM ON LOCAL GOVT.
S. 116 (RANDOLPH) LIBERTY-TOWN ELECTIONS.(2/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READING; S-SENT TO HOUSE.

H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. S-REPTD FAV.

H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY.(2/21) S-REF TO COM ON LOC GOVT.
H. 161 (FORSYTH) WINSTON-SALEM ZONING NOTICE. H-REPTD FAV.
H. 162 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS. H-PLACED ON CAL FOR FEB.27.
H. 217 (PAMLICO) HOBUCKEN COMMUNITY CENTER. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

12 noon, Wednesday, February 26, 1969

North Carolina State Library
Raleigh

G41
25:1969/31
C.2

INSTITUTE OF GOVERNMENT

N. C.
Doc.

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 143 State bar meetings — GS 84
Introducer: L. Warren — Sent to JUDIC 1

"To amend G. S. 84-33 relating to the annual and special meetings of the North Carolina State Bar." Amends cited section by deleting all reference to quorum, as 10% of active members of Bar.

S 144 Dist. Bar - membership fees — GS 84
Introducer: L. Warren — Sent to JUDIC 1

"Amending Article IV of Chapter 84 of the General Statutes so as to permit district bar associations to assess and collect annual membership fees for the promotion and maintenance of its administration, activities, and programs." Adds new GS 84-18.1 empowering any district bar to prescribe annual membership fees to be paid by active members as service charge to promote and maintain its activities. Fees established to be in addition to, but not to exceed, N. C. State Bar membership fee (GS 84-34) for active members. Requires active members of district bars prescribing membership fees to keep district sec'y-treas. notified of mailing address and to remit membership fee as indicated by sec'y-treas. Names of members more than 12 months in arrears in fee payment to be furnished to Council of N. C. State Bar by sec'y-treas. for disciplinary action (GS 84-23) as may be necessary and proper.

S 145 Honorary members of State Bar — GS 84
Introducer: L. Warren — Sent to COURTS

"To make certain judges and prosecutors of the District Court Division of the General Court of Justice honorary members of the North Carolina State Bar." Amends GS 84-16 to add to honorary members of State Bar the following: judges of NC Ct.of Appeals; judges and prosecutors of NC District Courts, who at time of appointment, are members in good standing of State Bar; and former judges of NC Distric Courts, resident in NC and not engaged in practice of law, who at time of appointment were members in good standing of NC State Bar.

S 146 Motion picture attendance tax — GS 105
Introducer: Nielson — Sent to FINANCE

"To impose a tax upon attendance at motion pictures based upon classifications of the Motion Picture Association of America." Adds new GS 105-37.1, imposing tax on persons operating moving picture show in NC, based on attendance, paid and complimentary. Provides tax, on motion pictures released on or since Nov. 1, 1968, to be classified according to letter classification of Motion Picture Association of America, on following schedule: (1) on movies designated "G", for general audiences, 5¢ per person; (2) on movies designated "M", for mature audiences, 15¢; (3) on movies designated "R", for restricted audiences, 25¢; and (4) on movies designated "X", persons under 16 not admitted, 50¢. Provides that on movies released prior to Nov. 1, 1968, tax to be 5¢ per person. Requires those liable for tax to file quarterly reports and tax payments with Comm'r of Revenue, and to keep records of attendance, on forms prescribed by Comm'r of Revenue. Re-designates present GS 105-37.1 as new GS 105-37.2. Effective July 1, 1969.

S 147 Rescue squad appropriation — APPROPRIATION
Introducer: Bowles — Sent to APPROPN

"To appropriate funds to the North Carolina Association of rescue squads for the purchase of a mobile communications center." Appropriates $42,000 from General Fund to N. C. Association of Rescue Squads to supplement purchase and equipping of mobile communications center for use in Association's program of public service.

S 148 Gas tax exemption-private schools — GS 105
Introducers: Wood and Harrington — Sent to PUB ROAD

"To amend G. S. 105-449 to provide an exemption from the state gasoline tax of gasoline used in non-public school transportation." Rewrites cited section to add gasoline used in school buses owned by non-public schools at the high school level or below to exemption from state gasoline tax. (Presently exempts only gasoline used by public school systems.) Effective July 1, 1969.

S 149 Pavement lines — GS 136
Introducer: Henley — Sent to PUB ROAD

"To amend Chapter 136 of the General Statutes to require the State Highway Commission to mark paved roads with center and pavement edge lines." Adds new GS 136-30.1 (Center line and pavement edge line markings) requiring SHC to cause to be marked with center line and edge lines, all interstate and primary roads, and all secondary roads with average traffic volume of at least 100 vehicles per day which are traffic service roads forming connecting link in State highway system. Excludes from marking requirement local subdivion roads, loop roads, dead-end roads less than 1 mile long, roads the major purpose of which is to serve abutting property, and roads less than 16 feet wide with curbing. Requires SHC in case of newly constructed paved road, relocated paved road, resurfaced paved road or other road required to be marked under provisions of this act to cause such roads to be marked as herein provided within

30 days of completion of such construction, relocation, resurfacing. Sets out lines required by this section to be installed and maintained in conformance with Manual on Uniform Traffic Control Devices for Streets and Highways (7/1/61, with subsequent revisions) prepared by U. S. Dept. of Commerce, Bureau of Public Roads. Effective July 1, 1969.

HOUSE

H 221 Criminal jury trials, Dist. Ct. — GS 7A
Introducer: Moore — Sent to COURTS

"Amending G.S. 7A-196 relating to trials in district courts so as to provide for the transfer of criminal cases without hearing in district court when defendant demands a jury trial." Adds to GS 7A-196(e) (relating to jury trials) provision that when jury trial demanded by defendant or his attorney before trial in district court, case to be automatically transferred to superior court for trial without preliminary hearing in district court.

H 223 Increase uniform jail fees to $3 — GS 7A
Introducer: C. Taylor — Sent to LOC GOVT

"To amend Chapter 7A of the General Statutes so as to increase the uniform jail fees to three dollars." Amends GS 7A-313 as title indicates (now fee is $2).

H 224 Deposition-copies — GS 1A
Introducer: R. Jones — Sent to JUDIC 2

"To amend paragraph (c) of Rule 30 of Section 1, Chapter 1-A of the General Statutes so as to require a party taking a deposition to furnish a copy of the same upon request." Amends Rule 30(c) of proposed Rules of Civil Procedure, GS 1A-1 (SL 1967, Ch. 954, effective July 1, 1969) to provide that where witness deponent or party deponent requests copy of transcript of deposition, such transcript shall be furnished him at cost of party upon whose motion deposition made. (Now, such transcript furnished at cost of person requesting such copy.) Effective July 1, 1969, and applicable to actions and proceedings pending on that date.

LOCAL BILLS INTRODUCED

SENATE

S 142 Allocation of Hamlet ABC funds — RICHMOND
Introducer: James — ABC

"To amend Chapter 982 of the Session Laws of 1963; to repeal Section 2 of Chapter 1062 of the Session Laws of 1967, and to allocate the profits earned by the Hamlet Board of Alcoholic Control." Repeals SL 1967, Ch. 1062, Sec. 2 which provided that 10% of Hamlet ABC profits to go to Richmond County for Richmond Tech and remaining 90% of ABC profits to Hamlet general fund. Amends SL 1963, Ch. 182 (apparently intended to be "Ch. 982") to provide for distribution of Hamlet ABC profits as follows:

50% Hamlet General Fund; 15% Hamlet for recreational purposes; 3% Hamlet Library book fund; 3% Hamlet Rescue Squad for equipment and operating expenses; 3% Hamlet FD for small equipment purchase; 4% divided among Hamlet policemen in addition to salaries; 2% Richmond County Ed. Bd. for Rohanen School band; 3% Richmond Ed. Bd. for Marks Creek Schools bands; 10% Richmond County for Richmond Tech.; 2% Richmond County for Wolf Pit and East Rockingham recreational systems; 2% Richmond Sheriff for division among deputies in addition to salaries; and 1% each to Ellerbe for purchase of FD small equipment, Hoffman for benefit of FD, and Cardova Volunteer FD. Effective July 1, 1969.

HOUSE

H 218 County one-cent sales tax — BUNCOMBE
Introducers: Harkins, Beam, DeBruhl and Stevens — Sent to LOC GOVT

"Enabling Buncombe county to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one per cent upon the sale, use and other taxable transactions upon which the state now imposes a three per cent sales and use tax." Directs Buncombe County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides that maximum additional tax imposed by this Act on one sale is $10. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Buncombe for use outside county or bought outside NC for use in Buncombe. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides tax collections to be distributed quarterly to county and municipalities therein, in proportion to total amount of ad valorem taxes levied by each during fiscal year preceding distribution. Provisions of Art. 5 of GS Ch. 105 applicable to this tax so far as not inconsistent with provisions of this Act.

H 219 Roseboro ABC law enforcement — SAMPSON
Introducer: Tart — Sent to ABC

"To amend Chapter 48, Session Laws of 1963, as amended, relating to Alcoholic Beverage Control Stores in the Town of Roseboro." Amends SL 1963, Ch. 48, s. 5 to make GS 18-45(15) not applicable to Roseboro ABC system (cited provision requires expenditure of 5-10% profits for law enforcement, and 5% for research and rehabilitation). Amends same act, s.6, as amended by SL 1967, Ch. 600, to require Roseboro governing board to appropriate at least 5% of moneys received by town ABC system for law enforcement purposes, assigning duty of enforcing ABC laws to one town police officer. Directs town ABC board and town governing board to release and pay over to governing board any ABC funds heretofore accumulated and reserved for law enforcement.

H 220 Hunting season — DUPLIN, ONSLOW, PENDER

Introducer: H. Johnson, Mohn, Moore, Ragsdale — Sent to WILDLIFE

"To establish the hunting season for bear, deer, and squirrel in the counties of Duplin, Onslow, and Pender." Establishes in named counties open season for taking of bear, male deer and squirrels beginning October 1 of each year and ending January 1 of following year. Forbids taking female deer at any time. Sets out type of weapons and establishes qualifications on such weapons which may be used in taking of game covered by act, and makes unlawful the refusal while hunting to surrender weapon for inspection by authorized officer. Regulates manner and method of taking such game. Requires land owner's permission be given prior to hunting on his property. Provides for killing by property owner of bear, deer or squirrels at any time such animals are committing depredations on his property, and provides, upon notice to game protector and issuance of permit by such officer, land owner or tenant on whose property depredation was committed may give chase to damaging animal with aid of gun and dog. Authorizes Wildlife Resources Commission to permit deer hunting on Holly Shelter Wildlife Refuge. Describes area of Duplin County in which taking of deer shall be prohibited from effective date of this act until Oct. 1, 1974. Makes penalties for violation of act the same as those for violation of prohibited acts under GS Ch. 113 (Conservation and Development). Provides Act shall remain in effect until expressly repealed by subsequent law. Effective date July 1, 1969.

H 222 W-S firemen retirement fund — FORSYTH

Introducer: McKnight — Sent to LOC GOVT

"To amend Chapter 402 of the Session Laws of 1947 relating to the establishment of Winston-Salem Firemen's Retirement Fund Association." Amends sections of Winston-Salem Firemen's Retirement Fund Association Charter to limit future Ass'n membership to full time employees entering at age 21 to 31; to double the authorized salary deduction of Ass'n member; and to increase certain retirement and disability benefits from one-and-one-half to two times. Effective July 1, 1969.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 73 Operator's license-mail renewal (digested in Bulletin No. 17, p. 91)

Amendment adopted in House 2/26/69 adding provision that licenses issued by mail under this section shall automatically expire 30 days after licensee returns to NC, and that such licenses shall be designated as temporary.

H 110 Driver license surrender (digested in Bulletin No. 19, p. 105; amendment digested in Bulletin No. 26, p. 158)

Amendment adopted in House 2/26/69 adding provision that non-residents, whether in armed services or not, and dependents, need not secure NC operator's license, even if temporarily employed in this state, if over 16 and have valid operator's license from home state or country.

SENATE AND HOUSE CALENDAR ACTION FEB.26,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 35 INCREASE PENALTY POSTED SIGNS.(2/25) H-REF TO COM ON JUDIC 2.
#S. 45 INJURING LAND-PENALTIES.(2/07, 2/14, 2/21) RATIFIED - CHAPTER 22.
S. 72 SEED LAW FUNDS COLLECTION. H-REF TO COM ON AGRICULT.
S. 73 OPERATOR'S LICENSE MAIL RENEWAL.(2/26) H-AMENDMENT ADOPTED; H-RE-REF TO COM ON JUDIC 1.
S. 136 LAW-ORDER COMMITTEE REVISION. S-REPTD FAV AS AMENDED.
S. 143 STATE BAR MEETINGS. S-REF TO COM ON JUDIC L.
S. 144 DIST. BAR-MEMBERSHIP FEES. S-REF TO COM ON JUDIC 1.
S. 145 HONORARY MEMBERS OF STATE BAR. S-REF TO COM ON COURTS.
S. 146 MOTION PICTURE ATTENDANCE TAX. S-REF TO COM ON FINANCE.
S. 147 RESCUE SQUAD APPROPRIATION. S-REF TO COM ON APPROPRN.
S. 148 GAS TAX EXEMPTION-PRIVATE SCHOOLS. S-REF TO COM ON ROADS.
S. 149 PAVEMENT LINES. S-REF TO COM ON ROADS.

H. 9 PRECINCT OFFICIALS PAY. S-REPTD FAV.
H. 31 RECEIPT OF UNORDERED MERCHANDISE.(2/18, 2/21, 2/25) S-REF TO COM ON MFG LABR.
H. 57 COUNTY ORDINANCE-MAKING AUTHORITY.(2/20) S-REPTD FAV.
H. 69 NON-RESIDENT POLICEMEN & FIREMEN.(2/19) S-RECONSIDERED 3RD READING; S-AMENDMENT WITHDRAWN; S-PASSED 3RD READING.
H. 82 BANK OFFICER LOANS. H-REPTD FAV AS AMENDED.
H. 110 DRIVER LICENSE SURRENDER.(2/19, 2/26) H-AMENDMENT ADOPTED; H-PASSED 2ND READING. H-PLACED ON CAL FOR MARCH 4.
H. 131 OPEN SPACE DEFINITION. S-REF TO COM ON LOC GOVT.
H. 139 LOCAL GOVERNMENT BOND SEALS. S-REPTD FAV.
H. 149 $1.25 MINIMUM WAGE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 152 INVESTMENT TRUST 8% INTEREST. H-REPTD FAV AS AMENDED.
H. 175 COUNTY BONDS TIME EXTENSION. H-REPTD FAV.
H. 181 18-YEAR-OLDS TO MAKE WILL. H PASSED 2ND & 3RD READ.SENT-SENATE.
H. 221 CRIMINAL JURY TRIALS,DIST.CT.. H-REF TO COM ON COURTS.
H. 223 INCREASE UNIFORM JAIL FEES TO $3. H-REF TO COM ON LOC GOVT.
H. 224 DEPOSITION - COPIES. H-REF TO COM ON JUDIC 2.

LOCAL BILLS

S. 87 (RICHMOND) HAMLET EXTRATERRITORIAL ZONING.(2/24) H-REF TO COM ON LOC GOVT.

S. 93 (RICHMOND) CLOSING PUBLIC NUISANCE.(2/24) H-REF TO COM ON LOC GOVT.
S. 116 (RANDOLPH) LIBERTY-TOWN ELECTIONS.(2/25) H-REF TO COM ON LOC GOVT.
S. 123 (CASWELL) COUNTY FISCAL CONTROL. S-REPTD FAV.
S. 124 (CASWELL) COMMISSIONERS' COMPENSATION. S-REPTD FAV.
S. 142 (RICHMOND) ALLOCATION OF HAMLET ABC FUNDS. S-REF TO COM ON ABC.

H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. S-PLACED ON CAL FOR FEB. 27.
H. 88 (GUILFORD) GREENSBORO POLICE CLUB LAND. S-REPTD FAV.
H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY.(2/21) S-REPTD FAV.
H. 107 (HOKE) HOKE STOCK LAW. S-REPTD FAV.
H. 123 (MCDOWELL) MARION SCHOOL BOARD CONVEYANCE. S-REPTD FAV.
H. 124 (COLUMBUS) WHITEVILLE AIRPORT PROPERTY. S-REPTD FAV.
H. 130 (FORSYTH) W.S. CITY MANAGER CONTRACTS. S-REPTD FAV AS AMENDED.
H. 148 (DAVIE) SCHOOL BOARD FINANCIAL REPORT. H-REPTD FAV.
H. 161 (FORSYTH) WINSTON-SALEM ZONING NOTICE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 170 (UNION) MONROE SCHOOL BOARD LAND. S-REPTD FAV.
H. 218 (BUNCOMBE) COUNTY ONE-CENT SALES TAX. H-REF TO COM ON LOC GOVT.
H. 219 (SAMPSON) ROSEBORO ABC LAW ENFORCEMENT. H-REF TO COM ON ABC.
H. 220 (DUPLIN, ONSLOW, PENDER) HUNTING SEASON. H-REF TO COM ON WILDLIFE.
H. 222 (FORSYTH) W.S. FIREMEN RETIREMENT FUND. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

12 noon, Thursday, February 27, 1969.

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/32
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 32 -201- THURSDAY, FEBRUARY 27, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 150 State Constitution revision (Iden. H 231) CONSTITUTION
Introducer: Allsbrook and others Sent to CONST

"To revise and amend the Constitution of North Carolina." Rewrites State Constitution, subject to voter approval.

Editorial changes: Retains present 14-article organization of Constitution. Rearranges contents within and among articles to group related topics and improve order of presentation. Omits provisions that are obsolete or violative of U. S. Constitution. Standardizes punctuation, capitalization, paragraphing, and other editorial matters.

Substantive changes: Art. I - Adds guarantees of free speech and equal protection of the laws. Adds prohibition against discrimination by State or exclusion from jury duty on account of race, color, religion, or national origin. Changes "ought" and "should" to "shall" throughout Declaration of Rights. Art. II - Empowers each house to adjourn of its own motion for not more than three days. Prohibits local acts extending time for "levy" (now "assessment") of taxes. Art. III - Adds requirement that Governor prepare and present proposed State budget to General Assembly and administer it after enactment. Adds Governor, Lieutenant Governor, and Attorney General to present Council of State membership. Art. IV - Deletes Supreme Court's jurisdiction to hear claims against State and Attorney General's authority to recommend solicitorial redistricting. Art. V - Grants $2,000 income tax exemption to "income producing spouse of married couple living together" (now, only husband of such couple is granted $2,000 exemption). Limits power of State to lend its credit without popular vote to corporation in which it owns controlling interest. Art. VI - Adds provision barring from voting and office-holding persons convicted of a federal felony, or of a felony against another State that would also be a felony if committed in North Carolina, unless restored to citizenship rights. Adds provision barring from any elective office all persons not eligible to vote in an election for that office. Adds requirement that all laws governing registration for and voting in all elections for county, district, State, and federal officers be uniform statewide. Adds requirement that all laws governing registration for and voting in all elections for municipal officers be uniform (with possibility of classification on appropriate basis and differentation among classes of municipalities). Modifies dual office holding provision to prohibit holding concurrently any two elective offices, and to

prohibit holding concurrently more than one office of any kind except as authorized by general law. Art. VII - Deletes detailed provisions on county and township government that are now subject to legislative change. Adds declaration that any merged city and county shall be deemed both a county and a city for constitutional purposes. Art. VIII - No substantive change. Art. IX - Extends mandatory school term to at least nine months (now six months). Adds provision that governing boards of units of local government to which General Assembly gives share of responsibility for financial support of public education "may add to or supplement from local revenues any public school or post-secondary school program." Adds provision directing General Assembly to require that all children shall attend school, and deletes present 16-month limit on total period for which school attendance can be required. Removes Superintendent of Public Instruction from membership on State Board of Education (replacing him with an additional Governor's appointee), and makes clear that he is Board's chief administrative officer (now, Constitution gives both Board and Superintendent authority to administer public school system). Adds declaration of General Assembly's duty to maintain public system of higher education. Art. X - Makes present $500 personal property exemption and $1,000 homestead exemption minimum amounts, which General Assembly may increase by statute. Adds provision extending protection given insurance policy on life of insured for benefit of wife and children of insured from claims of insured's creditors during his lifetime so that it applies whether or not policy reserves rights on insured and even if policy proceeds are payable to estate of insured if beneficiaries all predecease insured. Art. XI - Deletes detailed list of correctional and charitable institutions to be maintained by State, and directs General Assembly to establish necessary institutions and agencies for the purpose. Art XII - Deletes detailed provisions about liability for militia duty and exemptions therefrom. Art. XIII - Adds detailed provisions about Conventions of the People - how they are to be called, their organization and powers, and limitations on their authority. Adds requirement that any constitution or constitutional amendment or revision adopted by a convention be submitted to popular referendum. Art. XIV - Adds definitions of various types of "general laws" for purposes of Constitution, and provision for continuity of laws notwithstanding ratification of revised Constitution.

Provides for submission of revision to voters of State at next general election, and prescribes statement of issue to appear on ballot. If ratified by voters, revised Constitution to become effective January 1, 1971.

S 151 (Joint Resolution) Disaster area recognition — MISC RES
Introducers: James, Saunders, Boger and Patterson — Passed and sent to HOUSE

"Recognizing the disaster conditions created on February 16, 1969, in certain areas of North Carolina by an ice storm." As title indicates; specifies the areas as being located in Anson, Richmond, Moore and Scotland Counties. See also amendment section of today's bulletin.

S 152 Professional corporations (Iden. H 208) — GS 55B
Introducer: Staton — Sent to JUDIC 2

"To create Chapter 55B of the General Statutes relating to the formation of corporations by persons duly licensed to render professional services, and defining the powers and responsibilities of such corporations and its members." (Identical with H 208, digested in Bulletin 29, p. 179)

S 153 Kenan residences renovation funds — APPROPRIATIONS
Introducer: Burney — Sent to APPROPRN

"To amend the Budget Capital Improvement Appropriation Bill of 1969 (Direct Appropriation)." Adds to C budget appropriation (S19) for Wilmington college $44,000 for air conditioning and modernization of president's home (being the Kenan residence in Wilmington, recently made a gift to State by Kenan family to be used as residence for Wilmington College President).

S 156 Credit union law revisions (Iden. H 234) — GS 54
Introducer: Edwards — Sent to BANKING

"To amend Articles 11, 13 and 14 of Chapter 54 of theGeneral Statutes relating to the powers, officers and supervision of credit unions." Amends various sections of GS Ch. 54 as follows: (1) Adds North Carolina Mutual Deposit Guaranty Assns. to list of permissible ways in which funds of credit unions may be invested, as set out in GS 54-86. (2) Raises to $1,500 (now $750) maximum limit of unsecured loans to individual members, as set out in GS 54-87. (3) Amends GS 84-90 to permit credit unions to forego making allocations out of earnings to reserve fund when fund is equal to 7% of outstanding loans or $10,000, whichever greater (now, when fund equal to 10% of capital and liabilities or $10,000, whichever greater). Conforms other references in section to "capital and liabilities" to read "outstanding loans." (4) Removes requirement in GS 54-91 that directors declare dividends annually or semiannually (leaving timing therefor to by-laws), and further amends section to provide that in any one year no more than 25% undivided earnings may be used for dividends, and the remainder must come from current earnings. (5) Amends GS 54-103 to allow loan officers appointed by credit committee to make loans, secured or unsecured, up to legal limit (now, may only make unsecured loans to unsecured limit and other loans in excess, of such limit, to extent excess secured in unpledged shares in the credit union). (6) Re-writes GS 54-106(c) to require credit unions, including those in process of voluntary liquidation, to pay into office of Administrator in January and July such supervision and examination fees as required by scale fixed on previous Dec. 1 by Comm'r of Ag. (replacing timetable and schedule of fees set out in statute). Permits Administrator, in his discretion, to invoke provisions of GS 54-107 (pertaining to payment of costs of annual examination) when costs of any examination exceed fees set by Comm'r, and requires credit union to pay such costs promptly. Provides that additional fee shall not exceed estimated cost of examination, and that no credit union to be required to pay any supervisory fee until expiration of twelve mos. from date of issuance of certificate of incorporation. (7) Amends GS 54-107 to permit Administrator to charge credit union $50 per day, per man for each day required to complete examination whenever costs of examination exceed annual fees paid by credit union (now, may charge such fees only after costs exceed the annual fees by more than two times); and further amends cited section to allow Admin. to designate independent auditing firm to do work at cost to credit union (now may do this, with proviso that extra cost of two times annual fee not to exceed more than 10% of reserve fund).

H 225 Waiver of jury trial - civil cases — CONSTITUTION
Introducers: R. Jones and Carson — Sent to CONSTUTN

"To amend the Constitution of North Carolina to empower to General Assembly of North Carolina to provide the manner in which waiver of trial by jury in civil cases may be accomplished." Rewrites N.C. Constitution Art. IV, §12 (waiver of trial by jury) to provide in issues of fact joined in any court in civil case, parties may waive right to have such issues determined by jury, where defendant has been served either personally, by publication or otherwise. Provides in case of such waiver findings of fact by judge will have same effect as jury verdict. Sets out that General Assembly shall establish manner of accomplishing waiver (adds to present section new provisions relating to service of process and providing that General Assembly may establish manner of accomplishing waiver). Provides amendment to be presented to voters at next general election, sets out form of ballot, and provides for certification of amendment, upon passage, by Governor and for enrollment by Sec'y of State.

H 227 Rescue squad appropriation (Iden. S 147) — APPROPRIATION
Introducers: Chase and others — Sent to APPROPRN

"To appropriate funds to the North Carolina Association of Rescue Squads for the purchase of a mobile communications center." Identical with S 147 digested in Bulletin NO. 31, p. 194.

H 230 Refunds of school fees — GS 115
Introducer: McDaniel — Sent to EDUCATN

"To provide for refunds of charges and fees collected from students or their parents in the public school system when the pupils are transferred or for other valid reasons leave the public school in which they are enrolled." Provides for refund of fees and charges paid by pupils to school administrative unit in all cases where pupils transfer from one public school administrative unit to another or are compelled to leave school in which enrolled because of serious or permanent illness or any other good reason. Refund to be made by principal at place of collection to pupil transferring or departing in accordance with following schedule: within one month after enrollment - full refund; after first month but before middle of first semester - 1/2 of first semester fees and charges, and all of second semester fees and charges refunded; after middle of first semester - no first semester refund; and if fees and charges paid for full year, corresponding refund schedule applies to second semester.

H 231 State Constitution revision (Iden S 150) — CONSTITUTION
Introducers: Andrews and others — Sent to CONSTUTN

"To revise and amend the Constitution of North Carolina." Identical with S 150, digested in today's bulletin.

H 233 Slow-moving vehicles: reflectors — GS 20
Introducers: Auman and others — Sent to HY SAFTY

"To require special reflective devices to be displayed on the rear of slow-moving vehicles such as farm tractors and implements of husbandry operated on highways between sunset and sunrise." Adds new subsection (10) to GS 20-129.1 (additional lighting equipment required on certain vehicles) requiring equalateral triangular reflector with base of at least 16" and sides of at least 14" be affixed 3-5 feet above ground to rear of any vehicle operated on any street or highway between sunset and sunrise which has max. speed of 25 mph

or any implement of husbandry, farm tractor or special mobile equipment. Prohibits use of this reflector on any vehicle or stationary object on highways other than specified herein. Effective January 1, 1970.

H 234 Credit union law revisions (Iden S 156) GS 54
Introducers: Messer and others Sent to BANKS

"To amend Articles 11, 13 and 14 of Chapter 54 of the General Statutes relating to the powers, officers and supervision of credit unions." Identical with S 156 digested in this bulletin.

H 237 County ambulance commission GS 153
Introducer: McMichael Sent to LOC GOVT

"To authorize any county operating an ambulance service to appoint an ambulance commission and delegate powers thereto." Adds new subsection (f) to GS 153-9(58) (provision for ambulance service by counties) permitting any county operating ambulance under provisions of this section to create an ambulance commission of five members, appoint such members, and delegate to this group any such powers of county board of commissioners as it so desires concerning operation of ambulance service. Provides appointment, term of office, and degree of powers granted shall be subject to discretion of county commissioners.

LOCAL BILLS INTRODUCED

SENATE

S 154 Gastonia municipal elections GASTON
Introducer: Rauch Sent to LOC GOVT

"To amend Chapter 21 of the Session Laws of 1961 relating to rules and regulations for municipal elections of the City of Gastonia." Rewrites SL 1961, Ch. 21,(providing for Gastonia municipal elections) Sections 4,5, 6,7,8,9,10,11,12,13,17,18,19,20,22,24 and 27 relating to: election precincts; appointment of registrars and judges, and their assistants and deputy registrars, including terms, duties and qualifications; oaths of office of registrars and judges, and their assistants, and deputies; appointment and restrictions of watchers; compensation of various election officials; registration system and books of voters; when registration books furnished registrars; new registration; registration books revision; full time registration; registration at polling places and when registration closed; registration of persons becoming qualified after registration closed; challenge day; vacancies in office of registrar, judges and deputy registrar; transfer of registration; counting ballots; and appointment and oath of counters.

S 155 Bessemer liquor election — GASTON
Introducer: Rauch — Sent to ABC

"To authorize the qualified voters of town of Bessemer City to determine whether wine and beer may be legally sold and alcoholic beverage control stores operated in the town of Bessemer City." Authorizes governing body of Bessemer City, in its discretion, to call for election as title indicates. Sets out voter registration provisions and form of ballot providing for one vote on combined issues of beer and wine, and of ABC stores. Provides only "off premises" licenses to sell beer and wine to be issued in any event. Provides in event of failure of ABC issue, governing board to close existing ABC stores and dispose of property. Provides for establishment and composition of ABC board, term of office of members, filling of vacancies. Provides Bessemer ABC board to be subject to provisions of GS Ch. 18, art. 3 (County ABC boards), except GS 18-45(15) (provisions relating to funds for law enforcement). Provides use of revenues from ABC for operating expenses, the remainder being paid quarterly to Bessemer City general fund.

HOUSE

H 226 Madison-Mayodan school unit — ROCKINGHAM
Introducer: McMichael — Sent to EDUCATN

"To provide an election or referendum for certain areas in Rockingham County on the question of whether or not they shall be annexed to the Madison-Mayodan City administrative unit." Requires county bd. of ed., upon receipt of petition containing names of 25% of registered voters in area defined in bill, commonly known as city of Huntsville, to petition county comm'rs to hold election in such area on whether such area shall be annexed to Madison-Mayodan school unit. Requires comm'rs to conduct such election (or may call upon county bd. of elections to do so), to pay for it, and sets out rules for administration of election, and form of ballot. Provides that if majority in election vote for annexation, residents of defined area to attend unit's schools and pay its school taxes, but property in newly annexed area belonging to county Bd. of Ed. shall remain said Bd's. property.

H 228 Lexington cable television system — DAVIDSON
Introducers: Hege and Snyder — Sent to PUB UTIL

"To amend Chapter 5 of the Public-local Laws of 1941 and Chapter 22 of the Private Laws of 1935 to permit the city of Lexington and Lexington Utilities Commission to operate a cable television system." As title indicates. Sets out specific application of Lexington charter provisions to cable TV concerning right to extend lines, permits required for line construction, regulation by city, supervision by city, utilities comm'n, and rate fixing by city.

H 229 County school bonds — CABARRUS
Introducer: J. Johnson — Sent to LOC GOVT

"Repealing Chapter 602 of the Session Laws of 1963 limiting the amount of school bonds which might be authorized for the County of Cabarrus and fixing such limitation for said county within the provisions of the County Finance Act." Repeals 1963 SL Ch. 602 (sets school bond debt limit at 6 million) and authorizes county commissioners to authorize school bond issue pursuant to County Finance Act (GS Ch. 153, Art. 9). Fixes net school debt limit at 8% of assessed valuation.

H 232 Wilson firemen retirement — WILSON
Introducers: Paschall and A. Campbell — Sent to LOC GOVT

"To provide a supplemental retirement fund for firemen in the City of Wilson and to modify the application of G.S. 118-5, G.S. 118-6, and G.S. 118-7 to the City of Wilson." Requires trustees of Local Firemen's Relief Fund of Wilson to create separate Firemen's Supplemental Retirement Fund for Wilson. Requires certain transfers and disbursements between two funds. Sets forth schedule of supplemental retirement benefits. Authorizes trustees to invest moneys in both funds, and to accept gifts for use of Supplemental Fund, and requires trustees to bond treasurer of Relief Fund, paying premiums on bond from income of Relief Fund.

H 235 Fayetteville condemnation — CUMBERLAND
Introducers: Carter, Bryan, Raynor and Rose — Sent to LOC GOVT

"To authorize the City of Fayetteville to acquire an entire structure or parcel of land when it is severed by street right of way." Authorizes city to acquire, by purchase or condemnation, entire parcel of land whenever proposed right of way of street or highway necessitates taking such portion of parcel that remainder is of little value and city makes determination either (1) that partial taking would sustantially destroy economic value of remainder, (2) economy in expenditure in public funds would be best served by acquisition of whole, or (3) public interest best served by acquisition of whole. Authorizes city to acquire entire building, and right to enter surrounding land to remove building, whenever proposed street or highway right of way necessitates taking portion of building. Requires city to first determine that partial taking will substantially destroy economic value or utility of building and determine that (1) economy of public funds expenditure promoted, (2) not feasible to cut off portion without destroying building, or (3) convenience, safety or improvement of street promoted.

H 236 Beer & Wine licenses — ONSLOW
Introducers: Mohn and Moore — Sent to ABC

"To regulate the issuance of licenses for the sale of beer and wine in Onslow County." Empowers county commissioners to refuse to issue beer and wine licenses authorized by GS Ch. 18.

H 238 Ad val tax discounts NASH
Introducers: Barbee, Eagles, and Fenner Sent to LOC GOVT

"To amend Chapter 887 of the Session Laws of 1947 to provide a one per cent discount upon certain ad valorem tax prepayments." Adds to subsection (5) of cited chapter provision extending 1% discount for prepayment of ad valorem taxes to include those bills prepaid within 14 days from date of mailing bills, where bills were not mailed by tax collector prior to August 17.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 48 Removing child from State (digested in Bulletin No. 12, p. 62)
Committee substitute adopted in Senate 2/27/69 adding intent to violate court order as element of crime. Includes keeping of child covered by Act outside of state as violative of Act. Adds proviso that keeping child outside state in violation of court order for 72 hours is prima facie evidence of intent to violate order at time of taking.

S 136 Law-Order Committee revision (digested in Bulletin No. 30, p. 185)
Amendments adopted in Senate 2/27/69 (1) making clear that citizens with "knowledge of juvenile delinquency" are to be appointed by Governor; (1) adding Adjutant General of N. C. Nat'l Guard and Comm'r of MV to membership; and (3) rewriting 143-401 to eliminate restriction on public employees from receiving subsistence and travel allowances for work on committee.

S 151 (Joint Resolution) Disaster area recognition (digested in today's bulletin, p. 202). Floor amendment adopted in Senate 2/27/69 adding Robeson to list of disaster stricken counties.

Floor amendment adopted in House 2/27/69 adding Hoke to list of disaster stricken counties.

H 113 Public school employee sick leave (digested in Bulletin 19, p. 105)
Committee substitute adopted in House 2/27/69 extending provisions of sick leave allowance to cover public school clerical, secretarial, and food service employees, and adds requirement that to come under these sick leave provisions employees must have been employed in school system at least a year.

H 130 (Forsyth) W. S. city manager contracts (digested in Bulletin No. 22 p. 127) Amendment adopted in Senate 2/27/69 excluding deeds from list of documents which Winston-Salem city manager is authorized to execute in name of city.

SENATE AND HOUSE CALENDAR ACTION FEB.27,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 15 CENTRAL DEAF SCHOOL. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 48 REMOVING CHILD FROM STATE. S-REPTD FAV TO COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 72 SEED LAW FUNDS COLLECTION. H-REPTD FAV.
S. 82 ENVIRONMENT AND RESOURCES STUDY. S-REPTD FAV AS AMENDED; S-RE-REF TO COM ON APPROPRN.
S. 103 GUN PURCHASE - ANTIQUE FIREARMS. S-REPTD FAV AS AMENDED.
S. 105 $1.25 MINIMUM WAGE. S-RE-REF TO MFG LABR.
S. 109 PUBLIC KINDERGARTEN PROGRAM. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 110 SPECIAL NEEDS BUS TRANSPORTATION. S-REPTD FAV.
S. 128 ADJUTANT GENERAL'S STAFF GRADES. S-REPTD FAV.
S. 136 LAW-ORDER COMMITTEE REVISION.(2/27) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READING; S-SENT TO HOUSE.
S. 150 STATE CONSTITUTION REVISION. S-REF TO COM ON CONSTUTN.
S. 151 (J.RES.) DISASTER AREA RECOGNITION.(2/27, 2/27) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT FOR CONCUR IN H AMEND.
S. 152 PROFESSIONAL CORPORATIONS. S-REF TO COM ON JUDIC 2.
S. 153 KENAN RESIDENCE RENOVATION FUNDS. S-REF TO COM ON APPROPRN.
S. 156 CREDIT UNION LAW REVISIONS. S-REF TO COM ON BANKING.

H. 9 PRECINCT OFFICIALS PAY. S-PASSED 2ND & 3RD READINGS.
H. 57 COUNTY ORDINANCE-MAKING AUTHORITY.(2/20) S-PLACED ON CAL FOR MAR.4.
#H. 69 NON-RESIDENT POLICEMEN & FIREMEN.(2/19) RATIFIED - CHAPTER 23.
H. 82 BANK OFFICER LOANS.(2/27) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 113 PUBLIC SCHOOL EMPLOYEE SICK LEAVE.(2/27) H-REPTD FAV TO COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 138 WELFARE LIENS. S-REPTD FAV AS AMENDED.
H. 139 LOCAL GOVERNMENT BOND SEALS. S-PASSED 2ND & 3RD READINGS.
H. 149 $1.25 MINIMUM WAGE. S-REF TO COM ON MFG LABR.
H. 152 INVESTMENT TRUST 8% INTEREST.(2/27) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 175 COUNTY BONDS TIME EXTENSION. H-PASSED 2ND READING.

H. 181 18-YEAR-OLDS TO MAKE WILL. S-REF TO COM ON JUDIC 1.
H. 212 SOFT DRINKS-AG DEPT REGULATION. H-REPTD FAV AS AMENDED.
H. 225 WAIVER OF JURY TRIAL - CIVIL CASES. H-REF TO COM ON COURTS.
H. 227 RESQUE SQUAD APPR.. H-REF TO COM ON APPROPRN.
H. 230 REFUNDS OF SCHOOL FEES. H-REF TO COM ON EDUCATN.
H. 231 STATE CONSTITUTION REVISION. H-REF TO COM ON CONSTUTN.
H. 233 SLOW MOVING VEHICLES: REFLECTORS. H-REF TO COM ON HY SAFTY.
H. 234 CREDIT UNIONS LAW REVISIONS. H-REF TO COM ON BANKS.
H. 237 COUNTY AMBULANCE COMMISSION. H-REF TO COM ON LOC GOVT.

LOCAL BILLS

S. 107 (CHEROKEE) ELECTION OF COMM'RS COUNTY-WIDE. S-RE-REF TO JUDIC 1.
S. 123 (CASWELL) COUNTY FISCAL CONTROL. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 124 (CASWELL) COMMISSIONERS' COMPENSATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 154 (GASTON) MUNICIPAL ELECTIONS. S-REF TO COM ON LOC GOVT.
S. 155 (GASTON) BESSEMER LIQUOR ELECTIONS. S-REF TO COM ON ABC.

H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. S-PASSED 2ND READING.
H. 88 (GUILFORD) GREENSBORO POLICE CLUB LAND. S-PASSED 2ND & 3RD READINGS.
H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY.(2/21) S-PLACED ON CAL FOR MAR.5.
H. 107 (HOKE) HOKE STOCK LAW. S-PASSED 2ND & 3RD READINGS.
H. 109 (MOORE) WHISPERING PINES INCORPORATION. H-REPTD FAV AS AMENDED.
H. 123 (MCDOWELL) MARION SCHOOL BOARD CONVEYANCE. S-PASSED 2ND & 3RD READINGS.
H. 124 (COLUMBUS) WHITEVILLE AIRPORT PROPERTY. S-PASSED 2ND & 3RD READINGS.
H. 130 (FORSYTH) W.S. CITY MANAGER CONTRACTS.(2/27) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT FOR CONCUR IN S AMEND.
H. 148 (DAVIE) SCHOOL BOARD FINANCIAL REPORT. H-PASSED 2ND READING; H-PLACED ON CAL FOR MAR.3.
H. 161 (FORSYTH) WINSTON-SALEM ZONING NOTICE. S-REF TO COM ON LOC GOVT.
H. 162 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS. H-RE-REF TO COM ON LOC GOVT.
H. 170 (UNION) MONROE SCHOOL BOARD LAND. S-PASSED 2ND & 3RD READINGS.
H. 226 (ROCKINGHAM) MADISON-MAYODAN SCHOOL UNIT. H-REF TO COM ON EDUCATN.
H. 228 (DAVIDSON) LEXINGTON CABLE TELEVISION SYSTEM. H-REF TO COM ON PUB UTIL.
H. 229 (CABARRUS) COUNTY SCHOOL BONDS. H-REF TO COM ON LOC GOVT.
H. 232 (WILSON) WILSON FIREMEN RETIREMENT. H-REF TO COM ON LOC GOVT.

H. 235 (CUMBERLAND) FAYETTEVILLE CONDEMNATION. H-REF TO COM ON LOC GOVT.
H. 236 (ONSLOW) BEER & WINE LICENSES. H-REF TO COM ON ABC.
H. 238 (NASH) AD. VAL. TAX DISCOUNTS. H-REF TO COM ON LOC GOVT.

****

Next Sessions of House and Senate:

10:00 a.m., Friday, February 28, 1969

G41
25:1969/33
c.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 157 Motorboats on private ponds (Iden. H 242) GS 75A, 113
Introducer: Moore WILDLIFE

"To exempt boats operated on private ponds from Motorboat Law." Amends 75A-2(6) to extend definition of "waters of this State" for purposes of application of motorboat law to include all waters of State and not public waters only; adds provision excluding private ponds as defined in GS 113-129 (body of water entirely within privately owned lands into or from which fish can neither enter nor depart from or to public waters).

S 158 Skin diver warning flag (Iden. H 241) GS 75A
Introducer: Moore Sent to WILDLIFE

"To require skin divers to display a warning flag as approved by the Underwater Society of America." Adds new GS 75A-13.1 prohibiting skin diving or assisting in skin diving in N. C. waters which are open to boating without displaying diver's flag from buoy, mast or other structure at place of diving. Prohibits display of such flag except while skin diving. Sets out description of flag. Requires diver to ascend or descend within 25 feet of flag. Prohibits operation of vessel within 50 feet of structure bearing flag unless structure constitutes unreasonable obstruction to navigation. Prohibits skin diving or placement of flag by skin diver so as to cause unreasonable navigational obstruction. Adds new subsection (c) to GS 75A-18 (penalties) providing violation of skin diving flag provision shall constitute misdemeanor punishable by fine of $25.

S 159 Field trial firearms regulation (Iden. H 240) GS 113
Introducer: Moore Sent to WILDLIFE

"To regulate the use of firearms in field trials and in training dogs." Amends GS 113-104 to prohibit use of rifles or shotguns in field trials and in training dogs (now, prohibits use only of shotguns).

S 160 Compensation General Assembly GS 120
Introducer: Moore and others Sent to RULES

"To fix the compensation and provide for certain legislative expenses of members of the General Assembly." Continues present GS 120-3 for 1969 General Assembly only (pay of members and presiding officer). Rewrites GS 120-3, effective Dec. 1, 1970, to provide that members of General Assembly

shall receive, during term in which they have been elected, compensation of $200 per month. (Now, section provides that members paid $15 per diem and presiding officers $20 per diem while in session.) Enacts new GS 120-4.1, providing that members of General Assembly to receive $50 per month for legislative expenses, for each month in which the General Assembly is not in Regular or Extra Session the entire month. Provides that such expense money to help defray postage, secretarial help, travel, and other expenses incurred as result of legislative duties. Prohibits members from receiving separate and additional per diem for service on State boards and commissions, but allows regular subsistence and travel allowances of State boards and commissions for such service.

HOUSE

H 239 Richmond Tech. funds — APPROPRIATIONS
Introducer: Covington — Sent to APPROPRN

"To make certain appropriations to the State Board of Education for the purpose of adding to the Richmond Technical Institute a two-year curriculum of transferable college courses in liberal arts and sciences." Appropriates to State Board of Education, Department of Community Colleges, $110,000 for fiscal 1969-70 and $163,850 for fiscal 1970-71 from General Fund to finance addition of two-year transferable liberal arts curriculum at Richmond Technical Institute. Provides that nothing in this act is to be construed as authorizing Richmond Technical Institute to abandon its primary function of being an industrial education center and technical institute.

H 240 Field trial firearms regulation (Iden. S 159) — GS 113
Introducer: Barr — Sent to WILDLIFE

"To regulate the use of firearms in field trials and in training dogs." Identical with S 159, digested above in today's bulletin.

H 241 Skin diver warning flag (Iden. S 158) — GS 75A
Introducer: Barr — Sent to WILDLIFE

"To require skin divers to display a warning flag as approved by the Underwater Society of America." (Identical with S 158, digested in this bulletin.)

H 242 Motorboats on private ponds (Iden. S 157) — GS 75A, 113
Introducer: Barr — Sent to WILDLIFE

"To exempt boats operated on private ponds from Motorboat Law." Identical with S 157, digested in Senate section of today's bulletin.

LOCAL BILLS INTRODUCED

SENATE

S 161 Professional bondsmen — ROBESON
Introducer: MacLean — Sent to LOC GOVT

"To amend Chapter 316 of the Session Laws of 1947, as amended relating to professional bondsmen in Robeson County." Amends 1961 SL, Ch. 85 (which partially rewrote SL 1947, Ch. 316) by increasing security required of bondsmen (basically to $10,000 from $5,000). Adds specified additional deposit requirements for bondsmen who have made bonds or deposits in excess of $30,000.

Rewrites amended SL 1947, Ch. 316, Sec. 3 (1953 SL, Ch. 1126) increasing maximum bondsmen's fees on appearance bonds to 10% of first $2,000, 5% of all over $2,000 with $7.50 minimum fee (presently 7 1/2% of first $2,000, 5% of all over $2,000 with $5 minimum). Prohibits any other charges by bondsmen by whatever name. Requires bondsmen to furnish county comm'rs receipt number issued each individual bonded. Effective July 1, 1969.

HOUSE

H 243 Scotland Neck cemetery transfer — HALIFAX
Introducer: Gregory — Sent to FINANCE

"To authorize the Board of Commissioners of the Town of Scotland Neck to transfer real property known as the Town Cemetery and to transfer the cash trust fund of the cemetery to the Trustees of the First Baptist Church of Scotland Neck, North Carolina, for cemetery purposes." As title indicates, for two described parcels of land.

H 244 N. Wilkesboro firemen retirement — WILKES
Introducer: Billings — Sent to LOC GOVT

"To establish a supplementary pension fund for firemen in the Town of North Wilkesboro." Establishes firemen's supplementary pension fund, with 3 trustees (City Treasurer, First Asst. Chief of N. Wilkesboro FD, a third from and by members of FD). Provides for transfers between town firemen's relief fund and pension fund, keeping $5,000 in relief fund. Provides for eligibility for and schedule of benefits from supplementary pension fund. Provides for duties and bonding of city treasurer. Provides for investment of moneys in pension fund, and allows trustees to accept gifts for same. Provides that provisions of GS Ch. 118 on firemen's relief fund not to apply to N. Wilkesboro where inconsistent with this act.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 71 Asheville city council election (digested in Bulletin No. 16, p. 87).
Committee substitute adopted in Senate 2/28/69 providing all Asheville city council members will be elected at regular municipal election in 1969 and thereafter for two-year terms. Repeals SL 1963, Ch. 861, which provided for 4-year term of office for council members. (S 71 originally dealt with council election and membership terms, election of judge and Police Court solicitor.)

H 109 Whispering Pines incorporation (Digested in Bulletin No. 19, p. 106)
Technical amendments adopted in House 2/28/69.

H 138 Welfare liens (Digested in Bulletin No. 22, p. 125)
Amendment adopted in Senate 2/28/69 changing effective date from ratification to Jan. 1, 1970.

H 212 Soft drinks - AG Dept regulation (Digested in Bulletin No. 29, p. 180)
Amendments adopted in House 2/28/69 (1) permitting Board of Ag to delegate responsibility of determining ingredients in soft drinks to anyone Bd wishes (was restricted to delegation to State Chemist); (2) requiring Bd to make regulations for appeal from its rulings or from rulings of such person it designates to carry out responsibilities under this act (was permissive); and (3) making technical and clarifying changes.

SENATE AND HOUSE CALENDAR ACTION FEB.28,1969

NOTES: 1. Includes floor action ir both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 30 COUNTY ORDINANCE-MAKING AUTHORITY. S-PLACED ON CAL FOR MAR. 4.
S. 48 REMOVING CHILD FROM STATE. S-PLACED ON CAL FOR MAR. 4.
S. 55 LEGISLATIVE INTERN PROGRAM.(2/04) H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
S. 72 SEED LAW FUNDS COLLECTION. H-RETURNED TO SENATE.
S. 103 GUN PURCHASE - ANTIQUE FIREARMS. S-PLACED ON CAL FOR MAR. 3.
S. 110 SPECIAL NEEDS BUS TRANSPORTATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 128 ADJUTANT GENERAL'S STAFF GRADES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 136 LAW-ORDER COMMITTEE REVISION.(2/27) H-REF TO COM ON STATE GOVT.
S. 151 (J.RES.) DISASTER AREA RECOGNITION.(2/27, 2/27) S-CONCURRED IN H AMEND.
S. 157 MOTORBOATS ON PRIVATE PONDS. S-REF TO COM ON WILDLIFE.
S. 158 SKIN DIVER WARNING FLAG. S-REF TO COM ON WILDLIFE.
S. 159 FIELD TRIAL FIREARMS REGULATION. S-REF TO COM ON WILDLIFE.
S. 160 COMPENSATION GENERAL ASSEMBLY. S-REF TO COM ON RULES.

H. 10 PRESIDENTIAL PRIMARY. H-REPTD UNFAV.
H. 82 BANK OFFICER LOANS.(2/27) S-REF TO COM ON BANKING.
H. 126 SOUNDING DEVICES IN HUNTING. H-REPTD FAV AS AMENDED.
H. 131 OPEN SPACE DEFINITION. S-REPTD FAV.
H. 138 WELFARE LIENS.(2/28) S-AMENDMENT ADOPTED; S-RE-REFERRED TO JUDIC 2.
H. 149 $1.25 MINIMUM WAGE. S-REPTD FAV.
H. 152 INVESTMENT TRUST 8% INTEREST.(2/27) S-REF TO COM ON BANKING.
H. 174 OATH-COUNTY ELECTION BOARD. H-REPTD FAV.
H. 175 COUNTY BONDS TIME EXTENSION. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 183 PRESIDENTIAL PRIMARY - 2. H-REPTD FAV.
H. 212 SOFT DRINKS-AG DEPT REGULATION.(2/28) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 213 (J.RES.) LOCAL BILL CUT OFF DATE. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 239 RICHMOND TECHNICAL FUNDS. H-REF TO COM ON EDUCATN.
H. 240 FIELD TRIAL FIREARMS REGULATION. H-REF TO COM ON WILDLIFE.
H. 241 SKIN DIVER WARNING FLAG. H-REF TO COM ON WILDLIFE.
H. 242 MOTOR BOATS ON PRIVATE PONDS. H-REF TO COM ON WILDLIFE.

LOCAL BILLS

S. 71 (BUNCOMBE) ASHEVILLE CITY COUNCIL ELECTION. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT. S-REPTD FAV AS AMENDED.
S. 123 (CASWELL) COUNTY FISCAL CONTROL. H-REF TO COM ON LOC GOVT.
S. 124 (CASWELL) COMMISSIONERS' COMPENSATION. H-REF TO COM ON LOC GOVT.
S. 161 (ROBESON) PROFESSIONAL BONDSMEN. S-REF TO COM ON LOC GOVT.

H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. S-PASSED 3RD READING.
H. 49 (ASHE, COLUMBUS, HAYWOOD, STOKES, YADKIN, YANCEY) LOOSE-LEAF REGISTRATION OF VOTERS. H-REPTD FAV.
H. 85 (BEAUFORT) BELHAVEN MANGER,REFERENDUM. H-REPTD FAV.
H. 109 (MOORE) WHISPERING PINES INCORPORATION.(2/28) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 127 (MOORE) LOCAL GOVT. WARRANTY DEEDS. H-REPTD FAV.
H. 130 (FORSYTH) W.S. CITY MANAGER CONTRACTS.(2/27) H-CONCURRED IN S AMENDMENT.
H. 150 (WILSON) COUNTY COMM'R COMPENSATION. H-REPTD FAV.
H. 154 (HARNET) DUNN HOSPITAL PROPERTY. H-REPTD FAV.
H. 169 (DUPLIN, PENDER) HUNTING FROM PUBLIC ROADS. H-REPTD FAV AS AMENDED.
H. 177 (DARE) AMENDS NAGS HEAD CHARTER. H-REPTD FAV.
H. 180 (FORSYTH) WINSTON-SALEM PROPERTY DISPOSAL. H-REPTD FAV.
H. 192 (NEW HANOVER) SOIL CONSERVATION FUNDS. H-REPTD FAV.
H. 194 (MECKLENBURG) CHARLOTTE ELECTION PROCEDURES. H-REPTD FAV.
H. 196 (WILKES) DISCOUNTS TAX PREPAYMENT. H-REPTD FAV.
H. 243 (HALIFAX) SCOTLAND NECK CEMETARY TRANSFER. H-REF TO COM ON FINANCE.
H. 244 (WILKES) N WILKESBORO FIREMEN RETIREMENT. H-REF TO COM ON LOC GOVT.

****

NEXT SESSIONS OF SENATE:

9:30 a.m., Saturday, March 1, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, March 3, 1969.

NEXT SESSIONS OF HOUSE:

10:00 a.m., Saturday, March 1, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, March 3, 1969.

G41
25:1969/34

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 34 -219- MONDAY, MARCH 3, 1969

Note: The Senate and House convened at 9:30 a.m. and 9:00 a.m., respectively, Saturday, March 1, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 163 Alamance forestry building — APPROPRIATIONS
Introducer: Scott — Sent to APPROPRN

"Appropriating funds to the Department of Conservation and Development for the construction and equipping of a forestry headquarters building in Alamance County." Appropriates $15,700, to be used by the Department of C and D to purchase land in Alamance County and to erect thereon and equip county forestry headquarters building.

S 164 Richmond Tech. funds (Iden. H. 239) — APPROPRIATIONS
Introducer: James — Sent to APPROPRN

"To make certain appropriations to the State Board of Education for the purpose of adding to the Richmond Technical Institute a two-year curriculum of transferable college courses in liberal arts and sciences." Appropriates $110,000 for fiscal 1969-70 and $163,850 for fiscal 1970-71 to be used by State Department of Community Colleges to finance two-year curriculum of transferable college courses in liberal arts and sciences at freshman and sophomore levels at Richmond Technical Institute. Nothing in act authorizes RTI to abandon its primary function as a technical institute. Identical with H. 239 digested in Bulletin No. 33, p. 214.

S 166 Promoting agricultural products — GS 106
Introducer: MacLean — Sent to AGRICULT

"To amend Article 50, Chapter 106 of the General Statutes so as to provide for ballots by mail in referendums among producers of agricultural products on the question of self-assessment programs." Adds new GS 106-557.1 authorizing certified agency which represents producers of a particular agricultural commodity to conduct referendum by mail ballot rather than by vote at polls. If mail ballot method chosen, public notice to be made at least 30 days before date of referendum, stating amount and basis of proposed assessment, means by which assessment to be collected, general purposes to which amount collected to be applied, and that balloting to be conducted by mail. Notice also to state date on which official ballots being mailed. Eligible voters not receiving ballot notified to apply for ballot within 10 days at office of certified agency. Official ballots to be

prepared by certified agency and mailed first class to last known address of all persons known to be eligible to vote. Prospective voters to furnish proof of eligibility to vote. Certified agency to keep list of persons who receive ballots. Ballots must be received for counting by certified agency at the place and by the deadline previously announced in public notice.

S 167 Public cattle assessments — GS 106
Introducer: MacLean — Sent to AGRICULT

"Rewriting G. S. 106-564.3 relating to assessments on cattle so as to provide for assessments on all cattle sold." Rewrites GS 106-564.3 (Alternative method for collection of assessments relating to cattle sold for slaughter) to provide for collection of assessments on all cattle (now, only cattle to be sold for slaughter) on request of certified agency of producers of all cattle.

S 168 Guardsmen immunity from liability — GS 127
Introducer: Staton — Sent to VETERANS

"To amend Chapter 127 of the General Statutes so as to grant certain members of the North Carolina National Guard or State Defense Militia immunity from criminal or civil liability for acts done in the performance of their duties during time of public disaster or crises." Adds new section GS 127-106.2 providing same immunities as police officers for guardsmen who, on active service and in line of duty, are aiding civil authorities. Sets out provision that any commanding officer called to active service for disaster relief, riot prevention or control shall use his own judgement concerning propriety of and force necessary to dispersion or apprehension of snipers, rioters or unlawful assemblies. Provides such exercise of his honest, reasonable judgement in line of duty shall be full civil and criminal protection, and that guardsman in active State or U.S. service shall not be criminally or civilly liable for acts done by him in performance of duty.

HOUSE

H 247 School food service funds — APPROPRIATIONS
Introducers: Haynes and others — Sent to APPROPRN

"To make an appropriation in aid of the School Food Service Program and to provide a better school lunch program for the children of the public schools." Appropriates $5,781,088.80 for 1967-69 biennium for School Food Service Program of the public schools (estimated equivalent to 2 ¢ per lunch per pupil). Appropriation to be distributed by State Board of Education.

H 251 Private, parochial school buses — GS 20
Introducer: Strickland — Sent to EDUCATN

"To clarify provisions of Chapter 20 of the General Statutes concerning private and parochial school buses and school activity buses." Adds new GS 20-218.1 (Private and parochial school buses) defining terms "school bus" and "school activity bus" as used in GS 20 (Motor Vehicles) to include public, private, and parochial school buses and activity buses. Effective January 1, 1970.

H 252 Commission on Women funds — APPROPRIATION
Introducer: Chase — Sent to APPROPRN

"To amend Article 50 of Chapter 143 of the General Statutes of North Carolina so as to provide appropriation support for the North Carolina Commission on the Education and Employment of Women." Appropriates $4,000 for each year of 1969-71 biennium for travel and subsistence of Comm'n on Education and Employment of Women and for necessary office expenses.

LOCAL BILLS INTRODUCED

SENATE

S 162 Thomasville school land — DAVIDSON
Introducers: James and Saunders — Sent to EDUCATN

"To authorize the Thomasville City Board of Education to acquire certain land for a school site and to authorize purchase and payment of same on an installment basis." Authorizes Thomasville City Board of Education to purchase 5.42 acres (described by metes and bounds) for $43,750 -- $12,500 on delivery of deed, and $7,812.50 for each of years 1970 through 1974. Authorizes Board to purchase 13.64 acres (described by metes and bounds) for $93,000 -- $20,000 on delivery of deed, and $18,250 for each of years 1970 through 1974. Board further authorized to execute all documents necessary to complete above purchases, including promissory notes.

S 165 County election officials' pay (Iden. H 245) — RICHMOND
Introducer: James — Sent to ELECTION

"To amend GS 163-46, so as to fix the compensation of registrars and judges of election in Richmond County." Modifies cited section (relating to duties of registrars) to establish salary for Richmond county registrars and judges of election. Establishes precinct registrar salary as federal minimum hourly wage plus $5 per day for services on day of primary or election and for Saturdays during registration when he attends voting place. Establishes salary for judges of election as federal minimum hourly wage for services on primary or election day. Provides this rate of compensation applies for registrars' or judges' attendance at any meeting relating to their duties called by county board of elections chairman. Effective July 1, 1969.

S 169 Jax corporate limits extended — ONSLOW
Introducer: Ellis — Sent to LOC GOVT

"To extend the corporate limits of the City of Jacksonville so as to include the area on which the City's waste stabilization lagoon is located." Extends city limits to cover land described by metes and bounds.

S 170 Biscoe, Mt. Gilead ABC election — MONTGOMERY
Introducers: Saunders and James — Sent to ABC

"To authorize a referendum in the Towns of Biscoe and Mount Gilead on alcoholic beverage control stores." Authorizes town boards of comm'rs of Biscoe and Mt. Gilead each to call referendum on town ABC stores on date of next town general election (May 6). Provides for election procedure, with no new registration necessary, and for selection, organization and terms of 5-member town ABC boards. Provides for powers and duties of town ABC boards to be identical with county board, except that GS 18-45(15) and 18-39(10) are not to apply (relating to expenditure of ABC profits for law enforcement and opening and closing of county stores). If May 6 referendum fails, authorizes subsequent referendum at any time on motion of town comm'rs. Specifies that net profits of stores, after expenses and working capital, to be distributed by Montgomery ABC Board as follows: 5% each to Biscoe and Mt. Gilead for law enforcement purposes (or 10% to either town if it alone authorizes ABC stores); 50% to be divided according to latest Census population among Towns of Biscoe, Candor, Mt. Gilead, Star and Troy, for any town function; and 40% to Montgomery County for any county function. Authorizes Biscoe and Mt. Gilead, in expending law enforcement funds herein authorized, to assign additional duty of enforcing ABC laws to one of its police officers, with county-wide jurisdiction, or to employ (singly or jointly) one or more ABC officers.

HOUSE

H 245 County election officials' pay (Iden. S 165) — RICHMOND
Introducer: Covington — Sent to LOC GOVT

"To amend G.S. 163-46 so as to fix the compensation of registrars and judges of election in Richmond County." Identical with S 165 digested in today's bulletin.

H 246 Norlina town comm'rs increase — WARREN
Introducers: Church and Speed — Sent to LOC GOVT

"To amend Chapter 119 of the Private Laws of 1913 by increasing the number of town commissioners in Norlina from three to five." Raises number of commissioners from three to four. (Mayor apparently fifth officer of town).

H 248 Reidsville school board terms — ROCKINGHAM
Introducer: McMichael — Sent to EDUCATN

"Relating to the terms of office of members of the school board of the Reidsville Graded School District in Rockingham County." Amends Reidsville Charter to provide for four-year staggered terms (now, six-year staggered terms) for six member school board of Reidsville graded School District. New staggering sequence to begin with 1970 election.

H 249 Glen Alpine tax liens — BURKE
Introducer: Fulton — Sent to LOC GOVT

"To make applicable to the town of Glen Alpine the provisions of GS 105-422 relating to the limitation of actions on tax liens." Makes provisions of cited statute providing 10-year statute of limitations on enforcement of municipal and county tax liens specifically applicable to town of Glen Alpine (presently excludes all municipalities in Burke County except City of Morganton). Effective July 1, 1969.

H 250 Register of deeds pay — CLAY
Introducer: Bradley — Sent to LOC GOVT

"Amending Chapter 593 of the Session Laws of 1965 to increase the salary of the Register of Deeds of Clay County." Raises salary of Register of Deeds of Clay County from $3,000 to $4200. Effective July 1, 1969.

H 253 Edenton polling places — CHOWAN
Introducer: Godwin of Gates — Sent to LOC GOVT

"To amend the charter of the town of Edenton, Chapter 1013 of the Session Laws of North Carolina, 1961, to eliminate the requirement for a separate polling place in each of the several wards at municipal elections." Amends charter of Edenton to provide Chowan County Board of Elections shall establish and may alter or abolish one or more polling places in its discretion. Board to appoint a registrar and two judges of election for each polling place. GS 160-31 inapplicable to Edenton insofar as it requires a separate polling place in each ward.

H 254 No bears till '73 — GATES
Introducer: P. Godwin — Sent to WILDLIFE

"To close temporarily the bear season in a portion of Gates County." Prohibits taking of bear in portion of Gates County west of N. C. highway 32 until after July 1, 1973. Provides bear hunting after that date in that location to be regulated by N. C. Wildlife Resources Commission.

H 255 County finance director — CLEVELAND
Introducers: Mauney and Falls — Sent to LOC GOVT

"To create the office of Director of Finance in Cleveland County." As title indicates. Director appointed in same manner and subject to same conditions as in GS 153-115 (refers to county accountant, appointed by county commissioners to serve at their pleasure). Director of finance has all powers and performs all duties imposed by law upon county auditor and county accountant. Director also responsible for auditing, purchasing and data processing and performs such other duties as county comm'rs direct. Funds for operating expenses of director of finance obtained in same manner as now provided for county auditor and accountant.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 103 Gun purchase, antique firearms. (Digested in Bulletin No. 23, p. 133.)
Amendment adopted in Senate, 3/3/69 adding to provisions making it lawful for citizens of N. C. to purchase rifles and shotguns in contiguous states a provision allowing for purchase of ammunition therefor.

H 131 Open space definition (Digested in Bulletin No. 22, p. 124) Technical amendment adopted in Senate 3/3/69.

H 169 Hunting from public roads (Pender, New Hanover) (digested in Bulletin No. 25, p. 148) Provides that public highways mentioned in act be numbered or maintained by SHC. Adds New Hanover County and deletes Duplin County from provisions of act.

SENATE AND HOUSE CALENDAR ACTION MAR.03,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 55 LEGISLATIVE INTERN PROGRAM.(2/04) RATIFIED - CHAPTER 32.
S. 72 SEED LAW FUNDS COLLECTION. S-3RD READING RECONSIDERED; 2ND READING RECONSIDERED. S-PLACED ON MAR. 4 CAL.
S. 103 GUN PURCHASE - ANTIQUE FIREARMS.(3/03) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 104 SWEET POTATO RESEARCH FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 110 SPECIAL NEEDS BUS TRANSPORTATION. H-REF TO COM ON EDUCATN.
S. 128 ADJUTANT GENERAL'S STAFF GRADES. H-REF TO COM ON MILITARY.
S. 132 EGG LAW-QUALITY STANDARDS. S-REPTD FAV.
S. 133 SOFT DRINKS-AG DEPT REGULATION. S-REPTD FAV.
#S. 151 (J.RES.) DISASTER AREA RECOGNITION.(2/27, 2/27) RATIFIED - RES. 24.
S. 163 ALAMANCE FORESTRY BUILDING. S-REF TO COM ON CONS & DEV.
S. 164 RICHMOND TECH FUNDS. S-REF TO COM ON APPROPRN.
S. 166 PROMOTING AGRICULTURAL PRODUCTS. S-REF TO COM ON AGRICULT.
S. 167 PUBLIC CATTLE ASSESSMENTS. S-REF TO COM ON AGRICULT.
S. 168 GUARDSMEN IMMUNITY FROM LIABILITY. S-REF TO COM ON VETERANS.

#H. 9 PRECINCT OFFICIALS PAY. RATIFIED CHAPTER 24.
H. 126 SOUNDING DEVICES IN HUNTING. H-PLACED ON CAL FOR MAR.6.
H. 131 OPEN SPACE DEFINITION.(3/03) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-TO H FOR CONCUR.IN S AMEND.
H. 132 CONFEDERATE WOMAN'S HOME. H-REPTD FAV.
#H. 139 LOCAL GOVERNMENT BOND SEALS. RATIFIED - CHAPTER 29.
H. 149 $1.25 MINIMUM WAGE. S-PASSED 2ND & 3RD READINGS.
H. 174 OATH-COUNTY ELECTION BOARD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 175 COUNTY BONDS TIME EXTENSION. S-REF TO COM ON LOC GOVT.
H. 183 PRESIDENTIAL PRIMARY - 2. H-PASSED 2ND READING.
H. 212 SOFT DRINKS-AG DEPT REGULATION.(2/28) S-REF TO COM ON AGRICULT.
H. 213 (J.RES.) LOCAL BILL CUT OFF DATE. S-REF TO COM ON RULES.
H. 247 SCHOOL FOOD SERVICE FUNDS. H-REF TO COM ON APPROPRN.
H. 251 PRIVATE,PROCHIAL SCHOOL BUSSES. H-REF TO COM ON HY SAFTY.
H. 252 COMMISSION ON WOMEN FUNDS. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 71 (BUNCOMBE) ASHEVILLE CITY COUNCIL ELECTION. S-PLACED ON CAL FOR MAR.5.

S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 162 (DAVIDSON) THOMASVILLE SCHOOL LAND. S-REF TO COM ON EDUCATN.
S. 165 (RICHMOND) COUNTY ELECTION OFFICIALS' PAY. S-REF TO COM ON ELECTION.
S. 169 (ONSLOW) JAX CORPORATE LIMITS EXTENDED. S-REF TO COM ON LOC GOVT.
S. 170 (MONTGOMERY) BISCOE,MT.GILEAD ABC ELECTION. S-REF TO COM ON ABC.

#H. 22 (HALIFAX) SCOTLAND NECK SCHOOL UNIT. RATIFIED - CHAPTER 31.
H. 49 (ASHE, COLUMBUS, HAYWOOD, STOKES, YADKIN, YANCEY) LOOSE-LEAF R H-PLACED ON CAL FOR MAR.5.
H. 85 (BEAUFORT) BELHAVEN MANGER,REFERENDUM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 88 (GUILFORD) GREENSBORO POLICE CLUB LAND. RATIFIED - CHAPTER 25.
#H. 107 (HOKE) HOKE STOCK LAW. RATIFIED - CHAPTER 26.
H. 109 (MOORE) WHISPERING PINES INCORPORATION.(2/28) H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 123 (MCDOWELL) MARION SCHOOL BOARD CONVEYANCE. RATIFIED - CHAPTER 27.
#H. 124 (COLUMBUS) WHITEVILLE AIRPORT PROPERTY. RATIFIED - CHAPTER 28.
H. 127 (MOORE) LOCAL GOVT. WARRANTY DEEDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 130 (FORSYTH) W.S. CITY MANAGER CONTRACTS.(2/27) RATIFIED - CHAPTER 33.
H. 148 (DAVIE) SCHOOL BOARD FINANCIAL REPORT. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 150 (WILSON) COUNTY COMM'R COMPENSATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 154 (HARNET) DUNN HOSPITAL PROPERTY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 169 (NEW HANOVER, PENDER) HUNTING FROM PUBLIC ROADS.(3/03) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 170 (UNION) MONROE SCHOOL BOARD LAND. RATIFIED - CHAPTER 30.
H. 177 (DARE) AMENDS NAGS HEAD CHARTER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 180 (FORSYTH) WINSTON-SALEM PROPERTY DISPOSAL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 192 (NEW HANOVER) SOIL CONSERVATION FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 194 (MECKLENBURG) CHARLOTTE ELECTION PROCEDURES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 196 (WILKES) DISCOUNTS TAX PREPAYMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 245 (RICHMOND) COUNTY ELECTION OFFICIALS' PAY. H-REF TO COM ON LOC GOVT.

H. 246 (WARREN) NORLINA TOWN COMM'RS INCREASE. H-REF TO COM ON LOC GOVT.
H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS. H-REF TO COM ON EDUCATN.
H. 249 (BURKE) GLEN ALPINE TAX LIENS. H-REF TO COM ON LOC GOVT.
H. 250 (CLAY) REGISTER OF DEEDS PAY. H-REF TO COM ON LOC GOVT.
H. 253 (CHOWAN) EDENTON POLLING PLACES. H-REF TO COM ON LOC GOVT.
H. 254 (GATES) NO BEARS TILL '73. H-REF TO COM ON WILDLIFE.
H. 255 (CLEVELAND) COUNTY FINANCE DIRECTOR. H-REF TO COM ON LOC GOVT.

****

Next Sessions of House and Senate:

12 noon, Tuesday, March 4, 1969.

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/35
C.2

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 171 Expanded minimum wage coverage — GS 95
Introducers: Flaherty and Murrow — Sent to MFG LABR

"To increase the persons and occupations covered by the Minimum Wage Act." Extends coverage by amending GS 95-86 to include theater ushers, doormen, concession attendants and cashiers in theaters; pin boys in bowling alleys; school and college students employed part-time during school year; persons over 65; and employees of public and private hospitals and nursing homes for the aged and/or infirm.

S 172 Insurance co. stock acquisitions — GS 58
Introducers: Bailey and Edwards — Sent to INSUR

"To control certain acquisitions of or offers to acquire capital stock of domestic insurance companies or insurance holding companies and payment of dividends to insurance holding companies that would substantially weaken insurance companies' financial soundness." Creates new Art. 12A of GS Ch. 58, requiring compliance with the provisions of this article by any: (1) person acquiring or offering to acquire such stock of insurance co. organized under N. C. law or insurance holding co. (defined as any corp. owning beneficially 66 2/3% or more of any class of outstanding capital stock of ins. co. organized under N. C. law) so as to cause such person to have beneficial ownership of 10% or more of outstanding stock of such company, (2) person owning 10% of such stock increasing or attempting to increase such ownership, and (3) person acquiring or offering to acquire such stock pursuant to a plan whereby such person would become beneficial owner of 10% or more of stock. Provides that where acquisition or offer of acquisition involves insurance holding co. not organized under N. C. law, Art. only applicable if one or more of those to whom offer made are residents of N. C. Requires persons listed above, before making offer, to file with Comm'r of Ins. statement containing information about offeror, terms and conditions of offer, source of funds for offer, plans of offeror for future business of issuer of stock (and ins. co. controlled by holding co.), number of shares of issuer already owned by offeror, contracts with respect to securities of issuer, and such other information as Comm'r might require, and also containing consent to service of process. Provides that copy of statement also to be filed with issuer of stock involved. Requires Comm'r to hold hearing if within 30 days of filing requested by offeror, by issuer of stock, or by ins. co. controlled by holding co. if holding co. stock involved. Permits Comm'r to hold hearing otherwise in his discretion.

Requires Comm'r to make findings on: (1) whether filed statement meets requirements of Art.; (2) whether, after acquisition, ins. co. will continue to comply with N. C. ins. laws; (3) whether acquisition in public interest; (4) whether acquisition will tend to affect adversely financial stability or management of ins. co.; (5) whether interests of policyholders and shareholders will continue to be protected; and (6) whether acquisition will substantially lessen competition in insurance in N. C. Provides that if Comm'r finds all questions in affirmative (or does not issue approving order), he shall issue approving order, notifying filer of statement, issuer of stock, and in case of holding co., ins. co. controlled. Permits Comm'r to condition approving order by requiring offer to remain open minimum length of time, permitting withdrawal of shares deposited prior to time offeror becomes bound to consummate acquisition, and requiring pro rata acceptance of any shares deposited pursuant to offer. Provides offer can be made only in compliance with approving order and may be made any time within one year following date of order.

Provides that any person required by this Art. to file statement is deemed to have consented to service on Secy. of State, as his attorney, in any actions arising out of violations of this Art. Provides that every person filing statement with Comm'r shall file consent that any suits begun against him for violations of Art. may be brought in courts of N. C. Provides for procedures for service. Prohibits false, deceptive or misleading statements, or ommission of material facts, by persons who acquire or offer to acquire ins. stock. Permits issuer, or ins. co. controlled by holding co. issuer, to petition for decree enjoining acquisition or offer by person violating provisions of this Art. Provides that persons violating any provision of Art. subject to fine of $5,000 or up to 5 yrs. imprisonment or both, but exempts from penalties brokers operating in customary manner of brokers, and with no knowledge of solicitation by principal. Provides further that Comm'r may act against violators in stated manner. Exempts following acquisitions or offers from Art.: (1) by issuer, or owner of at least 2/3 of stock of class proposed to be acquired; (2) exchange of stock pursuant to Art. 6A of Ch. 58; and (3) where Comm'r by order exempts offer as not requiring protections of this Art. Requires Comm'r, in situation (3), to give notice to offeror, issuer, and ins. co. involved, and to hold hearing, if within 30 days he is so requested by appropriate parties.

Rewrites GS 58-85.1 to provide in addition to present requirements that any dividend paid by ins. co. to parent holding co. shall be refunded if Comm'r finds that dividend substantially weakens company's financial soundness or impairs rights of stockholders.

S 173 Workmen's compensation benefits increase (Iden. H 257) GS 97
Introducer: Staton Sent to MFG LABR

"To amend the Workmen's Compensation Act, regarding benefits."
Increases maximum weekly compensation rates for total or partial incapacity from $42 to $50 and maximum total compensation for total incapacity or death from $15,000 to $18,000. Sets weekly compensation for National and State Guard at $50. Increases maximum compensation from $4,000 to $5,000 for serious facial or head disfigurement, serious bodily disfigurement for which other compensation under section is not payable, and loss of or permanent injury to any important external or internal organ or part of body for which no other compensation is payable under section. Specifically raises total compensation, including funeral benefits, from $15,000 to $18,000 where permanent total disability results from other than paralysis or loss of mental capacity caused by injury to brain or spinal cord. Increases from $42 to $50 maximum weekly payments of compensation where death results proximately from accident within six years or while total disability continues.

Advances maximum weekly compensation rates from $42 to $50 for total or partial incapacity from asbestosis or silicosis and maximum total compensation from $15,000 to $18,000 for total disability or death from silicosis or asbestosis. Effective July 1, 1969; applicable to cases originating thereafter.

S 174 Sunday morning hunting — GS 103
Introducer: Moore — Sent to WILDLIFE

"To amend GS 103-2 to prohibit hunting on Sunday before twelve o'clock noon." As title indicates. (Section presently prohibits hunting at any time on Sunday, except in defense of one's own property).

HOUSE

H 256 (Joint Resolution) Honoring Whitfield — MISC. RESOLUTION
Introducer: Moore of Pender — Passed and sent to Senate

"Honoring the life and memory of James Vivian Whitfield." As title indicates.

H 257 Workmen's compensation benefits increase (Iden. S 173) — GS 97
Introducers: Messer and others — Sent to MFG LABR

"To amend the Workmen's Compensation Act, regarding benefits." Identical with S 173 digested in today's bulletin.

H 258 Life insurance co. investments — GS 58
Introducers: J.Ramsey and others — Sent to INSUR

"To amend GS 58-79 to allow limited leeway in making real estate investments." Deletes last paragraph of subdivision (14), subsection (a) of cited section which sets out one of a number of limitations on type and amount of investment of life insurance funds by domestic stock and life insurance companies. Deleted paragraph states that it does not authorize investment of such funds in real property, unless such investment is otherwise authorized by law.

H 259 Variable annuity plan — GS 58
Introducers: J. Ramsey and others — Sent to INSUR

"To amend General Statute 58-72(2) and General Statute 58-79.2 so as to define variable annuity contracts and provide that domestic life insurance companies may establish separate accounts with respect thereto." Amends GS 58-72(2) to include in definition of annuities provision that periodic payments made under annuity agreements may be fixed or variable in dollar amount, or both. Rewrites GS 58-79.2 (establishment of separate accounts by life insurance companies) which authorizes and regulates establishment of segregated portfolios of investments or separate accounts for certain funds, making such provision applicable to amounts received under variable annuity contracts. Provides for establishment of separate accounts for amounts received by domestic insurance companies in connection with variable annuity contracts, on resolution of company's board of directors. Allows companies to allocate to separate accounts and withdraw from them at any time a limited amount from its general accounts. Excludes from State regulations concerning investment limitations of life insurance companies amounts allocated to separate accounts, provided that a portion of assets of such separate acct. equal to company's guaranteed benefits and principal reserve liability under variable annuity contracts must be invested according to State laws regarding investments of life insurance companies,

or otherwise, subject to approval of Commissioner. Sets out in detail limitations on type of investment permissible for assets of separate accounts. Provides income or losses from separate accounts to be charged against account without regard to other income or losses of company. Provides for valuation of assets allocated to separate accounts. Provides, if contract so states, that portion of separate account assets equal to reserve liability of company not to be chargeable with other liabilities of company. Empowers insurance companies generally to do whatever is necessary under N. C. and federal law to effect sale of variable annuity contracts, including provision for management of separate accounts by persons otherwise unaffiliated with company, provided this provision not to apply to laws pertaining to voting rights of company stockholders. Prohibits companies from discriminating between separate accounts, but does not require uniform investment policies. Allows transfer of assets between separate accounts by a company, only when transfer is made to establish a supporting separate account, and assets transferred are cash or have readily determinable market value, and such transfer or any other transfer is approved by Commissioner. Provides variable annuity contract issued or delivered in this State shall set out method of determining payments by company. Permits inclusion of incidental death benefit provisions during deferred period of contracts. Provides Commissioner must approve company and proposed issue of variable annuity contracts in this State, setting out factors he shall consider in making his determination. Provides parent or subsidiary of company authorized to conduct business under provisions of this chapter will be deemed to meet requirements stated herein. Provides regulation of sale of contracts under this section to be by Commissioner of Insurance, and not by Secretary of State or under securities laws. Unless otherwise provided herein, separate accounts subject to provisions of insurance laws of N. C. Effective July 1, 1970.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 260 Tax listing regulations — CLEVELAND
Introducers: Falls and Mauney — Sent to LOC GOVT

"To amend sections 105-306 (26); 105-308; 105-309 and 105-310 of the General Statutes of North Carolina in order to authorize the board of county commissioners of Cleveland County, to prescribe regulations relating to the listing of property for taxation in that county, and to authorize the division or combining of townships for tax listing purposes." Authorizes commissioners to regulate type and form of oath, affirmation or declaration and manner of administering to property tax listers, including regulation of listing by agents and tax lists submitted by mail. Empowers commissioners to divide or combine townships for tax listing and county tax supervisor, with commissioners' approval, to appoint list takers for each unit. Makes provisions listed in title applicable to county except where inconsistent with oath and listing regulations adopted pursuant to this Act. Also applies to county GS 105-307 provisions making failure to list property properly a misdemeanor. Requires listing to be in accordance with General Statutes as amended by any regulations adopted by commissioners relating to matter covered by this Act and specifies that GS 105-307 apply to such regulations.

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 97 Driving under influence (1) (Digested in Bulletin No. 17, p. 94)
Committee substitute adopted in Senate 3/4/69 changing penalties for first conviction to not less than $100 nor more than $500 or not than 30 days nor more than 6 months (now, simply not less than $100 or not less than 30 days), and by changing penalties for second conviction to not less than $200 nor more than $500, or not less than 2 months nor more than 6 months (now, not less than $200 or less than 6 months). (Bill as originally introduced changed imprisonment maximum for first and second convictions to 6 months)

H 183 Presidential primary - 2 (Digested in Bulletin No. 26, p. 153)
Amendment adopted in House 3/4/69 specifying that petitioners to pay the 5¢ per signature to be paid chairman of board of elections examining signatures.

SENATE AND HOUSE CALENDAR ACTION MAR.04,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 30 COUNTY ORDINANCE-MAKING AUTHORITY. S-PLACED ON CAL FOR MAR.5.
S. 48 REMOVING CHILD FROM STATE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 67 STREET DEDICATION-LAND PARTITION. H-REPTD FAV.
S. 72 SEED LAW FUNDS COLLECTION. S-PASSED 2ND READING.
S. 131 VALIDATION OF NOTARIAL ACTS. S-REPTD FAV.
S. 132 EGG LAW-QUALITY STANDARDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 133 SOFT DRINKS-AG DEPT REGULATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 171 EXPANDED MINIMUM WAGE COVERAGE. S-REF TO COM ON MFG LABR.
S. 172 INSURANCE CO. STOCK ACQUISITIONS. S-REF TO COM ON INSUR.
S. 173 WORKMEN'S COMP. BENEFITS INCREASE. S-REF TO COM ON MFG LABR.
S. 174 SUNDAY MORNING HUNTING. S-REF TO COM ON WILDLIFE.

H. 57 COUNTY ORDINANCE-MAKING AUTHORITY.(2/20) S-PASSED 2ND READING.
H. 84 LEARNER'S PERMITS,NIGHT DRIVING. S-REPTD FAV.
H. 97 DRIVING UNDER INFLUENCE - 1.(2/19, 3/04) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
H. 110 DRIVER LICENSE SURRENDER.(2/19, 2/26) H-PLACED ON CAL FOR MAR.5.
H. 121 FIREARM SALE REGULATION. H-REPTD FAV.
H. 131 OPEN SPACE DEFINITION.(3/03) H-HOUSE CONCURS IN S AMEND.
H. 132 CONFEDERATE WOMAN'S HOME. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 135 GUILTY PLEA IN CAPITAL CASES. H-REPTD FAV.
H. 145 LICENSING BOARD REPORTS. S-REPTD FAV.
#H. 149 $1.25 MINIMUM WAGE. RATIFIED - CHAPTER 34.
H. 155 WORKMEN'S COMP. APPROVED DOCTORS. H-REPTD FAV; H-PLACED ON CAL FOR MAR.6.
H. 158 TRUCK LENGTH EXTENSION. H-REPTD FAV.
H. 174 OATH-COUNTY ELECTION BOARD. S-REF TO COM ON ELECTION.
H. 181 18-YEAR-OLDS TO MAKE WILL. S-REPTD FAV.
#H. 183 PRESIDENTIAL PRIMARY - 2.(3/04) H-AMENDMENT ADOPTED; H-POSTPONED INDEF.
H. 256 (J.RES.) HONORING WHITFIELD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 257 WORKMEN'S COMP. BENEFITS INCREASE. H-REF TO COM ON MFR LABR.
H. 258 LIFE INSURANCE CO.INVESTMENTS. H-REF TO COM ON INSURANCE.
H. 259 VARIABLE ANNUITY PLAN. H-REF TO COM ON INSURANCE.

LOCAL BILLS

H. 85 (BEAUFORT) BELHAVEN MANGER,REFERENDUM. S-REF TO COM ON LOC GOVT.
H. 127 (MOORE) LOCAL GOVT. WARRANTY DEEDS. S-REF TO COM ON JUDIC 1.
H. 133 (IREDELL) MOORESVILLE JURY TRIAL. S-REPTD FAV.
H. 148 (DAVIE) SCHOOL BOARD FINANCIAL REPORT. S-REF TO COM ON LOC GOVT.
H. 150 (WILSON) COUNTY COMM'R COMPENSATION. S-REF TO COM ON LOC GOVT.
H. 154 (HARNETT)DUNN HOSPITAL PROPERTY. S-REF TO COM ON LOC GOVT.
H. 177 (DARE) AMENDS NAGS HEAD CHARTER. S-REF TO COM ON LOC GOVT.
H. 180 (FORSYTH) WINSTON-SALEM PROPERTY DISPOSAL. S-REF TO COM ON LOC GOVT.
H. 192 (NEW HANOVER) SOIL CONSERVATION FUNDS. S-REF TO COM ON LOC GOVT.
H. 194 (MECKLENBURG) CHARLOTTE ELECTION PROCEDURES. S-REF TO COM ON LOC GOVT.
H. 196 (WILKES) DISCOUNTS TAX PREPAYMENT. S-REF TO COM ON LOC GOVT.
H. 260 (CLEVELAND) TAX LISTING REGULATIONS. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

12 noon, Wednesday, March 5, 1969.

#

North Carolina State Library
Raleigh
N. C. Doc.
G41
25:1969/36
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 175 Pembroke State University (Iden. H 267) GS 116
Introducers: MacLean and others Sent to HIGHR ED

"To establish Pembroke College as a regional university with the designation of "Pembroke State University." As title indicates. Amends Ch. 1038, SL 1967, by adding new sec. 1-1/2 redesignating college as regional university, subject to GS 116-44.10 (which establishes concept and defines purposes, administration,etc., of regional universities). Repeals subsec. 2, GS 116-45, which made college's primary purpose "the undergraduate education of the Lumbee Indians and other persons" admitted by trustees and made its educational program subject to approval of the State Board of Higher Education.

S 176 Mental Health Dep't funds APPROPRIATIONS
Introducer: Penn Sent to MENTAL H

"To be entitled an act to appropriate funds to facilities of the Department of Mental Health for operational expenses and capital improvements for the biennium 1969-1971." Effective July 1, 1969, appropriates $15,827,735 from General Fund to facilities of Department of Mental Health for operating expenses as follows:

		1969-70	1970-71
1.	General Administration	$1,375,709.00	$1,385,130.00
2.	Alcoholic Rehabilitation Program	41,014.00	41,550.00
3.	Dorothea Dix Hospital	1,481,520.00	1,632,791.00
4.	Broughton Hospital	1,127,939.00	1,092,545.00
5.	Western Carolina Center	613,737.00	633,702.00
6.	Cherry Hospital	934,244.00	954,955.00
7.	O'Berry Center	386,717.00	358,428.00
8.	John Umstead Hospital	901,234.00	997,000.00
9.	Murdoch Center	353,422.00	571,774.00
10.	Caswell Center	440,265.00	444,275.00
11.	Wright School	29,183.00	30,601.00
	Totals	$7,684,984.00	$8,142,751.00
	TOTAL	$15,827,735.00	

Effective July 1, 1969, appropriates $3,259,300 to the Department during 1969-71 biennium for capital improvements as follows:

Western Carolina Center		$1,080,000.00
1. Infants Treatment Unit	$ 615,000.00	
2. Dormitory for Semi-Ambulatory Children	465,000.00	
Total	$1,080,000.00	
O'Berry Center		130,000.00
1. Addition to Administrative Building	$ 130,000.00	
Total	$ 130,000.00	
Cherry Hospital		$1,200,000.00
1. Renovation of one U-shaped Patients' Dormitory	$1,050,000.00	
2. Linen Rooms: Laundry Equipment and Alterations	150,000.00	
Total	$1,200,000.00	
Broughton Hospital		$ 155,000.00
1. Addition to OT-RT Building	$ 155,000.00	
Total	$ 155,000.00	
Dorothea Dix Hospital		$ 176,300.00
1. Laundry Equipment	$ 176,300.00	
Total	$ 176,300.00	
John Umstead Hospital		$ 96,000.00
1. Two Dining Areas for Units	$ 96,000.00	
Total	$ 96,000.00	
Alcoholic Rehabilitation Center-Butner		$ 167,000.00
1. Occupational Therapy Building	$ 167,000.00	
Total	$ 167,000.00	
Alcoholic Rehabilitation Center-Greenville		$ 120,000.00
1. Occupational Therapy Building	$ 120,000.00	
Total	$ 120,000.00	
Alcoholic Rehabilitation Center-Black Mountain		$ 135,000.00
1. Occupational Therapy Building	$ 135,000.00	
Total	$ 135,000.00	
TOTAL		$3,259,300.00

HOUSE

H 263 Taking wildlife - artificial light — GS 113
Introducer: Barr — Sent to WILDLIFE

"To prohibit the taking of wildlife at night with the aid of an artificial light from or through the use of any conveyance." Adds to GS 113-104 (relating to manner of taking game) provision prohibiting persons from taking wild birds or animals at night with aid of artificial light if taking is from or facilitated by use of any aircraft, vehicle, watercraft or other conveyance.

H 267 Pembroke State University (Iden S 175) GS 116
Introducers: McMillan of Robeson and others Sent to HIGHER ED

"To establish Pembroke College as a regional university with the designation of 'Pembroke State University.'" Identical with S 175 digested in today's bulletin.

H 268 Public notice broadcast GS 1
Introducer: S. Campbell Sent to JUDIC 2

"To provide for the broadcasting of certain public notices." Adds new GS 1-592.1 to provide that any state or other public officer may supplement required publication of notice with broadcast of notice, or concise summary or description, whenever he deems public interest served. Provides for notices by political subdivisions of State, cities, municipal and quasi-municipal corporations, special districts and other public agencies to be made only by stations whose primary broadcast coverage encompasses county or counties in which notice required. Prohibits reference by name in notice broadcast to any candidate for elective public office at time of broadcast. Provides that broadcasting station retain office copy or transcription of text of notice or material for six months after broadcast and make text available for public inspection at reasonable times. Specifies that proof of notice's publication to be by affidavit of station owner, manager, assistant manager or program director and sets forth form of affidavit. Charges public officials functioning under section with selecting stations that best assure effective publicity, based on nature of notice or material. Provides cost of broadcast to be paid out of funds of agency or political subdivision in whose behalf broadcast made.

H 271 Promoting agricultural products (Iden. S 166) GS 106
Introducers: Speed and Staton Sent to AGRICULT

"To amend Article 50, Chapter 106, of the General Statutes so as to provide for ballots by mail in referendums among producers of agricultural products on the question of self-assessment programs." Identical with S 166, digested in Bulletin No. 34 at page 219.

H 272 Public cattle assessments (Iden. S 167) GS 106
Introducer: Speed Sent to AGRICULT

"Rewriting G.S. 106-564.3 relating to assessments on cattle so as to provide for assessments on all cattle sold." Identical with S 167, digested in Bulletin No. 34, p. 220.

H 273 Community college operating funds APPROPRIATIONS
Introducer: R. McMillan Sent to APPROPRN

"To authorize limited State aid to payment of plant operation costs at institutions of the community college system and to make appropriations therefor." Appropriates from General Fund to State Ed. Bd., Dep't of Community Colleges, in addition to all other appropriations for operations, $1,256,850 for fiscal 1969-70 and $1,495,830 for fiscal 1970-71. Dep't to allot to each respective institution $35 each fiscal year of biennium for each full-time equivalent curriculum student in attendance, computed on basis of annual average full-time equivalent curriculum students, or as near as appropriation allows. Allocations to institutions to be administered under budgeting formula established by State Bd. for reimbursing part of cost of operation of plant, as costs are categorized in GS 115A-19(a)(2)b (relating to plant operation).

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 261 Pistol permits — JONES
Introducers: Lilley and Elliot — Sent to LOC GOVT

"Amending Chapter 1073 of the Session Laws of 1959, relating to the issuance of pistol permits, so as to make the same applicable to Jones County." Makes Jones subject to provisions of cited chapter, which transfers certain duties relating to pistol permits from CSC to sheriff.

H 262 Salary of Fairmont officials — ROBESON
Introducer: Campbell of Robeson — Sent to LOC GOVT

"To amend the charter of the town of Fairmont so as to fix the salary of the mayor and town commissioners." Amends Ch. 282, SL 1943, to raise salary of mayor from $300 per year to $100 per month and commissioners from $100 to $400 per year.

H 264 Aberdeen ABC-beer-wine election — MOORE
Introducer: Auman — Sent to ABC

"To authorize a referendum in the town of Aberdeen on alcoholic beverage control stores and the sale of beer and wine." Authorizes Aberdeen governing body to conduct ABC-beer-wine referendum on petition of 15% of qualified voters that voted in most recent election for town governing body. Sets out governing board's authority concerning establishing date of election, provisions for notice and registration, and form of ballot. Provides for separation of issues of ABC stores, off-premises beer-wine sales, and both on-premises and off-premises beer and wine sales. Provides if town ABC stores established, County ABC board to pay town of Aberdeen 10% of net profits from such stores.

H 265 County law library funds — ALAMANCE
Introducer: Harris — Sent to JUDIC 1

"Relating to the Alamance County law library." Amends SL 1965, Ch. 532, to terminate superior court $2 costs for county law library upon establishment of district court in county. Makes county treasurer (rather than clerk of superior court) responsible for depositing and maintaining law library funds collected from these and other court costs in county.

H 266 School lands conveyance — VANCE
Introducer: Church — Sent to EDUCATN

"To authorize the Vance County Board of Education to convey certain surplus school property to the County of Vance." Provides for conveyance to Vance County by County Ed. Bd. of certain tract of land (surplus school property) described generally and by metes and bounds, for $1 consideration. Conveyance conditioned upon reconveyance by Vance County to County Ed. Bd. in event property becomes surplus for county uses.

H 269 County commissioners' election — CURRITUCK
Introducer: Culpepper — Sent to LOC GOVT

"Relating to the election of the Board of County Commissioners of Currituck County." Provides that county commissioner at-large in Currituck County to be elected for 4-year term beginning with 1970 election.

H 270 County Commissioners' pay — CURRITUCK
Introducer: Culpepper — LOC GOVT

"To fix the compensation of the Chairman and members of the Board of County Commissioners of Currituck County." Establishes compensation of Currituck Board of Commissioners for each day engaged in duties of office: $35 chairman; $25 members. Commissioners to receive $25 monthly travel allowance plus 10¢ per mile for travel while engaged in duties of office. Effective July 1, 1969.

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 49 Loose-leaf registration of voters (digested in Bulletin No. 11, p. 57)
Floor amendments adopted in House 3/5/69 adding Alleghany, Avery, Carteret, Caswell, Chatham, Cherokee, Clay, Dare, Macon, Mitchell, Montgomery, Polk, Rutherford, Sampson and Watauga Counties to provisions of Act and deleting Yadkin County.

SENATE AND HOUSE CALENDAR ACTION MAR.05,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 30 COUNTY ORDINANCE-MAKING AUTHORITY. S-POSTPONED INDEF.
S. 34 COURT OF APPEALS AMENDMENTS.(2/12) H-REPTD FAV.
S. 44 UNIFORM FEES FOR REGISTERS. S-REPTD FAV.
S. 48 REMOVING CHILD FROM STATE. H-REF TO COM ON JUDIC 1.
S. 67 STREET DEDICATION-LAND PARTITION. H-PASSED 2ND READING.
S. 72 SEED LAW FUNDS COLLECTION. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 94 LOCAL PUBLIC LIBRARY FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 103 GUN PURCHASE - ANTIQUE FIREARMS.(3/03) H-REF TO COM ON JUDIC 2.
S. 110 SPECIAL NEEDS BUS TRANSPORTATION. H-REPTD FAV.
S. 125 GENERAL ASSEMBLY TIME OF MEETING. S-REPTD FAV.
S. 131 VALIDATION OF NOTARIAL ACTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 132 EGG LAW-QUALITY STANDARDS. H-REF TO COM ON AGRICULT.
S. 133 SOFT DRINKS-AG DEPT REGULATION. H-REF TO COM ON AGRICULT.
S. 156 CREDIT UNION LAW REVISIONS. S-REPTD FAV.
S. 175 PEMBROKE STATE UNIVERSITY. S-REF TO COM ON HIGHER ED.
S. 176 MENTAL HEALTH DEPT FUNDS. S-REF TO COM ON MENTAL HEALTH.

H. 49 LOOSE-LEAF REGISTRATION OF VOTERS.(3/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 57 COUNTY ORDINANCE-MAKING AUTHORITY.(2/20) S-PASSED 3RD READING.
H. 58 PUBLIC-CHURCH LOANS INTEREST RATE. S-REPTD FAV.
H. 82 BANK OFFICER LOANS.(2/27) S-REPTD FAV.
H. 84 LEARNER'S PERMITS,NIGHT DRIVING. S-PASSED 2ND & 3RD READINGS.
H. 97 DRIVING UNDER INFLUENCE - 1.(2/19, 3/04) S-PASSED 2ND READING.
H. 110 DRIVER LICENSE SURRENDER.(2/19, 2/26) H-PLACED ON CAL FOR MAR.6.
H. 121 FIREARM SALE REGULATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 131 OPEN SPACE DEFINITION.(3/03) RATIFIED - CHAPTER 35.
H. 132 CONFEDERATE WOMAN'S HOME. S-REF TO COM ON ST GOVT.
H. 135 GUILTY PLEA IN CAPITAL CASES. H-PASSED 2ND READING; H-PLACED ON CAL FOR MAR.11.
H. 145 LICENSING BOARD REPORTS. S-PASSED 2ND READING.

H. 158 TRUCK LENGTH EXTENSION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 181 18-YEAR-OLDS TO MAKE WILL. S-PASSED 2ND & 3RD READINGS.
H. 213 (J.RES.) LOCAL BILL CUT OFF DATE. S-REPTD FAV.
H. 234 CREDIT UNIONS LAW REVISIONS. H-REPTD FAV.
#H. 256 (J.RES.) HONORING WHITFIELD. RATIFIED - RES.25.
H. 263 TAKING WILDLIFE-ARTIFICIAL LIGHT. H-REF TO COM ON WILDLIFE.
H. 267 PEMBROKE STATE UNIVERSITY. H-REF TO COM ON HIGHER ED.
H. 268 PUBLIC NOTICE BROADCAST. H-REF TO COM ON JUDIC 2.
H. 271 PROMOTING AGRICULTURAL PRODUCTS. H-REF TO COM ON AGRICULT.
H. 272 PUBLIC CATTLE ASSESSMENTS. H-REF TO COM ON AGRICULT.
H. 273 COMMUNITY COLLEGE OPERATING FUNDS. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 36 (ROBESON) ROBESON GARBAGE REMOVAL. S-REPTD FAV.
S. 71 (BUNCOMBE) ASHEVILLE CITY COUNCIL ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 88 (SURRY) MOUNT AIRY ABC ELECTION. H-REPTD FAV.
S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03) H-REF TO COM ON LOC GOVT.
S. 117 (PERSON) SPECIAL PURPOSE TAXES. S-REPTD FAV.
S. 118 (PERSON) COUNTY COMM'RS-VACANCIES. S-REPTD FAV.
S. 169 (ONSLOW) JAX CORPORATE LIMITS EXTENDED. S-REPTD FAV.

H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY.(2/21) S-PLACED ON CAL FOR MAR 12.
H. 109 (MOORE) WHISPERING PINES INCORPORATION.(2/28) S-REF TO COM ON LOC GOVT.
H. 133 (IREDELL) MOORESVILLE JURY TRIAL. S-PASSED 2ND & 3RD READINGS.
H. 161 (FORSYTH) WINSTON-SALEM ZONING NOTICE. S-REPTD FAV.
H. 169 (NEW HANOVER, PENDER) HUNTING FROM PUBLIC ROADS.(3/03) S-REF TO COM ON WILDLIFE.
H. 219 (SAMPSON) ROSEBORO ABC LAW ENFORCEMENT. H-REPTD FAV.
H. 226 (ROCKINGHAM) MADISON-MAYODAN SCHOOL UNIT. H-REPTD FAV AS AMENDED.
H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS. H-REPTD FAV.
H. 261 (JONES) PISTOL PERMITS. H-REF TO COM ON LOC GOVT.
H. 262 (ROBESON) SALARY OF FAIRMONT OFFICIALS. H-REF TO COM ON LOC GOVT.
H. 264 (MOORE) ABERDEEN ABC-BEER-WINE ELECTION. H-REF TO COM ON ABC.
H. 265 (ALAMANCE) COUNTY LAW LIBRARY FUNDS. H-REF TO COM ON JUDIC 1.
H. 266 (VANCE) SCHOOL LANDS CONVEYANCE. H-REF TO COM ON EDUCATN.
H. 269 (CURRITUCK) COUNTY COMMISSIONERS ELECTION. H-REF TO COM ON LOC GOVT.
H. 270 (CURRITUCK) COUNTY COMMISSIONERS' PAY. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

12 noon Thursday, March 6, 1969.

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/37
c.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 37 - 245 - THURSDAY, MARCH 6, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 178 Local option sales and use tax GS 105
Introducers: Wood and Harrington Sent to FINANCE

"Enabling each of the counties of the State to hold a special election for the purpose of considering whether a county shall or shall not impose and levy a sales and use tax of one per cent (1%) upon certain taxable transactions." Adds new GS 105-164.35 through 105-164.56, Local Option Sales and Use Tax Act. Requires special election on 1% local sales and use tax to be called by county board of elections upon written request of county commissioners or receipt of petition signed by qualified voters of county equal to 15% of votes cast by county in last preceding Governors election. Provides election to be held under rules applicable to members of General Assembly; requires 20 days' public notice prior to opening registration books but no new registration; directs county elections board to prepare ballots with specified wording and fix date of election, which is not to be held on biennial election day for county officers nor within 60 days thereafter nor within 3 years from date of last preceding special election at which local sales and use tax approved. Does not require any further election in counties now levying local sales and use tax, which would be administered under this act. Provides for Comm. of Revenue to administer tax upon receipt of certified statement from county elections board of special election result approving tax. Limits sales tax to (1) items on which State now imposes 3% sales tax under GS 105-164.4(1); (2) gross receipts from lease or rental of tangible personal property, subject to 3% tax under GS 105-164.4(2); (3) gross receipts from rental of room or lodging furnished by hotel or similar accomodations now subject to 3% tax under GS 105-164.4(3); and gross receipts from services of laundries, dry cleaners, and similar businesses now subject to 3% tax under GS 105-164.4(4). Exemptions under GS 105-164.13 apply to local sales tax. Local sales tax made applicable to taxable transactions by retailers whose place of business located within taxing county; immaterial that sale consummated by delivery in another county or that property leased or rented may be located in another county, but provides no tax to be imposed where property sold is delivered by retailer or agent outside State or to common carrier for delivery outside State.

Limits use tax to items upon which State now imposes 3% use tax. May be imposed at 1% of cost price of each item or article of tangible personal property when not sold but used, consumed or stored for use or consumption in taxing county, but may not be imposed when, if property subject to use tax under GS 105-164.6, it would be taxed by State at rate less than 3%. Requires every retailer in business in State and taxing county and already required to collect State use tax by GS 105-164.6 to collect 1% county use tax concurrently. Provides tax credit where similar local sales or use tax imposed on same tangible personal property by another taxing

county in State or taxing jurisdiction outside State, and paid by purchaser. Local use tax levied herein not subject to credit for payment of any state sales or use tax not imposed for benefit and use of counties and municipalities. Designates State Revenue Comm'r to collect and administer local sales and use tax and authorizes him to promulgate additional implementing rules and regulations.

Establishes retail bracket system requiring retailer in taxing county to add to sales price and collect specified amount on all taxable sales, as follows, ranging from no amount on sales of less than 10 cents to 4 cents on sales on 85 cents to $1.12, and straight 4 per cent with major fractions governing on sales over $1.12. Requires every retailer with place of business in taxing county to collect 1% local sales and use tax from effective date of levy. Collection to be made as part of sales price of item of tangible property sold, cost price of property used, or part of charge for rendering services, renting or leasing property, or furnishing taxable accomodations. Tax is to be stated and charged separately from sales or cost price, shown separately on retailer's sales record, and paid by purchaser to retailer as trustee for and on account of county imposing tax. Intent is to pass local sales or use tax on to purchaser. Revenue Comm'r is to print and supply necessary forms (may adapt present State sales and use form) and instructions for collection to retailers.

Net proceeds from local sales or use taxes to be distributed on quarterly basis by Revenue Comm'r to taxing counties and municipalities within such counties. Amount to be determined by deducting taxes refunded, State costs of collection and administration and other proper deductions from gross amount of tax remitted by county. Amount distributable is to be determined on per capita basis according to population of county and municipalities within. Formula is set forth for Comm'r to determine per capita figure by dividing net revenue collections for preceding quarter within each taxing county by total population of each such county plus total population of all incorporated cities and towns therein according to most recent federal census; then multiply per capita figure derived by population of taxing county and incorporated cities and towns therein to obtain amount to be distributed to each such taxing county and municipalities in it. Authorizes Comm'r to uniformly apply Revenue Department's administrative interpretations of State Sales and Use Tax Act to this statute. Intention is to harmonize provisions of State and local sales and use tax acts, insofar as practicable. Makes penalty provisions of State act applicable to tax authorized in this Act.

S 179 State aid for nursing schools (Iden. S 278) APPROPRIATIONS
Introducers: Bailey and Henley Sent to APPROPRN

"To appropriate funds to the State Board of Education to provide financial assistance to hospital programs of nursing education leading to diplomas in nursing." Appropriates from General Fund to State Board of Education, in addition to all other appropriations, $1,300,000 for 1969-71 biennium to provide financial assistance to hospital diploma nursing programs. Unexpended fiscal 1970 funds to be carried over into fiscal 1971. Qualifying nursing programs must be conducted by educational nursing unit fully accredited by NC Board of Nursing and operated under authority of public or non-profit hospital licensed by NC Medical Care Comm'n. State Bd. of Ed. to (1)distribute funds each year of biennium to nursing ed. units or hospitals on basis of $400 per student enrolled as of December 1 of preceding year, on condition of maintained accreditation; and (2) make regulations necessary to carry out Act and insure assistance not used for religious or non-public purposes. Effective July 1, 1969.

HOUSE

H 275 Retirement minimum benefits — GS 135, APPROPRIATIONS
Introducer: Stewart — ST PERS

"To make appropriations to the Teachers' and State Employees' Retirement System so as to provide certain minimum benefits." Appropriates from General Fund to Teachers' and State Employees' Retirement System for biennium 1969-71, $10,880 to provide monthly retirement allowances of $4 per month per year of creditable service for former teachers and state employees with more than 15 but less than 20 years creditable service, who retired prior to July 1, 1942 and do not qualify for Social Security benefits. Effective July 1, 1969.

H 276 Pensions, former state employees — GS 135
Introducer: Stewart — Sent to ST PERS

"To provide more equitable retirement pension allowances for former teachers and state employees." Sets minimum pensions and retirement allowances for former teachers and state employees with 12 to 20 years' service, as follows: (1) those retiring pre-7/1/42 who were 65 or older on 7/1/59 -- minimum $6 monthly pension per year of state service; (2) those retiring between 7/1/42 and 4/1/56 who were 65 or older by 7/1/59, or who do not receive social security -- minimum $8 monthly retirement allowances and pension per year of state service; (3) those retiring after social security became payable in 1956 but pre-7/1/63 (when average final comp formula became effective) -- $4 monthly pension to be added to present benefits per year of state service; (4) those retiring between 7/1/63 and 7/1/67 -- $2 monthly pension to be added to present benefits per year of service. Provides for these minimum benefits to be paid from system investment yields above 4-1/2% for previous year (not over 1/10 of 1% of such yield), but only if additional liabilities therefrom do not require increase in total employer contribution rate. Effective July 1, 1969.

H 277 Retirement service credit — GS 135
Introducer: Stewart — Sent to ST PERS

"To credit service rendered by certain teachers and state employees prior to July 1, 1941 for retirement purposes." Amends GS 135-4(a) by adding proviso that Retirement System member retiring pre-7/1/65 with credit for at least 10 years' membership shall file statement of service rendered pre-7/1/41 for which he claims credit, with such credit added for retirement benefits paid on and after 1/1/70. (Clause to which this proviso is added states that one who become System member pre-7/1/46 and was a teacher or state employee during the five years immediately preceding establishment of System shall file statement of service rendered prior to date of establishment for which he claims credit).

H 278 State aid for nursing schools (Iden. S 179) — APPROPRIATIONS
Introducer: Mills — Sent to APPROPRN

"To appropriate funds to the State Board of Education to provide financial assistance to hospital programs of nursing education leading to diplomas in nursing." (Identical with S 179 digested in today's bulletin.)

H 279 Election multi-county school bd. GS 115
Introducers: Mitchell and Troxell Sent to EDUCATN

"To provide for an election of all members of boards of trustees administering and operating public schools where the administrative unit is composed of areas located in more than one county." Provides as title indicates, with boards to be composed of five members to be nominated and elected at primary and general elections beginning in 1970. Prescribes procedure for filing of notice of candidacy for primary, with $5 filing fee; names of all candidates to be on ballot in each county of unit, and all candidates to be voted on by voters at large, with total votes received determining result; no second primary to be held. Provides for names of all nominees to be on ballot and voted upon in general election at large; two nominees receiving most votes to serve 4-year terms and three nominees receiving next highest votes to serve 2-year terms, with successors serving 4-year terms. Provides for vacancies to be filled by appointment of composite board of education and county comm'rs of county where vacancy occurred, for unexpired term. Authorizes county boards of elections to adopt regulations concerning registration, to appoint precinct and election officials, and to establish precincts.

H 280 Public school property - trespassers GS 14
Introducer: McDaniel Sent to JUDIC 1

"To protect the public schools of the state from intruders, trespassers and persons carrying firearms and other weapons." Makes unlawful the carrying or possession whether concealed or not of certain named weapons, including described types of guns, knives, blackjacks, metallic knucks or other weapons of like character of kind on any school grounds or in any school building, recreation area, athletic field or other property used for administration of public school system. Provides section shall not apply to armed forces or national guard personnel in discharge of official duties, or any county or city law officers discharging official duties, any ROTC student required to carry weapons to perform official class duties, or any other person carrying weapon with permission or at request of school principal. Makes it unlawful to remain in such school building or on such school property after being told to leave by school superintendent, principal, teacher, or other person in authority. Makes unlawful rude or riotous noises, disorderly conduct, or loitering around or near such school grounds. Makes it unlawful, after being forbidden by school superintendent, principal, teacher, or person in authority, to enter school grounds and obstruct ingress or egress of persons lawfully entitled to use buildings. Makes unlawful disturbance of school pupils by persons at or near public school building by obscene signs, parading, shouting, or use of electrical sound reproduction devices. Provides authority for school teacher, principal, superintendent, associate or assistant superintendent, having reason to believe pupil is carrying weapon described in bill, to search pupil and remove weapon. Provides violation of provisions constitutes general misdemeanor, punishable in discretion of court by fine and/or imprisonment.

LOCAL BILLS INTRODUCED

SENATE

S 177 Soil-water conservation funds CALDWELL
Introducer: Flaherty Sent to LOC GOVT

"Amending G.S. 153-9(35 1/2) and 153-9(35 3/4) relating to the authority of boards of county commissioners to expend nontax and tax revenues for soil and water conservation so as to make said statutes applicable to Caldwell County."

Adds county to those whose commissioners are empowered to cooperate with National Soil Conservation Service and State Soil and Water Conservation agencies and districts to promote soil and water conservation work, and to appropriate from tax and nontax revenues as they deem advisable for this purpose.

S 180 Annexation law exemption vote — CATAWBA
Introducer: Poovey — Sent to LOC GOVT

"To amend Chapter 160 of the General Statutes relating to municipal corporations, so as to exclude Catawba County from provisions of part 2 and part 3 of the Article providing for the extension of corporate limits." Excludes Catawba County from provisions of municipal corporation law relating to extension of corporate limits of towns under 5,000 and over 5,000 population (GS 160-453.12; 160-453.24). Provides for county referendum prior to July 1, 1969 concerning exclusion proposed by Act. Provides for form of ballot, and effect of various outcomes, including failure of County Comm'r to call referendum -- resulting in exclusion of county effective July 1, 1969 or date of election certification whichever later, unless referendum is defeated.

S 181 Board of health membership — ROBESON
Introducer: MacLean — Sent to PUB HLTH

"To amend 130-13 so as to increase the membership of the Robeson County Board of Health." Modifies cited section by adding two new public members to Robeson County Board of Health; one member being funeral home or ambulance service operator, and the other being any public spirited citizen not a member of same profession as any other member of board. (General law provides for four public members of designated qualifications.) Provides for appointment and tenure of additional members.

HOUSE

H 274 Maxton city manager — ROBESON
Introducer: Speros — Sent to LOC GOVT

"To authorize the governing body of the town of Maxton, North Carolina, to appoint a city manager and to prescribe his powers and duties." Empowers town of Maxton governing body to appoint town manager to be administrative head of town government and to be responsible for all departments. Sets out duties and authority of town manager, including appointment of all dep't heads and employees, and provides tenure and compensation of town manager to be in discretion of town governing board.

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 226 Madison-Mayodan school unit (digested in Bulletin No. 32, p. 206)
Clarifying amendment adopted in House 3/6/69 specifying, if proposed referendum passes, what property is to become property of Madison-Mayodan administrative unit, and what property is to remain that of Rockingham County board of education.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 34 COURT OF APPEALS AMENDMENTS.(2/12) H-PASSED 2ND & 3RD READINGS.
S. 35 INCREASE PENALTY POSTED SIGNS.(2/25) H-REPTD FAV.
S. 44 UNIFORM FEES FOR REGISTERS. S-PASSED 2ND READING; S-PLACED ON CAL FOR MAR. 11.
S. 67 STREET DEDICATION-LAND PARTITION. H-PASSED 3RD READING.
S. 72 SEED LAW FUNDS COLLECTION. H-REF TO COM ON ACRICULT.
S. 77 MECHANICS',MATERIALMEN'S LIENS. S-REPTD FAV AS AMENDED.
S. 110 SPECIAL NEEDS BUS TRANSPORTATION. H-PASSED 2ND & 3RD READINGS.
S. 113 DISCHARGE OF MORTGAGE RECORDS. S-REPTD FAV AS AMENDED.
S. 125 GENERAL ASSEMBLY TIME OF MEETING. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 129 PHOTOGRAPHING DEFENDANTS. S-REPTD FAV AS AMENDED.
S. 131 VALIDATION OF NOTARIAL ACTS. H-REF TO COM ON JUDIC 2.
S. 132 EGG LAW-QUALITY STANDARDS. H-REPTD FAV.
S. 136 LAW-ORDER COMMITTEE REVISION.(2/27) H-REPTD FAV.
S. 156 CREDIT UNION LAW REVISIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 167 PUBLIC CATTLE ASSESSMENTS. S-REPTD FAV.
S. 178 LOCAL OPTION SALES AND USE TAX. S-REF TO COM ON FINANCE.
S. 179 STATE AID FOR NURSING SCHOOLS. S-REF TO COM ON APPROPRN.

H. 49 LOOSE-LEAF REGISTRATION OF VOTERS. S-REF TO COM ON ELECTION.
#H. 57 COUNTY ORDINANCE-MAKING AUTHORITY.(2/13, 2/20) RATIFIED - CHAPTER 36.
H. 58 PUBLIC-CHURCH LOANS INTEREST RATE. S-PASSED 2ND & 3RD READINGS.
H. 75 DISOBEYING TRAFFIC OFFICERS.(2/20) S-REPTD FAV.
H. 82 BANK OFFICER LOANS.(2/27) S-PASSED 2ND & 3RD READINGS.
#H. 84 LEARNER'S PERMITS,NIGHT DRIVING. RATIFIED - CHAPTER 37.
H. 97 DRIVING UNDER INFLUENCE - 1.(2/19, 3/04) S-PASSED 3RD READING; S-SENT FOR CONCUR S COM SUB.
H. 110 DRIVER LICENSE SURRENDER.(2/19, 2/26) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 121 FIREARM SALE REGULATION. S-REF TO COM ON JUDIC 1.
H. 126 SOUNDING DEVICES IN HUNTING. H-RE-REF TO COM ON WILDLIFE.
H. 145 LICENSING BOARD REPORTS. S-PASSED 3RD READING.
H. 155 WORKMEN'S COMP. APPROVED DOCTORS. H-PLACED ON CAL FOR MAR.7.
H. 158 TRUCK LENGTH EXTENSION. S-REF TO COM ON ROADS.

#H. 181 18-YEAR-OLDS TO MAKE WILL. RATIFIED - CHAPTER 39.
H. 182 LEVY OF EXECUTION ON PROPERTY. H-REPTD FAV AS AMENDED.
H. 212 SOFT DRINKS-AG DEPT REGULATION.(2/28) S-REPTD FAV.
H. 213 (J.RES.) LOCAL BILL CUT OFF DATE. S-PLACED ON CAL FOR MAR. 11.
H. 234 CREDIT UNIONS LAW REVISIONS. H-PLACED ON CAL FOR MAR.11.
H. 240 FIELD TRIAL FIREARMS REGULATION. H-REPTD FAV.
H. 241 SKIN DIVER WARNING FLAG. H-REPTD FAV.
H. 242 MOTOR BOATS ON PRIVATE PONDS. H-REPTD FAV.
H. 263 TAKING WILDLIFE-ARTIFICIAL LIGHT. H-REPTD FAV.
H. 271 PROMOTING AGRICULTURAL PRODUCTS. H-REPTD FAV.
H. 275 RETIREMENT MINIMUM BENEFITS. H-REF TO COM ON ST PERS.
H. 276 PENSIONS FORMER STATE EMPLOYEES. H-REF TO COM ON ST PERS.
H. 277 RETIREMENT SERVICE CREDIT. H-REF TO COM ON ST PERS.
H. 278 STATE AID FOR NURSING SCHOOL. H-REF TO COM ON APPROPRN.
H. 279 ELECTION MULTI-COUNTY SCHOOL BD.. H-REF TO COM ON EDUCATN.
H. 280 PUBLIC SCHOOL PROPERTY-TRESPASSERS. H-REF TO COM ON JUDIC 1.

LOCAL BILLS

S. 36 (ROBESON) ROBESON GARBAGE REMOVAL. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 58 (RICHMOND) COUNTY POLICE OFFICERS. H-REPTD FAV.
S. 71 (BUNCOMBE) ASHEVILLE CITY COUNCIL ELECTION.(2/28) H-REF TO COM ON LOC GOVT.
S. 87 (RICHMOND) HAMLET EXTRATERRITORIAL ZONING.(2/24) H-REPTD FAV.
S. 88 (SURRY) MOUNT AIRY ABC ELECTION.(2/21) H-PASSED 2ND & 3RD READINGS.
S. 102 (PITT) COUNTY COMM'R SALARY. H-REPTD FAV.
S. 117 (PERSON) SPECIAL PURPOSE TAXES. S-PASSED 2ND READING.
S. 118 (PERSON) COUNTY COMM'RS-VACANCIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 123 (CASWELL) COUNTY FISCAL CONTROL. H-REPTD FAV.
S. 124 (CASWELL) COMMISSIONERS' COMPENSATION. H-REPTD FAV.
S. 142 (RICHMOND) ALLOCATION OF HAMLET ABC FUNDS. S-REPTD FAV.
S. 155 (GASTON) BESSEMER LIQUOR ELECTIONS. S-REPTD FAV.
S. 169 (ONSLOW) JAX CORPORATE LIMITS EXTENDED. S-PASSED 2ND READING.
S. 177 (CALDWELL) SOIL-WATER CONSERVATION FUNDS. S-REF TO COM ON LOC GOVT.
S. 180 (CATAWBA) ANNEXATION LAW EXEMPTION VOTE. S-REF TO COM ON LOC GOVT.
S. 181 (ROBESON) BOARD OF HEALTH MEMBERSHIP. S-REF TO COM ON PUB HLTH.

H. 127 (MOORE) LOCAL GOVT. WARRANTY DEEDS. S-REPTD FAV.
#H. 133 (IREDELL) MOORESVILLE JURY TRIAL. RATIFIED - CHAPTER 38.
H. 146 (WARREN) COUNTY WINE SALE. S-REPTD FAV.
H. 161 (FORSYTH) WINSTON-SALEM ZONING NOTICE. S-PASSED 2ND & 3RD READINGS.
H. 179 (JACKSON, SWAIN, TRANSYLVANIA) LISTING TAXES BY MAIL. H-REPTD FAV.

H. 201 (MECKLENBURG) NON-TAX RECREATION FUNDS. H-REPTD FAV.
H. 217 (PAMLICO) HOBUCKEN COMMUNITY CENTER. H-REPTD FAV.
H. 219 (SAMPSON) ROSEBORO ABC LAW ENFORCEMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 220 (DUPLIN, ONSLOW, PENDER) HUNTING SEASON. H-REPTD FAV AS AMENDED.
H. 222 (FORSYTH) W.S. FIREMEN RETIREMENT FUND. H-REPTD FAV.
H. 226 (ROCKINGHAM) MADISON-MAYODAN SCHOOL UNIT.(3/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 232 (WILSON) WILSON FIREMEN RETIREMENT. H-REPTD FAV.
H. 244 (WILKES) N WILKESBORO FIREMEN RETIREMENT. H-REPTD FAV.
H. 246 (WARREN) NORLINA TOWN COMM'RS INCREASE. H-REPTD FAV AS AMENDED.
H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 249 (BURKE) GLEN ALPINE TAX LIENS. H-REPTD FAV.
H. 253 (CHOWAN) EDENTON POLLING PLACES. H-REPTD FAV.
H. 254 (GATES) NO BEARS TILL '73. H-REPTD FAV.
H. 255 (CLEVELAND) COUNTY FINANCE DIRECTOR. H-REPTD FAV.
H. 274 (ROBESON) MAXTON CITY MANAGER. H-REF TO COM ON LOC GOVT.

****

Next sessions of Senate and House:

10:00 a.m., Friday, March 7, 1969.

G41
25:1969/38
C.2

North Carolina State Library
Raleigh

N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 184 Local air pollution control — GS 143
Introducer: Burney — Sent to CONS & DEV

"To amend Article 21, Chapter 143 of the General Statutes to clarify the authority of local air pollution control programs." Adds to GS 143-215.3(a)(11) provisions authorizing any county or municipality, or group of counties and municipalities in an area of state designated by State Board of Water and Air Resources for area-wide air pollution control program, to establish and carry out (subject to approval of State Board) a local air pollution control program containing such elements as a comprehensive plan, air quality monitoring, emmission inventory, air quality and emission control standards, abatement time schedules, and provisions for administration and enforcement. Authorizes adoption of ordinances and regulations, which may provide for registration of contaminant sources, permits for pollution control activities, notification of violators, temporary permits and variances, emergency declaration procedures, notice and hearing procedures, and advisory councils; copies of ordinances and regulations to be filed with State Board and clerk of court; penalties for violations set at maximum $50 fine ($250 for abatement orders) and/or 30 days' imprisonment, with each day of violation a separate offense. Also authorizes civil actions to restrain violations. Authorizes localities to spend tax and non-tax funds therefor and declares expenditures to be for public purpose and necessary expense. Makes final administrative decisions by local governing bodies subject to judicial review pursuant to GS Ch. 143, Art. 33.

Authorizes localities with State Board approval to establish air pollution control programs either under administration of local governing body, or by 5-7 member appointed air pollution control board serving 6-year staggered terms, or through designation of local health board and department, or by combination of appointed pollution control board and local health department. Authorizes local governing boards with approval of State Board to establish by mutual agreement an air pollution control region, with any counties involved to be contiguous or in a continuous boundary, and comprising the total of an area contained in a region designated by State Board. Authorizes appointment of regional air pollution control board, consisting of at least five members serving 6-year staggered terms, with each participant having at least one representative and representation otherwise in relation to population; regional board may employ own staff or designate local health department.

S 185 Diploma nursing school credit — GS 90
Introducer: James — Sent to EDUCATN

"To accord certain school credits to graduates of hospital schools of nursing." Gives any graduate of hospital diploma school of nursing in State equivalent of 1-year credit on work leading to B.S. degree in nursing or advanced degree in nursing at any State supported institution of higher learning offering such degree.

HOUSE

H 281 Milk testing laboratory funds — APPROPRIATIONS
Introducers: L. Ramsey and others — Sent to APPROPRN

"Appropriating funds to the Department of Agriculture to establish a modern laboratory in western North Carolina for testing the butterfat content of milk." Appropriates $3,634 for fiscal year beginning July 1, 1969 and $1,644 for fiscal year beginning July 1, 1970 from General Fund to Department of Agriculture for salaries and incidental expenses for the operation and maintenance of a modern laboratory for testing butterfat content of milk at Western North Carolina Agricultural Center or such other place in western N.C. as Dep't of Agriculture selects.

H 285 Interest rates and charges — GS 24, 53
Introducer: Stewart — Sent to BANKS

"To amend the General Statutes relating to interest and charges on borrowed money." Amends GS Ch. 24, which sets interest rate at 6%, penalties for usury, etc., by adding new section GS 24-1.1 permitting parties to a loan, advance or forbearance to contract in writing to pay any rate of interest where principal is $5,000 or more, and any rate up to 10% per annum where principal is less than $5,000, with proviso that this contract rate limit not apply when larger charge is authorized by law. Changes GS 24-2 to exact prescribed penalties for usury where rate of interest is greater than that permitted in GS Ch. 24 or other applicable law (rather than greater than 6%). Repeals GS 24-8 (which limits to maximum 8% interest corporate loans of $30,000 or more), GS 24-10 (which limits residential loans to 7% interest and prescribes prepayment conditions and penalties), and GS 24-11 (which limits maximum fee or discount inuring to benefit of lender to 1% of loan principal). Amends GS 53-166(a), 53-173, 53-179, and 53-190 to raise from $600 to $1,500 the amount listed in each section as requirement for application of these sections, dealing, respectively, with the scope of the State consumer finance act and evasions and penalties for usury under it; the maximum amount of loan as applied to maximum rate of charge; total liability limits under multiple office loan limitations; and maximum value of loan contract made outside State that is subject to in-state enforcement. Authorizes interest "permitted by Ch. 24" (rather than present 6%) on loans under $1,500 (rather than present $600) in GS 53-166(a). Rewrites subsec.(c) of GS 53-168 (relating to licensing existing businesses making direct cash loans under NC small loans act) to entitle lenders holding license as of July 1, 1968 under GS 105-88 (which provides for State licensing of loan agencies or brokers) to a license under this Article (15) provided application is made within six months of effective date of subsec. and person meets requirements of GS 53-168(a) subdivs (2) setting forth standards of financial responsibility etc. and (3) requiring loanable assets of $25,000. Amends GS 53-173 to permit charges on loan of money to be made repayable to licensee in substantially equal consecutive monthly installments. Rewrites GS 53-173, subsec. (1) to make charge for payment according to schedule computable on amount of cash advance for

full term of contact without regard to requirement for installment payments at rates not exceeding $18 per $100 per yr. on part of cash advance not exceeding $300, $12 per $100 per yr. on part from $300 to $1,000, and $8 per $100 per yr. on part from $1,000 to $1,500 (presently, $20 per $100 per yr. up to $100, $18 per $100 for cash advance from $100 to $200, $15 per $100 for amts. from $200 to $300, and $6 per $100 for amts. from $300 to $600). Amends GS 53-173(2) to raise from $75 to $95 maximum loan for which licensee may charge at rate of $1 for each $5 cash advance under certain conditions. Adds to GS 53-173(3) provision that payment charge under schedule be computed at time of loan and added to cash advance, and also to require that all payments made on account, except those applied to default or deferment charges, be applied to unpaid installments in order due. Adds to GS 53-173(4) provision to permit charge for extra days to be added to amt. of first installment and excluded in computing rebate. Re-writes GS 53-174, relating to refunds, to re-letter first paragraph (a) and to eliminate condition that 2 months have expired before licensee make refund or credit to borrower who has paid loan contract in full; also deletes portion relating to pro rata refund of charges to borrower upon prepayment in full under specific conditions, and substitutes new subsec. (b) to provide that licensee may make and collect deferment charge under formula specified in subsec. when payment dates of all wholly unpaid installments deferred for full month or more and contract maturity extended correspondingly; authorizes State Banking Commission to promulgate further necessary rules. Amends GS 53-175(b) to make permitted additional charge for unpaid balance on loan effective at the maturity date as originally scheduled or as deferred (rather than at the maturity date of the original contract). Re-writes GS 53-176 (optional rates, maturities and amounts) to permit licensee to make loans over $1,500 for any term (rather than loans over $600 for any term including more than 24 months) subject to all other provisions of Art., provided total charges for each loan by licensee under sec. not exceed same fees and interest in GS 53-141. Amends 53-179 (multiple office loan limitations) to adjust charges for violative interest loans "to that authorized by GS 53-176" (rather than present "to simple interest at six per cent (6%) per year") on the entire obligation. Rewrites GS 53-180 (time and payment limitation) to change time limitation on loan contract from flat 25 loan months from contract date to 25 months if cash advance is $600 or less and 37 months if advance is morethan $600. Adds to provision that no installment contracted for be substantially larger than any preceding installment the words "except as authorized by this Article." Deletes subsecs (d) and (e) of GS 53-189 which, respectively, prohibit licensee from requiring borrower to obtain credit accident and health insurance when loan secured by certain collateral and forbid licensee commission, premium or profit from sale of property loss insurance on property used as collecteral to secure loan under art. Eliminates GS 53-191 exemption from provisions of article to person, firm or corporation solely in business of making loans of $50 or more secured by motor vehicles. Act effective from ratification and applies to existing as well as future loans, advances or forbearances, but not to be construed to make usurious any existing loan, etc., notusurious under former law and not to apply to pending litigation.

H 286 Livestock scale funds — APPROPRIATIONS
Introducer: Collins — APPROPRN

"Appropriating funds for the establishment of a livestock weighing station at the Ashe-Alleghany county line and establishing a committee to operate the weighing station." Creates Laurel Springs Livestock Weighing Station Committee and appropriates $6,000 from General Fund to it for purchase of land, scales, equipment and erection of building. Committee to be composed of three members: one each appointed by Ashe and Alleghany County Comm'rs (4-yr terms), third member chosen by two members appointed by respective county Comm'rs (2-yr term); all members eligible for reappointment. Members serve without pay, but entitled to reimbursement for actual expenses incurred on Comm. business. Comm. to purchase not more than one acre for livestock weighing station, and scales with minimum 10,000 capacity, and to provide suitable housing for scales. Comm. to employ scale operator(s) and to establish cattle weighing fees sufficient to offset costs of station operation. Comm. to establish station hours and rules of operation. All persons permitted access to weighing facilities upon payment of established fee. Effective July 1, 1969

LOCAL BILLS INTRODUCED

SENATE

S 182 Sanford bond notice validation — LEE
Introducer: Staton — Sent to ELECTION

"To validate the publication of notice of a special bond election to be held in the City of Sanford even though the dates between the first and last publication of such notice is less than thirty days." As title indicates; validation involves special bond election scheduled to be held March 29, 1969 for which it is impossible to complete required publication of notice once in each of three successive weeks in newspaper, due to error in computation of publication date. Specifies that election not to be invalidated by failure of publication of notice to comply with resolution of county elections board or any GS requirement.

S 183 Listing property taxes — IREDELL
Introducer: Joyner — Sent to LOC GOVT

"To amend sections 106-306(26);105-308; 105-309 and 105-310 of the General Statutes of North Carolina in order to authorize the Board of County Commissioners of Iredell County to prescribe regulations relating to the listing of property for taxation in Iredell County, and to authorize the division, or combining of townships for tax listing purposes." Authorizes county commissioners to prescribe regulations as to 1) type and form of oath, affirmation or declaration and manner of administering to those listing property, 2) listing of property for taxation by agents, and 3) tax lists submitted by mail. Where property and poll listed by mail, affixing signature to oath or affirmation on property listing statement is made equivalent to taking prescribed oath or affirmation. Authorizes county commissioners to divide or combine townships for tax listing purposes, and tax supervisor with commissioners' approval to appoint list takers for combined or divided units. Makes provisions of GS 105-306(26), 105-308, 105-309, and 105-310, which relate to taxpayers' oaths and tax listing by agents and mail, applicable to county insofar as not inconsistent with county commissioners' regulations. Applies GS 105-307, making failure to list properly property for ad valorem tax purposes a misdemeanor,to county. Declares listing in county must conform to GS provisions as amended by commissioners' regulations.

HOUSE

H 282 Asheboro school board residence — RANDOLPH
Introducers: Garner and Blake — Sent to ELECTION

"To eliminate the requirement that not less than two members of the Board of Education of the Asheboro City administrative unit reside in territory outside the City of Asheboro." Amends SL 1957, Ch. 35 as title indicates.

H 283 Charlotte firemen's fund — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks, and A. Jones — Sent to LOC GOVT

"To amend the Act relating to the authority of the Charlotte Firemen's Retirement System to invest in stock." Increases percent of Charlotte Firemen's Retirement System funds which may be invested in common and preferred stocks from 15% to 30% of all invested funds, reckoned at time of purchase.

H 284 Charlotte contracts, promotions — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks and A. Jones — Sent to LOC GOVT

"To amend the Charter of the City of Charlotte." Increases to $3,000 (from $1,000) Charlotte City contracts which must be in writing and subject to GS 160-279 (regulating municipal contracts generally). Adds provision empowering Charlotte Police Chief to make promotions probationary for 6 mos., after which period chief may revert person promoted to previous non-probationary grade without a hearing.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 26 Underwriting coastal insurance (digested in Bulletin 10, p. 47)
Committee substitute adopted in Senate 3/7/69 making changes as follows: Deletes "coastal areas" from declaration of necessity for coverage by insurance set out in this article (leaving "beach areas"). Deletes subsection setting out definition of "Basic Property Insurance". Includes under definition of "insurable property" one and two family dwellings built in substantial compliance with N. C. Uniform Residential Building Code. Adds provision that buildings built after Jan. 1, 1970 not in substantial compliance with N. C. Uniform Residential Building Code shall not be insurable risk (provision previously referred only to N. C. Building Code). Adds new provision requiring owner or applicant for insurance under this article to submit with application for insurance certificate from building inspector, contractor, engineer or architect proof that structure is built in substantial compliance with N. C. Building Code or Residential Building Code. Deletes from definition of "beach area", which includes reference to Core, Pamlico, Roanoke and Currituck Sounds, the words, "Beach Area shall also include that area one mile on either side of the bodies of water mentioned herein", resulting in definition as it relates to those bodies of water only including area known as "outer banks". Includes under powers of association the power to cede reinsurance to its members and to purchase reinsurance for its members (omitting power to cede insurance). Rewrites provision dealing with governing board of association to provide for appointment by Commissioner of Insurance of 11-member temporary board of directors, which is to prepare and submit insurance plan, and to serve until permanent board takes office.

Adds to provision concerning participation by members of association in its writings etc. in proportion to net direct premiums of such members, new provision allowing credit to members for essential property insurance voluntarily written in beach area. Adds to requirements of plan of operation submitted for approval by Commissioner provision that plan shall set out its proposals for election, number, term of office etc. of directors, and that plan shall grant credit for insurance voluntarily written required above. Adds to provision allowing immunity for association, Commissioner, or his staff, etc. in certain instances, new provision allowing immunity for inspections made persuant to this act.

S 113 Discharge of mortgage records (digested in Bulletin No. 26, p. 152)
Technical amendment adopted in Senate 3/7/69.

S 129 Photographing defendants (digested in Bulletin No. 28, p. 170)
Provides that violations of GS Ch. 20 (Motor Vehicles), except those relating to auto theft or tampering (GS 20-105, 106, 106.1, 107, 108, 109) and local motor vehicle traffic ordinances and regulations are not considered misdemeanors for application of Act (original bill did not except auto theft or tampering offenses).

H 77 Mechanics', materialmen's liens (digested in Bulletin No. 17, p. 92)
Amendment adopted in Senate 3/7/69 deleting provision which states real property held by tenants by entireties subject to mechanics' and materialmen's liens as provided by proposed article, unless dissenting spouse objects in writing to person furnishing labor or material within 10 days of date labor or material first furnished.

H 155 Workmen's Comp. approved doctors (digested in Bulletin No. 23, p. 135)
Amendment adopted in House 3/7/69 limiting applicability of county provisions of Act to states of South Carolina, Virginia, and Tennessee (originally, any other state).

H 182 Levy of execution on property (digested in Bulletin No. 26, p. 153)
Committee amendment adopted in House 3/7/69 deleting that portion of first sentence of proposed section which specifically sets out as subject to levy any personal property listed for ad valorem taxes in name of judgement debtor.

H 246 (Warren) Norlina town comm'rs increase (digested in Bulletin No. 34, p. 222).
Amendment adopted in House 3/7/69 changing the increased number of commissioners from "four" to "five".

H 263 Taking Wildlife - artificial light (digested in Bulletin No. 36, p. 238)
Amendment adopted in House 3/7/69 providing does not prohibit collection of specimens for scientific or medical studies under permit from N.C. Wildlife Commission. (act prohibits taking of wildlife at night with aid of light and conveyance)

SENATE AND HOUSE CALENDAR ACTION MAR.07,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 26 UNDERWRITING COASTAL INSURANCE.(3/07) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 34 COURT OF APPEALS AMENDMENTS.(2/12) RATIFIED - CHAPTER 44.
S. 35 INCREASE PENALTY POSTED SIGNS.(2/25) H-PASSED 2ND & 3RD READINGS.
#S. 67 STREET DEDICATION-LAND PARTITION. RATIFIED - CHAPTER 45.
S. 72 SEED LAW FUNDS COLLECTION. H-RE-REF TO COM ON FINANCE.
S. 77 MECHANICS',MATERIALMEN'S LIENS.(3/07) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR MAR 12.
#S. 110 SPECIAL NEEDS BUS TRANSPORTATION. RATIFIED - CHAPTER 47.
S. 113 DISCHARGE OF MORTGAGE RECORDS.(3/07) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 125 GENERAL ASSEMBLY TIME OF MEETING. H-REF TO COM ON ST. GOVT.
S. 129 PHOTOGRAPHING DEFENDANTS.(3/07) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 132 EGG LAW-QUALITY STANDARDS. H-PLACED ON CAL FOR MAR.12.
S. 136 LAW-ORDER COMMITTEE REVISION.(2/27) H-PASSED 2ND & 3RD READINGS.
S. 156 CREDIT UNION LAW REVISIONS. H-REF TO COM ON BANKS.
S. 167 PUBLIC CATTLE ASSESSMENTS. S-PLACED ON CAL FOR MAR 11.
S. 184 LOCAL AIR POLLUTION CONTROL. S-REF TO COM ON CONS & DEV.
S. 185 DEPLOMA NURSING SCHOOL CREDIT. S-REF TO COM ON EDUCATN.

#H. 58 PUBLIC-CHURCH LOANS INTEREST RATE. RATIFIED - CHAPTER 80.
H. 75 DISOBEYING TRAFFIC OFFICERS.(2/20) S-PLACED ON CAL FOR MAR 10.
#H. 82 BANK OFFICER LOANS.(2/27) RATIFIED - CHAPTER 41.
H. 97 DRIVING UNDER INFLUENCE - 1.(2/19, 3/04) H-CONCURS IN S COM SUBSTITUTE.
H. 110 DRIVER LICENSE SURRENDER.(2/19, 2/26) S-REF TO COM ON HY SAFTY.
#H. 145 LICENSING BOARD REPORTS. RATIFIED - CHAPTER 42.
H. 155 WORKMEN'S COMP. APPROVED DOCTORS.(3/07) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 182 LEVY OF EXECUTION ON PROPERTY.(3/07) H-AMENDMENT ADOPTED; H-RE-REF TO COM ON JUDIC 2.
H. 212 SOFT DRINKS-AG DEPT REGULATION.(2/28) S-PASSED 2ND & 3RD READINGS.

H. 240 FIELD TRIAL FIREARMS REGULATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 241 SKIN DIVER WARNING FLAG. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 242 MOTOR BOATS ON PRIVATE PONDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 263 TAKING WILDLIFE-ARTIFICIAL LIGHT.(3/07) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 271 PROMOTING AGRICULTURAL PRODUCTS. H-PLACED ON CAL FOR MAR.10.
H. 281 MILK TESTING LABORATORY FUNDS. H-REF TO COM ON APPROPRN.
H. 285 INTEREST RATES & CHARGES. H-REF TO COM ON BANKS.
H. 286 LIVESTOCK SCALE FUNDS. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 36 (ROBESON) ROBESON GARBAGE REMOVAL. H-REF TO COM ON LOC GOVT.
S. 58 (RICHMOND) COUNTY POLICE OFFICERS. H-PASSED 2ND & 3RD READINGS.
S. 87 (RICHMOND) HAMLET EXTRATERRITORIAL ZONING.(2/24) H-PASSED 2ND & 3RD READINGS.
#S. 88 (SURRY) MOUNT AIRY ABC ELECTION.(2/21) RATIFIED - CHAPTER 46.
S. 90 (WAKE) RALEIGH SATELLITE ELECTIONS. H-REPTD FAV.
S. 102 (PITT) COUNTY COMM'R SALARY. H-PASSED 2ND & 3RD READINGS.
S. 117 (PERSON) SPECIAL PURPOSE TAXES. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 118 (PERSON) COUNTY COMM'RS-VACANCIES. H-REF TO COM ON LOC GOVT.
S. 123 (CASWELL) COUNTY FISCAL CONTROL. H-PASSED 2ND & 3RD READINGS.
S. 124 (CASWELL) COMMISSIONERS' COMPENSATION. H-PASSED 2ND & 3RD READINGS.
S. 142 (RICHMOND) ALLOCATION OF HAMLET ABC FUNDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 154 (GASTON) MUNICIPAL ELECTIONS. S-REPTD FAV.
S. 155 (GASTON) BESSEMER LIQUOR ELECTIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 169 (ONSLOW) JAX CORPORATE LIMITS EXTENDED. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 182 (LEE) SANFORD BOND NOTICE VALIDATION. S-REF TO COM ON ELECTION.
S. 183 (IREDELL) LISTING PROPERTY TAXES. S-REF TO COM ON LOC GOVT.

H. 85 (BEAUFORT)BELHAVEN MANAGER REFERENDUM. S-REPTD FAV.
H. 127 (MOORE) LOCAL GOVT. WARRANTY DEEDS. S-PASSED 2ND & 3RD READING.
H. 146 (WARREN) COUNTY WINE SALE. S-PLACED ON CAL FOR MAR 11.
#H. 148 (DAVIE) SCHOOL BOARD FINANCIAL REPORT. S-REPTD UNFAV.
H. 150 (WILSON) COUNTY COMM'R COMPENSATION. S-REPTD FAV.
#H. 161 (FORSYTH) WINSTON-SALEM ZONING NOTICE. RATIFIED - CHAPTER 43.
H. 177 (DARE) AMENDS NAGS HEAD CHARTER. S-REPTD FAV.
H. 179 (JACKSON, SWAIN, TRANSYLVANIA) LISTING TAXES BY MAIL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 180 (FORSYTH) WINSTON-SALEM PROPERTY DISPOSAL. S-REPTD FAV.

H. 192 (NEW HANOVER) SOIL CONSERVATION FUNDS. S-REPTD FAV.
H. 194 (MECKLENBURG) CHARLOTTE ELECTION PROCEDURES. S-REPTD FAV.
H. 196 (WILKES) DISCOUNTS TAX PREPAYMENT. S-REPT FAV.
H. 201 (MECKLENBURG) NON-TAX RECREATION FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 217 (PAMLICO) HOBUCKEN COMMUNITY CENTER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 219 (SAMPSON) ROSEBORO ABC LAW ENFORCEMENT. S-REF TO COM ON ABC.
H. 220 (DUPLIN, ONSLOW, PENDER) HUNTING SEASON. H-PLACED ON CAL FOR MAR.13.
H. 222 (FORSYTH) W.S. FIREMEN RETIREMENT FUND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 226 (ROCKINGHAM) MADISON-MAYODAN SCHOOL UNIT.(3/06) S-REF TO COM ON EDUCATN.
H. 232 (WILSON) WILSON FIREMEN RETIREMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 244 (WILKES) N WILKESBORO FIREMEN RETIREMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 246 (WARREN) NORLINA TOWN COMM'RS INCREASE.(3/07) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS. S-REF TO COM ON EDUCATN.
H. 249 (BURKE) GLEN ALPINE TAX LIENS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 253 (CHOWAN) EDENTON POLLING PLACES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 254 (GATES) NO BEARS TILL '73. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 255 (CLEVELAND) COUNTY FINANCE DIRECTOR. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 282 (RANDOLPH) ASHEBORO SCHOOL BOARD RESIDENCE. H-REF TO COM ON ELECTION.
H. 283 (MECKLENBURG) CHARLOTTE FIREMEN'S FUND. H-REF TO COM ON LOC GOVT.
H. 284 (MECKLENBURG) CHARLOTTE CONTRACTS,PROMOTIONS. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate:

9:30 a.m., Saturday, March 8, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, March 10, 1969.

Next Sessions of House:

10:00 a.m., Saturday, March 8, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, March 10, 1969.

#

G41
25:1969/39
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

Note: The Senate and House convened at 9:30 a.m. and 9:00 a.m., respectively, Saturday, March 8, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 186 Tax package (Iden. H 296) GS 18, 105
Introducer: Scott Sent to FINANCE

"To amend Chapters 18 and 105 of the General Statutes to provide additional revenue and revenue sources for the General Fund of the State and to redefine the definition of 'head of household' for income tax purposes." Identical with H 296, digested in this Bulletin below.

S 187 Highway tax increases (Iden. 297) GS 20, 105
Introducer: Scott Sent to FINANCE

"To amend Chapters 20 and 105 of the General Statutes to provide additional revenue for the Highway Fund of the State." Identical with H 297, digested in this Bulletin below.

S 188 Roanoke Historical funds (Iden. H 290) APPROPRIATION
Introducer: Gurganus Sent to APPROPRN

"Appropriating funds to the Roanoke Island Historical Association to pay off indebtedness for capital improvements." Identical with H 290, digested in this Bulletin below.

S 189 Gas tax exemption - private schools -2 GS 105
Introducers: Harrington and Wood Sent to ROADS

"To amend G. S. 105-449 to provide an exemption from the State gasoline tax used in non-profit, non-public school transportation." Rewrites cited section to add gasoline used in school buses owned by non-profit, non-public schools at the high school level or below to exemption from state gasoline tax. (Presently exempts only gasoline used by public school systems.) Effective July 1, 1969.

S 191 Municipal redevelopment funding — GS 160
Introducer: McGeachy — Sent to LOC GOVT

"Enabling municipalities to finance redevelopment programs on an annual basis." Adds to powers of municipal redevelopment commissions under GS 160-462 authority to perform redevelopment project undertakings in one or more continguous or non-contiguous redevelopment areas planned and carried out as annual increments. Makes conforming amendment to GS 160-463 by providing that redevelopment plan shall include statement of estimated cost and method of financing redevelopment (now, statement of estimated cost and method of financing acquisition of area and other necessary costs), except that where activities performed on basis of annual increments, statement to cover activities proposed during incremental period plus estimated cost and financing method.

HOUSE

H 289 Elizabethan Garden funds — APPROPRIATION
Introducers: Burrus and others — Sent to APPROPRN

"Appropriating the sum of ten thousand dollars for each year of the biennium to the Elizabethan Garden of the Garden Clubs of North Carolina, Inc." As title indicates.

H 290 Roanoke Historical funds (Iden. S 188) — APPROPRIATION
Introducers: Burrus and Roberson — Sent to APPROPRN

"Appropriating funds to the Roanoke Island Historical Association to pay off indebtedness for capital improvements." Appropriates from State General Fund to Roanoke Island Historical Ass'n $30,000 to pay off indebtedness for educational workshop building.

H 293 Local option sales-use tax-2 — GS 105
Introducer: Mohn — Sent to FINANCE

"Enabling each of the counties of the State to impose and levy a sales and use tax of one per cent (1%) upon certain taxable transactions." Identical with S 178, digested in Bulletin No. 37 at page 245, except in authorizing imposition of optional 1% sales and use tax either by board of county comm'rs on its own motion or by request of county comm'rs to board of elections to call a special election (S 178 would authorize imposition of tax only after special election, which might be initiated either upon request of county comm'rs or upon petition by 15% of qualified voters voting in previous election for Governor.).

H 294 41st House Dist.-numbered seat — GS 163
Introducers: Bumgardner and others — Sent to ST GOVT

"To amend G. S. 163-117 so as to provide for numbered seats in the Forty-First District of the House of Representatives." Deletes 41st House District from list of districts excluded from application of SL 1967, Ch. 1063, thereby placing 41st district within scope of GS 163-117 (provides for numbering of seats within multi-member districts).

H 296 Tax package (Iden. S 186) GS 18, 105
Introducer: Gregory Sent to FINANCE

"To amend Chapters 18 and 105 of the General Statutes to provide additional revenue and revenue sources for the General Fund of the State and to redefine the definition of 'head of household' for income tax purposes."

Alcoholic beverage tax

Amends G. S. 18-81 (a1) and (a2) by raising additional taxes on beer, lager beer, ale, porter, and other brews with 1% to 5% alcohol as follows: per barrel of thirty-one gallons, from $3.00 to $7.50; per container of not more than six ounces, from 1/2¢ to 1 1/4¢; per container of six to twelve ounces, from 1¢ to 2 1/2¢; per container of one quart, from 2 2/3¢ to 6 2/3¢; per container of seven ounces, from .6¢ to 1-1/2¢; makes comparable change in alternate tax (from .09¢ to .21¢). Amends G. S. 18-85(b) by raising from 2% to 12% the additional tax on retail price of spiritouous distilled liquors (thereby raising total tax imposed by GS 18-85 from 12% to 22%).

Tobacco tax

Adds new Article 2A, Schedule B-A, Tobacco Tax to Ch. 105 which is substantially identical to H 151- S 97 (digested in Bulletin No. 23 at page 131) except in the following respects: adds provision permitting distribution of complimentary packs containing five or fewer cigarettes without stamps affixed if "State tax paid" printed on packs and manufacturer makes monthly reports; adds requirements that vending machines be identified as to ownership and that owners make annual report to commissioner giving serial numbers and locations of their machines; provides that distributors shall pay for stamps when they are purchased rather than within thirty days (credit provision under bond is retained); reduces discount to distributor (for handling and affixing stamps) from 1/3¢ to 1/4¢; eliminates provision that seized unstamped tobacco products be destroyed within ten days following conviction; provides that in case of public sale of unstamped tobacco products revenue to go to State general fund rather than county school fund; omits severability clause.

Head of household exemption

Amends G. S. 105-135(8) by redefining "head of household" as including single individual, widow, widower, or divorced individual who maintains a household constituting principal place of abode during major portion (183 days or more) of taxable year of himself, or closely related dependent; individual must furnish over one-half cost of maintaining the household. Defines "closely related dependent" as individual for whom a $600 exemption is allowable under State tax laws. Amends G. S. 105-149(2) (a) to provide $2,000 exemption for persons qualifying as head of household under new definition (now, this exemption generally available only to person supporting dependents in their home). Specifies that each individual entitled to only one head of household exemption.

Motor vehicle sales and use tax

Amends G. S. 105-164.4 by raising sales tax on airplanes, railway locomotives, railway cars, boats and motor vehicles from 1 1/2% to 2% and by raising use tax on motor vehicles from 1 1/2% to 2%.

Gross premium tax on insurance companies

Amends G. S. 105-228.5 by raising taxes as follows: on contracts applicable to liabilities under Workmen's Compensation Act, in case of domestic insurers, from 1.6% to 2-1/10%, and in case of foreign insurers (unless domesticated) from 4% to 4-1/2%; on amounts collected on annuities and all other contracts issued by domestic life insurance companies, from 1-1/2% to 2%; on amounts collected on contracts issued by domestic insurance companies other than life companies and G. S. Ch. 57 companies, from 1% to 1-1/2%; on amounts collected on annuities and all other contracts, in the case of foreign and alien companies, from 2-1/2% to 3%; on fire and lightning coverage, from 1% to 1-1/2%.

Excise tax on banks

Amends G. S. 105-228.12 by raising annual excise tax on banks from 4-1/2% to 6% of net income.

Capital stock and excise tax on building and loan (or savings and loan) associations

Amends G. S. 105-228.23 by raising from 6¢ to 7-1/2¢ per $100 the tax on liability of building and loan association on its shares of stock outstanding on December 31 of each year. Amends G. S. 105-228.24 by raising from 6% to 7-1/2% annual excise tax building and loan associations must pay on net taxable income.

Effective date

Act effective July 1, 1969 except head of household exemption applies to tax year beginning on and after January 1, 1969 and tobacco tax effective July 1, 1969 or on first day of month after ninetieth day from ratification whichever is later date.

H 297 Highway tax increases (Iden. S 187) GS 20, 105
Introducer: Gregory Sent to FINANCE

"To amend Chapters 20 and 105 of the General Statutes to provide additional revenue for the Highway Fund of the State." Increases registration fees charged vehicle transporters under GS 20-79.2(3) to $19.00 (now, $15.00) and annual fee charged for each set of license plates issued to transporter to $6.00 (now, $5.00). Amends GS 20-81.2 increasing price for historic vehicles registration to $6.00 (now, $5.00). Rewrites GS 20-87(1) increasing license tax paid by common carriers of passengers to $.56 (now, $.45) per hundred pounds of vehicle weight, and increasing the additional tax on gross revenue to be paid by such common carriers to 1-9/10% (now, 1-1/2%) of gross revenues, making identical increases in remaining provisions of section dealing with computation of tax and amount to be paid by intra-state haulers. Amends GS 20-87(2) increasing tax on U-drive-it vehicles as follows: Motorcycles: 1-passenger, $15.00 (now $12.00); 2-passenger, $19.00 (now, $15.00); 3-passenger, $23.00 (now, $18.00). Automobiles: 9-passenger or less, $38.00 per year (now, $30.00) more than 9-passenger capacity (classified as buses) $2.40 per hundred pounds empty weight of vehicle (now, $1.90/hundred pounds empty weight). Amends GS 20-87(3) increasing tax on for-hire passenger vehicles of 9-passenger capacity or less to $75.00 per year (now, $60.00/year), and increasing tax on for-hire passenger vehicles classified as buses (over 9-passenger capacity) to $2.40 per hundred pounds of empty vehicle weight (now, $1.90/hudred pounds). Rewrites GS 20-87(5) taxing private passenger vehicles as follows: Not more than 9-passenger capacity private passenger vehicles - $13.00 per year; more than 9-passenger capacity private passenger vehicles - $16.00 (presently, private passenger vehicles tax based on vehicle weight, ranging from $10.00/year for vehicles weighing 3500 lbs. or less to $15.00/year for vehicles weighing 4501 lbs. or more). Amends GS 20-87(6) increasing tax on private passenger motorcycles without additional devices to carry persons or property to $6.00 (now, $5.00) per year and on vehicles equipped with such devices to $13.00 (now, $10.00) per year.

Amends GS 20-87(7) increasing cost of one set of dealer's license plates to $35.00 (now $25.00) for first set of plates. Amends GS 20-87(8) increasing registration fee and cost of first set of license plates paid by person engaged in driving vehicles from manufacturer to place of sale in this State to $125.00 (now $100.00) per year, and increasing cost of each additional set of license plates to such person to $6.00 (now $5.00). Amends GS 20-87(9) increasing license fee on house trailers to $4.00 (now $3.00). Amends GS 20-87(10) increasing tax on special mobile equipment to $4.00 (now $3.00) per year, and increasing additional tax on such special mobile equipment on which feed mixing equipment is permanently attached to $30.00 (now $25.00) per year.

Amends GS 20-88 (b), substituting new rate scale increases in license fee required of self-propelled property carrying vehicles with rate graduations based on gross vehicle weight within following limits: (rate per hundred pounds gross vehicle weight) Farmers: from vehicles not over 4,500 lbs. - $.20 to vehicles over 16,500 lbs. - $.50 (now $.15 to $.40). Private Haulers: from vehicles not over 4,500 lbs. - $.40 to vehicles over 16,500 lbs. - $1.00 (now $.30 to $.80). Common carriers: from vehicles not over 4,500 lbs. - $.95 to vehicles over 16,500 lbs. - $1.75 (now $.75 to $1.40). Common Carrier of Property (deposit): increases deposit required for vehicles in all weight categories to $.75 per hundred pounds gross vehicle weight (now $.60). Amends GS 20-88(b)(1) increasing minimum license fee required of any vehicle licensed under section to $12.50 (now $10.00) at farmer rate, and to $16.00 (now $12.00) at private hauler, contract carrier, or common carrier rate. Amends GS 20-88(b)(6) increasing license fee to $62.00 (now $50.00) for wreckers weighing 7000 lbs. or less, and to $125.00 (now $100.00) for wreckers weighing more than 7000 lbs. Amends GS 20-88(c) increasing license fee for trailers and semi-trailers to $4.00 (now $3.00) per year. Amends GS 20-88(e), which provides tax of 6% of gross profits from operation of Common Carriers of Property, to extent such profits exceed amount paid at gross vehicle weight rates previously set out, to increase rate to 7-1/2%; permits special reduction for two years new service to 5% (now 6%). Deletes GS 20-88(g), imposing additional 6% tax on contract carriers operating under permit of Utilities Commission. Amends GS 20-89, dealing with method of computing gross revenue of common carriers of persons and property, to conform to sections setting out proposed 7-1/2% tax rate. All provisions digested to this point effective January 1, 1970.

Amends GS 20-90 (due date of franchise tax required of common carriers of persons and property) to reflect proposed increase in rate to 7-1/2%.

Amends Art. 36 of GS Ch. 105 (Gasoline Tax) as follows: Amends GS 105-434 and -435, increasing tax on motor fuel sold in State and fuels not within definition to $.09 per gal. (now $.07 per gal.). Amends GS 105-446 and GS 105-449.30 (regarding tax refunds on fuels not used in motor vehicles on highways) increasing rebate to $.07 per gal. for year ending Dec. 31, 1969 and to $.08 per gal. for subsequent years (present rebate of $.06 allowed). Amends GS 105-446.1, increasing refunds for gasoline taxes paid by counties and municipalities to $.08 per gal. (now $.06 per gal). Amends GS 105-449, increasing amount of exemption for gasoline tax for fuel sold for use in school buses to $.09 per gal. (now $.07 per gal.). Adds new GS 105-449.01, requiring wholesale and retail gasoline dealers to inventory gasoline on hand as of July 1, 1969 on which tax was paid at $.07 per gal. rate, report such amount to Commissioner, and pay additional $.02 per gal. tax on that amount. (Rewrites GS 105-449.36 setting out identical inventory and tax payment requirement of special fuel supplies.) Amends GS 105-449.16 (providing for collection of gas tax from gas distributors) and GS 105-449.19 (gasoline supplier tax reports required) to reflect proposed rate increase from $.07 per gal. to $.09 per gal. gasoline tax.

Amends GS 105-449.38, concerning road tax computation for motor carriers using gasoline purchased outside state, to reflect increase in rate of computation from $.07 per gal. to $.09 per gal. Amends GS 105-449.39, concerning rebate of gas tax to motor carriers subject to road tax under preceding section, to provide for rebate of $.07 per gal. for gasoline purchased in State prior to July 1, 1969, and rebate of $.09 per gal. for gasoline purchased in State after that date. Provisions digested in last three paragraphs, effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 190 Concord school board election — CABARRUS
Introducer: Boger — Sent to LOC GOVT

"To amend Chapter 716, Session Laws of 1947, relating to the nomination and election of the members of the Concord City Board of Education." Rewrites Concord Charter provision relating to election and composition of Board of Education to provide for non-partisan Board composed of one member resident of each City ward and one at-large member. Provides for staggered 4-yr terms, all to commence at next City election.

HOUSE

H 287 School board resident — ORANGE
Introducer: Stanford — Sent to EDUCATN

"To eliminate the requirement that not more than two members of the Orange County Board of Education may reside in any one township of the County." Repeals SL 1963, Ch. 1108, Sec. 3, as title indicates.

H 288 ABC fund distribution — NORTHAMPTON
Introducer: Martin — Sent to ABC

"To amend G.S. 18-57 so as to provide for the distribution of ABC Store funds in Northampton County. Modifies GS 18-57 to provide that net profits from Northampton ABC store operation to be distributed as follows: 15% or $12,500, whichever is greater, for enforcement of ABC laws; 25% returned to incorporated municipalities of County by formula in proportion to relative municipal population; remaining net profit to county general fund. Repeals SL 1967, Ch. 426 (permissive 15% of net or $12,500 whichever greater for enforcement). Effective July 1, 1969.

H 291 Henderson Twnshp. constable — VANCE
Introducer: Church — Sent to LOC GOVT

"Abolishing the salary of the constable of Henderson Township in Vance County." Repeals SL 1967, Ch. 498, Sec. 9; SL 1965, Ch. 862, Sec. 9; SL 1961, Ch. 568, Sec. 2; SL 1953, Ch. 368--as title indicates.

H 292 Fox hunting — HOKE
Introducer: McFadyen — Sent to WILDLIFE

"To amend Chapter 215 of the Public-Local Laws of 1931, relating to fox hunting in Hoke and other counties so as to exempt Hoke County from the provisions of said act." Exempts Hoke from cited act which regulates fox hunting in Harnett, Cumberland, Sampson, Hoke and Lee counties.

H 295 Prepayments tax discount — STOKES
Introducer: Gentry — Sent to LOC GOVT

"To amend G. S. 105-345, fixing discounts for prepayment of taxes in Stokes County." Modifies GS 105-345(6) to provide tax discount for prepayment of taxes of 2% if taxes prepaid on or before August 1st, and 1% if taxes prepaid during August or September.

SENATE AND HOUSE CALENDAR ACTION MAR.10,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 26 UNDERWRITING COASTAL INSURANCE.(3/07) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 35 INCREASE PENALTY POSTED SIGNS.(2/25) RATIFIED - CHAPTER 51.
S. 113 DISCHARGE OF MORTGAGE RECORDS.(3/07) H-REF TO COM ON JUDIC 2.
S. 129 PHOTOGRAPHING DEFENDANTS.(3/07) S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 136 LAW-ORDER COMMITTEE REVISION.(2/27) RATIFIED - CHAPTER 57.
S. 156 CREDIT UNION LAW REVISIONS. H-RECALLED FROM COM; H-PLACED ON CAL FOR MAR.11.
S. 186 TAX PACKAGE. S-REF TO COM ON FINANCE.
S. 187 HIGHWAY TAX INCREASES. S-REF TO COM ON FINANCE.
S. 188 ROANOKE HISTORICAL FUNDS. S-REF TO COM ON APPROPRN.
S. 189 GAS TAX EXEMPTION-PRIV. SCHOOLS-2. S-REF TO COM ON ROADS.
S. 191 MUNICIPAL REDEVELOPMENT FUNDING. S-REF TO COM ON LOC GOVT.

H. 51 UNIFORM FEES FOR REGISTERS. H-REPTD FAV.
H. 75 DISOBEYING TRAFFIC OFFICERS.(2/20) S-PASSED 2ND & 3RD READINGS.
#H. 97 DRIVING UNDER INFLUENCE - 1.(2/19, 3/04) RATIFIED - CHAPTER 50.
H. 155 WORKMEN'S COMP. APPROVED DOCTORS.(3/07) S-REF TO COM ON MFG LABR.
#H. 212 SOFT DRINKS-AG DEPT REGULATION.(2/28) RATIFIED - CHAPTER 49..
H. 240 FIELD TRIAL FIREARMS REGULATION. S-REF TO COM ON WILDLIFE.
H. 241 SKIN DIVER WARNING FLAG. S-REF TO COM ON CONS&DEV.
H. 242 MOTOR BOATS ON PRIVATE PONDS. S-REF TO COM ON WILDLIFE.
H. 263 TAKING WILDLIFE-ARTIFICIAL LIGHT.(3/07) S-REF TO COM ON WILDLIFE.
H. 271 PROMOTING AGRICULTURAL PRODUCTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 289 ELIZABETHAN GARDEN FUNDS. H-REF TO COM ON APPROPRN.
H. 290 ROANOKE HISTORICAL FUNDS. H-REF TO COM ON APPROPRN.
H. 293 LOCAL OPTION SALES-USE TAX-2. H-REF TO COM ON FINANCE.
H. 294 41ST HOUSE DIST.- NUMBERED SEAT. H-REF TO COM ON ST GOVT.
H. 296 TAX PACKAGE. H-REF TO COM ON FINANCE.
H. 297 HIGHWAY TAX INCREASES. H-REF TO COM ON FINANCE.

LOCAL BILLS

#S. 58 (RICHMOND) COUNTY POLICE OFFICERS. RATIFIED - CHAPTER 52.

#S. 87 (RICHMOND) HAMLET EXTRATERRITORIAL ZONING.(2/24) RATIFIED - CHAPTER 53.
S. 90 (WAKE) RALEIGH SATELLITE ELECTIONS. H-PASSED 2ND & 3RD READINGS.
#S. 102 (PITT) COUNTY COMM'R SALARY. RATIFIED - CHAPTER 54.
S. 117 (PERSON) SPECIAL PURPOSE TAXES. H-REF TO COM ON FINANCE.
#S. 123 (CASWELL) COUNTY FISCAL CONTROL. RATIFIED - CHAPTER 55.
#S. 124 (CASWELL) COMMISSIONERS' COMPENSATION. RATIFIED - CHAPTER 56.
S. 142 (RICHMOND) ALLOCATION OF HAMLET ABC FUNDS. H-REF TO COM ON ABC.
S. 154 (GASTON) MUNICIPAL ELECTIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 155 (GASTON) BESSEMER LIQUOR ELECTIONS. H-REF TO COM ON ABC.
S. 169 (ONSLOW) JAX CORPORATE LIMITS EXTENDED. H-REF TO COM ON LOC GOVT.
S. 190 (CABARRUS) CONCORD SCHOOL BOARD ELECTION. S-REF TO COM ON LOC GOVT.

H. 85 (BEAUFORT) BELHAVEN MANAGER,REFERENDUM. S-PASSED 2ND & 3RD READINGS.
H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY.(2/21) S-PASSED 2ND READING.
#H. 127 (MOORE) LOCAL GOVT. WARRANTY DEEDS. RATIFIED - CHAPTER 48.
H. 150 (WILSON) COUNTY COMM'R COMPENSATION. S-PASSED 2ND & 3RD READINGS.
H. 177 (DARE) AMENDS NAGS HEAD CHARTER. S-PASSED 2ND & 3RD READINGS.
H. 179 (JACKSON, SWAIN, TRANSYLVANIA) LISTING TAXES BY MAIL. S-REF TO COM ON LOC GOVT.
H. 180 (FORSYTH) WINSTON-SALEM PROPERTY DISPOSAL. S-PASSED 2ND & 3RD READINGS.
H. 192 (NEW HANOVER) SOIL CONSERVATION FUNDS. S-PASSED 2ND & 3RD READINGS.
H. 194 (MECKLENBURG) CHARLOTTE ELECTION PROCEDURES. S-PASSED 2ND & 3RD READINGS.
H. 196 (WILKES) DISCOUNTS TAX PREPAYMENT. S-PASSED 2ND & 3RD READINGS.
H. 201 (MECKLENBURG) NON-TAX RECREATION FUNDS. S-REF TO COM ON LOC GOVT.
H. 217 (PAMLICO) HOBUCKEN COMMUNITY CENTER. S-REF TO COM ON LOC GOVT.
H. 222 (FORSYTH) W.S. FIREMEN RETIREMENT FUND. S-REF TO COM ON LOC GOVT.
H. 232 (WILSON) WILSON FIREMEN RETIREMENT. S-REF TO COM ON PERS&EMP.
H. 244 (WILKES) N WILKESBORO FIREMEN RETIREMENT. S-REF TO COM ON PERS & EMP.
H. 246 (WARREN) NORLINA TOWN COMM'RS INCREASE.(3/07) S-REF TO COM ON LOC GOVT.
H. 249 (BURKE) GLEN ALPINE TAX LIENS. S-REF TO COM ON LOC GOVT.
H. 253 (CHOWAN) EDENTON POLLING PLACES. S-REF TO COM ON ELECTION.
H. 254 (GATES) NO BEARS TILL '73. S-REF TO COM ON WILDLIFE.

H. 255 (CLEVELAND) COUNTY FINANCE DIRECTOR. S-REF TO COM ON LOC GOVT.
H. 287 (ORANGE) SCHOOL BOARD RESIDENCE. H-REF TO COM ON EDUCATN.
H. 288 (NORTHAMPTON) ABC FUND DISTRIBUTION. H-REF TO COM ON ABC.
H. 291 (VANCE) HENDERSON TOWNSHIP CONSTABLE. H-REF TO COM ON LOC GOVT.
H. 292 (HOKE) FOX HUNTING. H-REF TO COM ON WILDLIFE.
H. 295 (STOKES) PREPAYMENTS TAX DISCOUNTS. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

10:00 a.m., Tuesday, March 11, 1969.

G41
25:1969/40
C.2

North Carolina State Library
N. C. Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 40 -277- TUESDAY, MARCH 11, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 192 Dealer-mfr. vehicle license fees GS 20
Introducer: Wood Sent to HY SAFTY

"To amend G.S. 20-289(a) to increase those license fees which are placed in the dealers'-manufacturers' license fund." Amends GS 20-289(a) subsecs (1), (2), (3) and (4) to increase the license fees for motor vehicle dealers, distributors, and wholesalers for each principal place of business, from $15 to $25; for each factory branch of manufacturers in this State, from $20 to $30; and for motor vehicle salesmen, and for factory representatives or distributor branch representatives, from $2 to $4. Effective July 1, 1969.

S 193 Vehicle seizure - suspended license GS 20
Introducer: Wood Sent to HY SAFTY

"To amend GS 20-28 to provide for the seizure of a motor vehicle being operated by a person whose license is in a state of suspension or revocation." Adds to GS 20-28 (making unlawful the driving of motor vehicle in State after operator's license has been suspended or revoked) new subsection (c) empowering law officer to seize motor vehicle being operated or that has been operated by a person in violation of section, and to deliver vehicle to sheriff. Requires sheriff to restore vehicle to owner upon posting by owner of bond in value double that of seized vehicle, with bond conditioned on return of vehicle to custody of sheriff on day of trial. Provides upon acquittal of operator charged with violation of section seized vehicle to be returned. Requires court to order auction sale of vehicle upon operator's conviction of violation of section; and, after deduction of costs of storage, sale, and seizure, proceeds to be paid, to satisfy liens in order of priority, any remainder being applied to county school fund. Provides liens against seized vehicle shall be transferred to proceeds of sale. Provides if owner of vehicle can establish to satisfaction of court that vehicle was being operated without his knowledge or consent when seized, court shall restore vehicle to owner; gives owner right to trial by jury on such issues. In event vehicle owner cannot be found, provides for notice of seizure and description of vehicle by publication in local newspaper once a week for two weeks, and by posting of handbills in three public places near place of seizure; and in event owner does not claim vehicle within 10 days from last publication, vehicle may be sold as herein provided. Effective July 1, 1969.

S 194 Conviction definition (Iden. H 199) GS 20
Introducer: Wood Sent to HY SAFTY

"To amend G. S. 20-13(e) and G. S. 20-24(c) concerning the definition of conviction." Identical with H 199, digested in Bulletin No. 28, p. 170.

S 195 UNC Med School B Budget request (Iden. H 305) MISC RES
Introducers: Henley and Ellis Sent to PUB HLTH

"Urging the Appropriations committees to fully review and act favorably upon the 'B' Budget requests of the University of North Carolina School of Medicine for the means to develop and expand programs relating to community medical care, special education for North Carolina students, and family physician education." Identical with H 305, digested below in today's bulletin.

S 196 UNC Med School maintenance funds (Iden. H 300) APPROPRIATION
Introducers: Henley and others Sent to PUB HLTH

"To appropriate certain funds to the University of North Carolina at Chapel Hill School of Medicine to provide special teacher program for medical students, to improve community medical care, and to improve education of personal and family physicians." Identical with H 300, digested below in today's bulletin.

S 197 UNC family medicine prof funds (Iden. H 307) APPROPRIATION
Introducers: Henley and others Sent to PUB HLTH

"To appropriate $127,554.00 to the University of North Carolina to establish a Professor of Family Medicine at the School of Medicine." Identical with H 307, digested in this bulletin.

S 198 Med student recruitment (Iden. H 302) MISC RES
Introducers: Henley and others Sent to PUB HLTH

"Urging the vocation guidance, recruitment and encouragement of students to enter premedical and medical education." Identical with H 302, digested below in today's bulletin.

S 199 Med schools-increase grads (Iden. H 304) MISC RES
Introducers: Henley and others Sent to PUB HLTH

"Urging the three medical schools in the State to increase their output of physicians." Identical with H 304, digested below in today's bulletin.

S 200 Premed education need (Iden. H 303) MISC RES
Introducers: Henley and others Sent to PUB HLTH

"Urging the strengthening of science and other facets of premedical education." Identical with H 303, digested below in today's bulletin.

S 201 (Joint Resolution) LRC health manpower study STUDY
(Iden. H 306) Sent to PUB HLTH
Introducers: Henley and others

"Authorizing and directing the Legislative Research Commission to study North Carolina's health manpower needs, measures to increase the supply, and means to accomplish indicated changes in the health care system." Identical with H 306, digested in this bulletin.

S 202 Purposes - regional universities (Iden. H 318) GS 116
Introducers: V. White and Allsbrook Sent to HIGHR ED

"Rewriting G. S. 116-44.10(b) relating to the purposes of regional universities." Identical with H 318, digested below in today's bulletin.

S 203 Auctioneer regulation
Introducer: J. White

GS 85
Sent to MFG LABR

"To define, regulate and license auctioneers of the State of North Carolina." Creates NC Auctioneers Commission, composed of 6 members (3 of whom must be auctioneers) appointed by Governor for staggered three-year terms. Requires commission to elect annually chairman and vice-chairman from own membership, and empowers it to enact rules and regulations necessary to conduct its business. Requires commission to appoint a secy-treas, who is to keep record of commission business, handle commission funds, and perform such other duties as commission requires; commission may also hire such other employees as necessary. Requires secy-treas to be bonded, bond to be paid by commission. Provides for compensation of $15 per day for meetings for commissioners, and for actual expenses incurred.

Requires all persons acting as auctioneers, (defined as having two years experience as auctioneer) or as apprentice auctioneers (defined as persons 18 or over, resident in NC for one year or more, and having completed either one year of commission-approved auctioneer school plus one year of apprenticeship to licensed auctioneer, or two years of apprenticeship) except persons acting exclusively as tobacco, livestock, or auto auctioneers, to first obtain license from commission, and provides that no person, co-partnership, assn. or corp. may be licensed unless those of such group actively engaged in auctioneering are 21, US and NC citizens, and have served as active auctioneers for two or more years, or have qualified as apprentice auctioneers. Requires persons wishing license to file application with commission, on commission forms, and submit recommendations of citizens as to character of applicant. Requires commission to investigate application and to deny examination to applicant if application untrue. Provides for applications by apprentice auctioneers. Requires commission to hold examinations, covering at least English and mathematics, each year, and requires applicants for all licenses to pass such examinations before receiving licenses. Provides minimum time limits for taking the examination after previously failing it. Permits persons here required for first time to procure license, and who have been auctioneers for the two years preceding July 1, 1969, to procure license without examination. Provides that any license issued to cover one person only. Permits non-residents to procure licenses by following above procedures, and allows them to submit license from another state and consent to service on secy-treas of commission, in lieu of recommendations. Sets forth following schedule of license fees: (1) auctioneers - $50; (2) apprentices - $25; (3) auctioneer renewal (by July 1 annually) - $25;(4) apprentice renewal, by July 1 - $10. Prohibits local governments from requiring license fees from persons licensed under this act. Requires each licensee to file bond with commission, and provides for claims on the bond. Requires commission to annually publish list of licensees. Requires licensees to have license present while working, and provides for changes in apprentice license, when there is change of employer, at rate of $5. Provides that violation of this last requirement grounds for revocation of license. Requires licensees to keep records, including contracts required to be written before every sale. Provides that violation of contract record section is misdemeanor, with fine between $50 and $500.

Empowers commission to investigate, on own or on complaint, actions of licensees and to revoke or suspend licenses for named violations. Requires notice and hearing before revocation or suspension. Requires commission to keep records of proceedings leading to suspension or revocation, and to give notice of such action before it takes effect. Provides for judicial review of revocations, suspensions, and failures to issue licenses. Provides for immediate revocation of license upon conviction of certain crimes, and permits suspension in event of indictment for certain crimes.

Provides that where a license to one member of co-partnership, assn. or corp. is suspended or revoked, license to group revoked unless within time fixed by commission, such person ends association with group. Provides that no license to be issued to person whose license has been revoked, for one year following revocation, and not thereafter except in sole discretion of commission, and that no license to be issued to persons known by commission to have been convicted of certain crimes within previous five years. Empowers commission to administer oaths and subpoena witnesses. Provides that violation of act by apprentice or employee of auction house not grounds for revocation of license of employer unless it appears that employer had guilty knowledge of such violation. Provides that it is illegal to engage in auctioneering without license, or for auctioneer to employ apprentice auctioneer who does not have license which is required, and provides penalties for violation. Forbids compensation to persons acting as auctioneers without having licenses. Effective July 1, 1969.

S 204 Taking wildlife - artificial light (Iden. H 263) GS 113
Introducer: Moore Sent to Wildlife

"To prohibit the taking of wildlife at night with the aid of any aritificial light from or through the use of any conveyance." Identical with H 263, digested in Bulletin No. 36, page 238.

S 205 UNC Med School bldg. funds (Iden. H301) Appropriation
Introducers: Henley and others Sent to APPROPRN

"To appropriate certain funds to the University of North Carolina at Chapel Hill to provide for certain capital improvements for the University Medical School." Identical with H 301, digested in this bulletin.

S 206 Omnibus riot/civil-disorder bill GS 14,15,18,153,160
Introducers: Robinson and Burney Sent to CORRECTN

"To revise and clarify the law relating to riots and civil disorders." Makes following additions and amendments to General Statutes, listed in order of GS number affected:

Adds GS 14-34.1 to make wilful or wanton discharge of a firearm into any occupied property, or attempt to do so, a felony punishable up to $10,000 fine, five years imprisonment, or both. Makes discharge of the firearm into unoccupied property a misdemeanor punishable under GS 14-3(a) (fine in court's discretion, imprisonment up to two years, or both). (Hereinafter, the phrase "general misdemeanor" will be used to describe this type of misdemeanor.)

Amends GS 14-49, 14-49.1, and 14-50 to make the sections prohibiting malicious bombings, attempts, conspiracies apply to use of "any explosive or incendiary device or material" (now, nitro-glycerine, dynamite, gunpowder, or other high explosive). Adds technical definition of "explosive or incendiary device or material" in new GS 14-50.1.

Adds new Article 36A to GS Chapter 14 entitled "Civil Disorders." Adds GS 14-288.1 containing definitions. Adds GS 14-288.2 punishing riot and inciting to riot. Defines riot and makes wilfully engaging in riot a general misdemeanor. Makes riot a felony punishable up to $10,000 fine, five years' imprisonment, or both if (1) in the course and as a result of the riot there is property damage in excess of $5,000 or serious bodily injury or (2) the riot defendant has in his possession any dangerious weapon or substance

(broad definition of this phrase being set out in GS 14-288.1). Makes wilfully inciting or urging another to engage in riot, so that clear and present danger is created, a general misdemeanor. Makes inciting or urging another to riot a felony punishable by fine in court's discretion, imprisonment up to ten years, or both, if this causes a riot in which there is serious bodily injury or property damage in excess of $5,000. Adds GS 14-288.3 to define disorderly conduct and make it a misdemeanor punishable by fine up to $500 or imprisonment up to six months. Adds GS 14-288.4 to make it a misdemeanor punishable by fine up to $500 or imprisonment up to six months, to fail to disperse upon command of law enforcement officer (broad definition being set out in GS 14-288.1) or public official responsible for keeping peace when officer or official reasonably believes that disorderly conduct by assemblage of three or more persons, or riot, is occurring. Makes failure to disperse after reasonable time prima facie evidence that person remaining is engaging in the riot or disorderly conduct. Adds GS 14-288.5 to prohibit "trespass during emergency" and "looting". Makes trespass during emergency a general misdemeanor, and defines looting as obtaining or exerting control over, damaging, etc., property of another without legal justification while committing trespass during emergency. Makes looting a felony punishable by fine up to $10,000, imprisonment up to five years, or both. Adds GS 14-288.6 to make it a general misdemeanor to transport or possess off one's premises any dangerous weapon or substance(broad definition) in any area (1) in which a declared state of emergency exists or (2) within the immediate vicinity of which a riot is occurring. Exempts law enforcement officers and officials exempted from the concealed-weapon law under GS 14-269 from this section while on duty. Adds GS 14-288.7 to make it a general misdemeanor to manufacture, assemble, possess, store, transport, sell, offer to sell, purchase, offer to purchase, deliver or give to another, or acquire any weapon of mass death and destruction. Includes technical definition of "weapon of mass death and destruction" in section and exempts certain persons with legitimate reasons for dealing in or with such weapons. Adds GS 14-288.8 to make assault upon emergency personnel a general misdemeanor if committed in an area (1) in which a declared state of emergency exists or (2) within the immediate vicinity of which riot is occurring or is imminent. Makes such assault a felony punishable by up to $10,000 fine, five years' imprisonment, or both if committed with or through the use of any dangerous weapon or substance (broad definition). Defines "emergency personnel" in section. Adds GS 14-288.9 to permit law enforcement officer (broad definition) to frisk person to discover dangerous weapon or substance (broad definition) if officer believes that person is or may become unlawfully involved in existing riot and person is close enough to the riot to take part in it. Further authorizes law enforcement officer to frisk curfew violators to discover dangerous weapon or substance. In both cases, specifies that inspection of contents of personal belongings may be made as well as frisk of person. Adds GS 14-288.10 to permit issuance of inspection warrants for all vehicles (1) entering or approaching a municipality in which a state of emergency exists or (2) which might reasonably be regarded as being within or approaching the immediate vicinity of an existing riot. Sets out warrant-issuance procedure, restricting issuing officials to judges and justices of the General Court of Justice, and requiring that law enforcement officer applying for warrant have specific authorization to do so from head of his enforcement agency. Adds GS 14-288.11 to grant municipalities specific power to enact emergency prohibitions and restrictions (e.g., on travel, sale of certain things, etc.) by ordinance and to delegate to mayor power to make finding that state of emergency exists and impose needed prohibitions and restrictions by proclamation.

Adds GS 14-288.12 to grant counties power to enact emergency prohibitions and restrictions by ordinance and to delegate to chairman of county commissioners power to find that state of emergency exists and impose needed prohibitions and restrictions by proclamation. Makes violation of county emergency ordinance misdemeanor punishable by fine up to $50 or imprisonment up to 30 days. Adds GS 14-288.13 to permit chairman of county commissioners on request of mayor, by proclamation to extend into county area the effect of municipal emergency prohibitions and restrictions if needed to assist in controlling emergency in municipality. States that chairman may impose these restrictions whether or not county has adopted emergency ordinances. Makes violation of requirement extended by proclamation a misdemeanor punishable by fine up to $50 or imprisonment up to 30 days. Adds GS 14-288.14 to give Governor special powers if he determines that state of emergency exists and that local control is insufficient. In such case authorizes Governor by proclamation to impose emergency prohibitions and restrictions and give "to all participating State and local agencies and officers such directions as may be necessary to assure coordination among them." Specifically allows Governor to designate commander of emergency forces, and grants any law enforcement officer participating in control of emergency where Governor is exercising control "the same power and authority as a sheriff throughout the territory to which he is assigned." Makes violation of any provision of Governor's emergency proclamation a misdemeanor punishable by a fine up to $500 or imprisonment up to six months. Adds GS 14-288.15 dealing with publication, extension as to time and place, amendment and recission of emergency proclamations.

Rewrites Article 4 of GS Chapter 15 dealing with search warrants to provide generally for search warrants "for any contraband, evidence or instrumentality of crime" (now, under GS 15-25, 15-25.1, & 15-25.2 various listed items are set out as objects of search). Provides uniformly for procedural matters relating to who may issue search warrants and territory within which they may be executed (now, these matters vary depending upon the object of the search). Adds, as subsection (a) in revised GS 15-27, provision that no search is to be regarded illegal solely because of technical deviations in a search warrant from requirements not constitutionally required.

Adds new GS 18.38.1 and 18-129.1 authorizing Governor to direct closing of ABC stores, and to limit sale or manufacture etc. of wine or malt beverages, by order directed to Director of State Board of Alcoholic Control, during state of emergency. Adds new GS 153-9(60) and 160-200(45) empowering boards of county comm'rs and municipal governing bodies, respectively, to enact ordinances dealing with states of emergency.

S 207 (Joint Resolution) Wake bicentennial — MISC. RES., STUDY
Introducers: Bailey and Coggins — Sent to LOC GOVT

"Establishing a Wake County Bicentennial Commission." Establishes commission to plan and conduct program for observance of county's 200th anniversary. Members to include chm. county commissioners; mayors of Apex, Cary, Fuquay-Varina, Garner, Knightdale, Morrisville, Raleigh, Rolesville, Wake Forest, Wendell and Zebulon; supts. of Raleigh and county schools; pres. county historical society; 8 appointees of Gov.; with Supt. Pub. Instruction, and Directors, Depts. of Archives and History and Cons. and Development ex officio. Members construed commissioners for special purpose in accord with Art. XIV, Sec. 7, N.C. Const. Commission to elect own chm. and officers and provide for own organization; serve without pay. Commission to submit report of activities to Governor and cease to exist Dec. 31, 1971.

S 208 Asheville, Wilmington campuses (Iden. H 308) GS 116
Introducers: Burney and others Sent to HIGHR ED

"To make Wilmington College and Asheville-Biltmore College campuses of the University of North Carolina under the designations of 'The University of North Carolina at Wilmington' and 'The University of North Carolina at Asheville'." Identical with H 308, digested below in this bulletin.

S 210 State surplus fund investment (Iden. H 314) GS 147
Introducers: L. Warren and Scott Sent to BANKING

"To amend G. S. 147-69.1 relating to the investment of surplus funds of the State." Identical with H 314, digested below in today's bulletin.

HOUSE

H 298 (Joint Resolution) Designating Arthritis Month MISC. RES.
Introducer: Chase Passed and sent to SENATE

"Encorsing the observance of 'National Arthritis Month' and designating the month of May as 'Arthritis Month in North Carolina'." As title indicates. Urges people, professions, and organizations to provide assistance and resources to discover cause and cure of arthritis and requests Governor to use power and influence of office to this end.

H 300 UNC med school maintenance funds (Iden. S 196) APPROPRIATION
Introducers: H. Johnson and Rountree Sent to APPROPRN

"To appropriate certain funds to the Universtiy of North Carolina at Chapel Hill School of Medicine to provide special teacher program for medical students, to improve community medical care, and to improve education of personal and family physicians." Appropriates from General Fund to UNC-CH, Division of Health Affairs following amounts, in addition to all other appropriations by the 1969 General Assembly to such units, to fulfill "B" Budget requests:

School of Medicine	1969-70	1970-71
To provide special teaching program for N.C. med students	$141,986	$278,160
To improve community medical care	155,273	256,304
To improve education of personal and family physicians	66,947	131,754

Effective July 1, 1969.

H 301 UNC Med School bldg. funds (Iden. S 205) APPROPRIATION
Introducers: Johnson of Duplin and Rountree Sent to APPROPRN

"To appropriate certain funds to the University of North Carolina at Chapel Hill to provide for certain capital improvements for the University medical school." Appropriates $10,081,921 out of General Fund to UNC-CH Division of Health Affairs additional funds to fulfill "C" budget request, as follows: Preclinical educational facilities, $2,536,245; clinical sciences building, $4,570,598; and bed tower addition to N. C. Memorial Hospital, $2,975,078. Effective July 1, 1969.

H 302 (Joint Resolution) Med student recruitment (Iden. S 198) MISC RES
Introducers: H. Johnson and Rountree Sent to HEALTH

"Urging the vocation guidance, recruitment and encouragement of students to enter premedical and medical education." Joint resolution encouraging efforts of N.C. Medical Society, Old North State Medical Society and Medical Care Commission, as title indicates.

H 303 (Joint Resolution) Premed education need (Iden. S 200) MISC RES
Introducers: Johnson of Duplin and Rountree Sent to HEALTH

"Urging the strengthening of science and other facets of premedical education." Cites need and urges Boards of Education and Higher Education to pursue strengthening science and other facets of premed education in high schools and higher education facilities. Urges General Assembly to give favorable treatment to related appropriation requests.

H 304 (Joint Resolution) Med schools - increase grads MISC RES
Introducers: H. Johnson and Rountree Sent to HEALTH

"Urging the three medical schools in the State to increase their output of physicians." As title indicates; urges approval of UNC-CH med school expansion funds appropriation.

H 305 (Joint Resolution) UNC med school B Budget request (Iden. S195)
Introducers: H. Johnson and Rountree MISC RES
Sent to HEALTH

"Urging the Appropriations Committees to fully review and act favorably upon the 'B' Budget requests of the University of North Carolina School of Medicine for the means to develop and expand programs relating to community medical care, special education for North Carolina students, and family physician education." As title indicates.

H 306 (Joint Resolution) LRC health manpower study (Iden. S 201) STUDY
Introducers: Johnson of Duplin and Rountree Sent to HEALTH

"Authorizing and directing the Legislative Research Commission to study North Carolina's health manpower needs, measures to increase the supply, and means to accomplish indicated changes in the health care system." As title indicates. Commission also to analyze distribution problems and possible solutions to provide more equitable health care; suggest changes needed to meet demands for care and manpower; and begin planning development of two 400-bed referral hospitals in eastern and western NC for clinical training of University medical students. Commission to report findings and recommendations to 1971 General Assembly.

H 307 UNC family medicine prof funds (Iden. S 197) APPROPRIATION
Introducers: H. Johnson and Rountree Sent to HEALTH

"To appropriate $127,554 to the University of North Carolina to establish a professor of family medicine at the school of medicine." Appropriates stated amount for 1969-71 biennium. (Proposal to create chair in family medicine not included in University "B" budget request). Effective July 1, 1969.

H 308 Asheville, Wilmington campuses (Iden. S 208) GS 116
Introducers: DeBruhl and others Sent to HIGHER ED

"To make Wilmington College and Asheville-Biltmore College campuses of the University of North Carolina under designations of 'The University of North Carolina at Wilmington', and 'The University of North Carolina at Asheville'." Adds new subsection (b) to GS 116-2 (Consolidated University of North Carolina) adding campuses of University of North Carolina at Wilmington and University of North Carolina at Asheville to Consolidated University. Effective July 1, 1969.

Adds new part 3B to GS 116, Art. 1, providing Wilmington College shall become a campus of UNC, removing it from coverage of GS 116, Art. 2 (certain colleges), and placing it under provisions of GS 116, Art. 1 (the University of North Carolina). Provides for conveyance by Wilmington College Board of Trustees to University of North Carolina of all real and personal property of college, without consideration, and that New Hanover County and City of Wilmington shall continue liable for repayment of indebtedness incurred by them in aid of college. Adds new part 3C to GS 116, Art. 1 making identical provisions for Asheville-Biltmore College, including provision that City of Asheville and Buncombe County continue solely liable for debts incurred by them in aid of Asheville Biltmore, heretofore contracted for and assumed. Effective upon ratification.

Makes conforming changes in title of GS 116, Art. 2, GS 116-175(1) (definition of Board of trustees of named institutions), and GS 116-189(1) (referring to board of trustees of named colleges). Repeals GS 115 (apparently should be 116)-45(6) (stating primary purpose of Asheville-Biltmore College and Wilmington College) and GS 116-45.2 (conversion of Asheville-Biltmore College and Wilmington College from junior to senior colleges), to reflect change in status of the two campuses as proposed herein. Effective July 1, 1969.

H 310 Municipal official residence GS 160
Introducer: Harris Sent to JUDIC 1

"To amend Section 160-25 of the General Statutes of North Carolina." Amends GS 160-25 to provide that no person shall hold municipal elective office (now: mayor, comm'r, councilman or alderman) unless he is a qualified voter, and to add provision that residence within city or town not to be qualification for or prerequisite to appointment to non-elective office, unless governing body so requires. Act not to apply to offices now filled until expiration of term.

H 314 State surplus fund investment (Iden. S 210) GS 147
Introducer: Eagles Sent to BANKS

"To amend GS 147-69.1 relating to the investment of surplus funds of the State." Rewrites portion of cited section which empowers Governor and Council of State to invest state surplus funds in certificates of deposit of banks or official depositories within State notwithstanding the fact that such certificates pay lower rate of return than U.S. Treasury notes, etc., by deleting the following qualifications on such in-State investment: (1) requirement that N.C. bank receiving such funds have ratio of total loans to total deposits of 39%; and (2) requirement that funds must be withdrawn from in-State bank certificates and invested otherwise, when rate on U.S. Treasury obligations exceeds rate on in-State bank certificates by 1/2 of 1%; and (3) proviso requiring certification by bank that the funds are needed for loans to farmers or domestic industries.

H 315 Highway bonds interest increase
Introducer: Mills

CONSTITUTION
Sent to CONSTUTN

"To amend the State Highway Bond Act of 1965, subject to a vote of the people of the State, to raise the maximum interest rate from four per centum to five per centum per annum with respect to State of North Carolina highway bonds." Provides for statewide election on amendment to State Highway Bond Act (SL 1965, Ch. 46, as amended by SL 1965, Ch. 913) to raise maximum interest rate limitation from 4% to 5%. Governor to fix election date, which may be same day as State, county, municipal or district election. State to reimburse counties for necessary expenses of election out of State Highway Fund. Affirmative vote makes change in rate effective immediately.

H 316 Quail sale
Introducer: Collins

GS 113
Sent to AGRICULT

"Relating to the propagation and labeling and sale of quail so as to permit the processing and sale of quail carcasses for food." Amends GS 113-105 to remove restrictions on taking of quail, propagated under terms of section, and selling the carcasses for food, and to permit quail dressed for food purposes to be sold without having attached the metal tag required by GS 113-105. Enacts new GS 113-105.2 requiring all quail dressed for food purposes and sold for resale to have stamped on carcasses, or on individual container, in harmless ink from stamp procured from Wildlife Resources Comm., license number, year license is valid, name of state issuing license, and name of persons to whom license issued. Permits Commission to authorize mfr or business concern to print identification required on containers, instead of using stamp from comm.

H 317 Municipal annexation restriction
Introducer: Rhyne

GS 160
Sent to LOC GOVT

"To provide that no municipality may incorporate or annex area within one mile of the corporate limits of an existing municipality." Amends GS 160-445, 160-452(a), 160-453.4(b)(1), and 160-453.16(b)(1) to prohibit annexation by a municipality of any area within one mile of corporate limits of another municipality (includes annexation laws for municipalities larger and smaller than 5,000).

H 318 Purposes-regional universities (Iden. S 202)
Introducer: Rountree

GS 116
Sent to HIGHR ED

"Rewriting G.S. 116-44.10(b) relating to the purposes of regional universities." Rewrites to change and expand purposes from primarily preparing public school teachers, supervisors and administrators, including preparation for master's degree and also instructing in liberal arts and sciences, including M.A. degree, conducting research programs, extension courses, etc., for persons in area. Regional universities would provide graduate and undergraduate instruction in liberal arts, fine arts and sciences, and learned professions, including teaching; and for research in each area. Also would provide undergrad and grad programs of instruction to meet needs of constituency and State. Would spread educational activities through extension courses, lectures, and other means and methods deemed most effective by its board of trustees and administrative officer (rather than with approval of N.C. Bd. of Higher Education, consistent with appropriations therefor, as presently required). Would empower regional U. president and faculty to confer doctor's degree and all such degrees or marks of literary distinction conferred by colleges or universities. Awards of degrees or marks of distinction would require consent of trustees and approval of Bd. of Higher Education.

LOCAL BILLS INTRODUCED

SENATE

S 209 County comm'rs, terms-number (Iden. H 311) — ONSLOW
Introducer: Ellis — Sent to LOC GOVT

"To amend G. S. 153-5 to provide for staggered terms of office for the county commissioners of Onslow County." Adds new paragraph to cited section to provide for election of five comm'rs in 1970 election in county, three highest to serve four years, next two serve two years, and biennial elections for four-year staggered terms thereafter (general law provides two-year terms).

HOUSE

H 299 Hunting from public roads — DUPLIN
Introducer: H. Johnson — Sent to WILDLIFE

"Relating to hunting from public roads in Duplin County." Repeals SL 1951, Ch. 450 (which prohibits taking of game from right-of-way in Duplin and Pender counties). Prohibits, in Duplin Co., discharge of firearm from right-of-way of public roadway in act of taking game, except where hunter has permission from owner of land adjoining roadway. Provides that permission may be written, oral, or "implied" (defined as being where such land is not posted). Provides for punishment of not more than 10 days' imprisonment, or not more than $50 fine, or both, for wilful violation of act. Effective Oct. 1, 1969.

H 309 Single shot voting — HOKE, SCOTLAND
Introducers: McFadyen, R. McMillan, Speros, R. Campbell — Sent to ELECTION

"To amend GS 163-151 relating to single shot voting so as to make section 3, subsection (b) thereof inapplicable to Hoke County." Removes Counties of Hoke and Scotland from requirement of GS 163-151(3)(b) that voters in primary elections for municipal offices in named counties must vote for as many candidates as there are positions to be filled in that office.

H 311 County comm'rs, terms-number (Iden. S 209) — ONSLOW
Introducers: Ragsdale, Mohn and R. Moore — Sent to LOC GOVT

"To amend G. S. 153-5 to provide for staggered terms of office for the county commissioners of Onslow County." Identical with S 209, digested above in today's bulletin.

H 312 Greenville Utilities Comm'n pay — PITT
Introducers: Reid and Rountree — Sent to LOC GOVT

"Amending Chapter 146 of the Public Local Laws of 1941 so as to provide that the members of the Utilities Commission of the City of Greenville may fix their salaries, subject to designated limits." As title indicates, with limits of $50 per month for members and $150 per month for chairman. (Cited act provides $10 per meeting for members, with chairman receiving $50 per annum additional.)

H 313 Greenville school board members — PITT
Introducer: Reid — Sent to EDUCATN

"To add two new members to the Greenville City Board of Education and to provide that the City Council shall appoint members to said Board of Education without any recommendation from such Board of Education." Provides for appointment to Greenville City Board of Education of two additional members by Greenville City Council: terms to be same length as other members, to begin July 1, 1969; appointments to be made without recommendation from Greenville City Board of Education. Provides all appointments to Greenville City Board of Education shall be made by Greenville City Council without recommendations by Greenville City Board of Ed.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 156 Credit union law revisions (Digested in Bulletin No. 32, page 203)
Technical amendment adopted in House 3/11/69.

H 213 (Joint Resolution) Local bill cut-off date (digested in Bulletin No. 30, p. 187).
Amendment adopted in Senate 3/11/69 deleting Sec. 3 which requires local bill introduced after deadline for introductions and passed by House of origin to be first referred to Rules Committee of receiving House, which can act upon bill only if it bears required endorsement of Rules Committee of House of origin and must endorse bill stating there is good reason for delay before measure can be referred to appropriate committee and acted upon in usual manner.

SENATE AND HOUSE CALENDAR ACTION MAR.11,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 26 UNDERWRITING COASTAL INSURANCE.(3/07) H-REF TO COM ON INSURANCE.
S. 44 UNIFORM FEES FOR REGISTERS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 48 REMOVING CHILD FROM STATE. H-REPTD FAV.
S. 120 FEDERAL TAX LIEN REGISTRATION. S-REPTD FAV.
S. 143 STATE BAR MEETINGS. S-REPTD FAV AS AMENDED.
S. 156 CREDIT UNION LAW REVISIONS.(3/11) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT FOR CONCUR IN H AMEND.
S. 167 PUBLIC CATTLE ASSESSMENTS. S-PLACED ON CAL FOR MAR 12.
S. 173 WORKMEN'S COMP. BENEFITS INCREASE. S-REPTD FAV.
S. 176 MENTAL HEALTH DEPT FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 192 DEALER-MFR VEHICLE LICENSE FEES. S-REF TO COM ON HY SAFTY.
S. 193 VEHICLE SEIZURE-SUSPENDED LICENSE. S-REF TO COM ON HY SAFTY.
S. 194 CONVICTION DEFINITION. S-REF TO COM ON HY SAFTY.
S. 195 (J.RES.) UNC MED SCHOOL B BUDGET REQUEST. S-REF TO COM ON PUB HLTH.
S. 196 UNC MED SCHOOL MAINTENANCE FUNDS. S-REF TO COM ON PUB HLTH.
S. 197 UNC FAMILY MEDICINE PROF FUNDS. S-REF TO COM ON PUB HLTH.
S. 198 (J.RES.) MED STUDENT RECRUITMENT. S-REF TO COM ON PUB HLTH.
S. 199 (J.RES.) MED SCHOOLS - INCREASE GRADS. S-REF TO COM ON PUB HLTH.
S. 200 (J.RES.) PREMED EDUCATION NEEDS. S-REF TO COM ON PUB HLTH.
S. 201 LRC HEALTH MANPOWER STUDY. S-REF TO COM ON PUB HLTH.
S. 202 PURPOSES - REGIONAL UNIVERSITIES. S-REF TO COM ON HIGHER ED.
S. 203 AUCTIONEER REGULATION. S-REF TO COM ON MFG LABR.
S. 204 TAKING WILDLIFE - ARTIFICIAL LIGHT. S-REF TO COM ON WILDLIFE.
S. 205 UNC MED SCHOOL BLDG FUNDS. S-REF TO COM ON PUB HLTH.
S. 206 RIOTS - CIVIL DISORDERS REVISIONS. S-REF TO COM ON CORRECTN.
S. 207 (J.RES.) WAKE BICENTENNIAL. S-REF TO COM ON LOC GOVT.
S. 208 ASHEVILLE,WILMINGTON CAMPUSES. S-REF TO COM ON HIGHER ED.
S. 210 STATE SURPLUS FUNDS INVESTMENT. S-REF TO COM ON BANKING.

H. 31 RECEIPT OF UNORDERED MERCHANDISE.(2/18, 2/21, 2/25) S-REPTD FAV.
H. 51 UNIFORM FEES FOR REGISTERS. H-PLACED ON CAL FOR MAR. 12.
H. 62 OFFICERS' DEATH BENEFITS INCREASE. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.

H. 121 FIREARM SALE REGULATION. S-REPTD FAV AS AMENDED.
H. 134 SIT-IN PUNISHMENT. H-REPTD FAV AS AMENDED.
H. 135 GUILTY PLEA IN CAPITAL CASES. H-PASSED 3RD READINGS; H-SENT TO SENATE.
H. 213 (J.RES.) LOCAL BILL CUT OFF DATE.(3/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR IN AMEND.
#H. 234 CREDIT UNIONS LAW REVISIONS. H-POSTPONED INDEF.
H. 241 SKIN DIVER WARNING FLAG. S-RECALLED FROM COM; S-RE-REF TO COM ON WILDLIFE.
H. 257 WORKMEN'S COMP. BENEFITS INCREASE. H-REPTD FAV.
H. 271 PROMOTING AGRICULTURAL PRODUCTS. S-REF TO COM ON AGRICULT.
H. 298 (J.RES.) DESIGNATING ARTHRITIS MONTH. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 300 UNC MED SCHOOL MAINTENANCE FUNDS. H-REF TO COM ON APPROPRN.
H. 301 UNC MED SCHOOL BLDG. FUNDS. H-REF TO COM ON APPROPRN.
H. 302 (J.RES.) MED STUDENT RECRUITMENT. H-REF TO COM ON HEALTH.
H. 303 (J.RES.) PREMED EDUCATION NEED. H-REF TO COM ON HEALTH.
H. 304 (J.RES.) MED SCHOOLS - INCREASE GRADS. H-REF TO COM ON HEALTH.
H. 305 (J.RES.) UNC MED SCHOOL B BUDGET REQUEST. H-REF TO COM ON HEALTH.
H. 306 LRC HEALTH MANPOWER STUDY. H-REF TO COM ON HEALTH.
H. 307 UNC FAMILY MEDICINE PROF.FUNDS. H-REF TO COM ON HEALTH.
H. 308 ASHEVILLE,WILMINGTON CAMPUSES. H-REF TO COM ON HIGHER ED.
H. 310 MUNICIPAL OFFICIAL RESIDENCE. H-REF TO COM ON JUDIC 1.
H. 314 STATE SURPLUS FUNDS INVESTMENT. H-REF TO COM ON BANKS.
H. 315 HIGHWAY BONDS INTEREST INCREASE. H-REF TO COM ON FINANCE.
H. 316 QUAIL SALE. H-REF TO COM ON WILDLIFE.
H. 318 PURPOSES - REGIONAL UNIVERSITIES. H-REF TO COM ON HIGHER ED.

LOCAL BILLS

S. 154 (GASTON) MUNICIPAL ELECTIONS. H-REF TO COM ON LOC GOVT.
S. 209 (ONSLOW) COUNTY COMM'RS TERMS - NUMBER. S-REF TO COM ON LOC GOVT.

H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY.(2/21) S-PASSED 3RD READING.
H. 146 (WARREN) COUNTY WINE SALE. S-PASSED 2ND & 3RD READINGS.
#H. 180 (FORSYTH) WINSTON-SALEM PROPERTY DISPOSAL. RATIFIED - CHAPTER 63.
#H. 192 (NEW HANOVER) SOIL CONSERVATION FUNDS. RATIFIED - CHAPTER 64.
#H. 194 (MECKLENBURG) CHARLOTTE ELECTION PROCEDURES. RATIFIED - CHAPTER 65.
#H. 196 (WILKES) DISCOUNTS TAX PREPAYMENT. RATIFIED - CHAPTER 66.
H. 265 (ALAMANCE) COUNTY LAW LIBRARY FUNDS. H-REPTD FAV.
H. 299 (DUPLIN) HUNTING FROM PUB ROADS. H-REF TO COM ON WILDLIFE.
H. 309 (HOKE, SCOTLAND) SINGLE SHOT VOTING. H-REF TO COM ON ELECTION.
H. 311 (ONSLOW) COUNTY COMM'RS TERMS-NUMBER. H-REF TO COM ON LOC
H. 312 (PITT) GREENVILLE UTILITIES COMM'N PAY. H-REF TO COM ON LOC GOVT.
H. 313 (PITT) GREENVILLE SCHOOL BOARD MEMBERS. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:
12 noon, Wednesday March 12, 1969.

341
25:1969/41
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 211 Nursing instructors GS 90
Introducer: James Sent to PUB HLTH

"Pertaining to those persons who are eligible to instruct persons studying to become registered nurses." Entitles any registered nurse otherwise qualified who is grad of diploma school of nursing and has been teaching nurses 5 yrs. or more to be instructor on floors and ass't instructor in classrooms of educational unit in nursing, where instructor otherwise unavailable. R. N. nurse can be classroom instructor when B. S. Degree nurse sick or on leave. "Unavailable" means educational unit unable, after bona fide effort, to hire enough B. S. or M. S. Degree nurses as instructors on floors or in classrooms.

S 212 Revised Constitution Article 5 (Iden. H 331) CONSTITUTION
Introducer: J. White Sent to CONSTUTN

"To amend the Constitution of North Carolina to revise Article V concerning State and local finance." Revises, reorganizes, and amends entire Art. V and other sections of State Constitution relating to public finance: (1) abolishes the poll tax; (2) deletes reference to "subjects" other than property in section limiting power of General Assembly to classify for purposes of taxation; (3) makes no change in categories of property constitutionally exempted from taxation; (4) adds new provision permitting establishment of special tax areas in any county or city for levy of taxes in addition to basic rate to finance additional services provided in area but not throughout unit; (5) prohibits levy of property taxes without a vote except for "purposes authorized by general law uniformly applicable throughout the State" (now, Art, VII, 6 prohibits levy of any local tax without vote except for "necessary expenses"); (6) revises income tax exemptions to allow $2,000 exemption to "income producing spouse of a married couple living together" (same as provided in H 231, S 150) (now, $2,000 to "married man with a wife living with him"); (7) adds section clarifying authority of General Assembly to permit contracts with or appropriations to private organizations for public purposes; (8) limits State debt subject to voter approval to "debts which pledge the faith and credit of the State" (now, voter approval required for debts and pledges of faith and credit); (9) deletes present authority for state or local govt. to borrow without vote "to supply a casual deficit"; (10) adds authority for State and local governments to borrow without vote "to meet emergencies immediately threatening the public health or safety"; (11) codifies in Constitution court exception that state or local revenue bonds are not subject to voter approval; (12) revises prohibition against loans of credit to allow loan of credit without vote to "a corporation in which the State has a controlling interest" (now,

railroads unfinished as of 1868 and railroads in which the State has a "direct pecuniary interest"); (13) adds new sections defining "debt", "pledge of faith and credit" and "loan of credit"; (14) requires General Assembly to regulate local debt by general laws only; (15) adds authority for local governments to borrow without vote in anticipation of next year's taxes; (16) deletes authority for local governments to borrow without vote "to repel invasions"; (17) adds authority for local governments to contract debt without vote by contracts of not more than 10 years duration with private parties which do not pledge faith and credit; (18) adds authority for local government to contract debt without vote by contract with any governmental agency; (19) permits local governments to contract debt without vote to extent of two-thirds of net debt reduction in preceding fiscal year "for purposes authorized by general law uniformly applicable throughout the State" (now, permitted for "necessary expenses"); (20) adds new section forbidding local governments to lend their credit to private parties except for public purposes authorized by general law and upon voter approval; (21) revises and transfers to Art. V, Art. II, § 31, to specifically permit use of retirement system funds for disability and death benefits, refunds and administrative expenses, and adds LGERS funds to constitutionally protected category; (22) revises and transfers to Art. V, Art. VII, § 7 to forbid withdrawal of city or town funds except by authority of law (now, applicable to county and township funds only); (23) transfers to Art V, Art. II § 30, dealing with withdrawal of State funds; (24) revises and transfers to Art. V, Art. I § 6 and Art. VII, § 9 relating to Civil War and Reconstruction debt; (25) defines "general law", general law uniformly applicable throughout the State" and "general law uniformly applicable in every county, city or town, and other unit of local government" and prohibits local legislation on these subjects; (26) adds new section providing that merged or consolidated county deemed both county and city for purposes of Art. V. Sets out two versions of amended and revised Art. V: first version amends Revised Constitution as contained in S 150, H 231; second version amends present Constitution to same effect. Prescribes form of ballot and mechanics of submission. Provides amendments to be effective July 1 next following ratification by voters. Provides that separate amendment concerning income tax exemptions (not yet introduced) shall take procedence over income tax section in both versions of the bill.

S 214 Self-inspection, motor vehicles — GS 20
Introducer: West — Sent to HY SAFTY

"To amend G. S. 20-183.2(c) concerning safety equipment inspections of motor vehicles sold at retail." Adds to cited section provision permitting upon written agreement with dealer filed with Dep't of Motor Vehicles, retail purchaser who is licensed self-inspector to conduct own inspection (instead of dealer conducting). Exempts new and unregistered vehicle sold to non-resident from requirements of section if vehicle not required to be registered in NC.

S 215 Blind voter assistance — GS 163
Introducers: Norton and Flaherty — Sent to ELECTION

"To amend Chapter 163 of the General Statutes so as to permit blind voters to select assistance without restriction." Adds new GS 163-152.1 permitting blind persons to have assistance of his own choosing in voting in primaries and elections without regard to residence within the precinct if blind voter records at or prior to time of voting certificate from physician or N.C. State Commission for Blind that he is entitled to assistance. Requires registrar receiving such certificate to record information on blind voter's registration record and

forward certificate to county bd. of elections to be filed with voter's permanent registration, and upon such recordation voter to be entitled to same assistance in subsequent primaries and elections. (GS 163-152 presently permits person qualified to receive assistance to receive such, but limits category of persons permitted to render such assistance, among other things, to voters of the precinct.)

S 216 Western Diagnostic Lab funds (Iden. H 320) APPROPRIATION
Introducers: Norton and others Sent to AGRICULT

"Appropriating funds to the Department of Agriculture for the erection and operation of a regional diagnostic laboratory for Western North Carolina." As title indicates, appropriating from General Fund $186,500 for erection and equipping at site determined by Ag. Dep't, and $38,530 for fiscal year beginning July 1, 1970, for operation. Effective July 1, 1969.

S 217 Mortar mix moniker GS 81
Introducer: Wood Sent to AGRICULT

"To amend Chapter 81 of the General Statutes of North Carolina to require labeling of containers of construction mortar mixes." Adds new GS 81-16, following GS 81-15.1 to require clear labeling on containers of construction mortar mix offered for sale or marketed in State as to ingredients and formulation, after Jan. 1, 1970. Label to clearly indicate percent by weight of all materials, including Portland cement, natural cement, slag cement, lime, ground limestone, ground slag, plasticizers, air entrainment agents, or other materials. Manufacturer, distributor, dealer, or other person or corp. selling or marketing such mixes in State without required label is guilty of misdemeanor upon conviction and punishable by $50 to $500 fine. Effective July 1, 1969.

S 218 Safe tires GS 20
Introducer: Griffin Sent to HY SAFTY

"To require motor vehicles to be equipped with safe tires." Creates new GS 20-122.1 requiring all vehicles registered or required to be registered in NC to be equipped with safe tires. Defines tires as unsafe when cut, cracked, or worn so as to expose tire cord; when visible tread separation; when chunking; or when less than two thirty-seconds inch tread depth. Defines chunking (separation of tread from carcass) cord, tread, and tread depth.

HOUSE

H 320 Western diagnostic lab funds (Iden. S 216) APPROPRIATION
Introducer: Messer Sent to APPROPRN

"Appropriating funds to the Department of Agriculture for the erection and operation of a regional diagnostic laboratory for Western North Carolina." Identical with S 216, digested above in today's bulletin.

H 321 Omnibus riot-civil disorder bill (Iden. S 206) GS 14, 15, 18, 153, 160
Introducer: Rountree Sent to JUDIC 1

"To revise and clarify the law relating to riots and civil disorders." Identical with S 206, digested in Bulletin No. 40 at p. 280.

H 322 Gravel hauling safety — GS 20
Introducers: Blake and others — Sent to ROADS

"To amend G.S. 20-116(g) to adequately protect the traveling public against crushed stone or gravel escaping from property hauling vehicles." Adds to cited section provision prohibiting vehicles hauling gravel or crushed stone from traveling on highways unless load enclosed on four sides by vertical side walls, with no portion higher than four inches below top of lowest side wall or extension.

H 327 Literacy test deleted — CONSTITUTION
Introducer: Frye — Sent to CONSTUTN

"To amend Article VI of the North Carolina Constitution relating to the qualification of individuals to register and vote in elections in North Carolina." Amends Art. VI, NC Constitution, by striking all of present section 4 (requiring voters to be able to read and write any section of the Constitution) and renumbering succeeding sections. Requires amendment to be submitted to statewide referendum at next general election, sets out form of ballot, requires Gov to certify and Secy of State to enroll amendment if majority of voters approve. Amendment to be effective Jan. 1 after ratification by voters.

H 328 Local option sales-use tax-3 — GS 105
Introducer: Leatherman — Sent to FINANCE

"Enabling each of the counties of the State to hold a special election for the purpose of considering whether a county shall or shall not impose and levy a sales and use tax of one per cent (1%) upon certain taxable transactions." Identical with S 178, digested in Bulletin No. 37 at p. 245, except changes method of allocation and division of proceeds. Amt. distributable to each county and municipalities within county from revenue collected under Act to be determined on basis of net proceeds collected in each county. (S 178 - on per capita basis according to population of county and municipalities therein). Division between county and municipalities to be in proportion to total ad valorem taxes levied by each during fiscal year next preceding distribution. Amount of ad valorem taxes levied by county and municipalities includes any ad valorem taxes levied by county or municipality in behalf of taxing district (s) and collected by county and municipality. Amount of ad valorem taxes levied but not substantially collected are to be ignored in computing tax proceeds to be distributed. Proceeds to be shared by each county and municipality with any district(s) in behalf of which ad valorem taxes levied in proportion that district levy bears to total levy of county or municipality.

H 330 Auto inspection, 30-day grace — GS 20
Introducers: Fenner and Eagles — Sent to HY SAFTY

"To amend GS 20-193.8 to allow thirty day grace period for expired auto inspection certificates and to authorize one way trip permits to allow uninspected vehicles to travel to nearby inspection stations." Adds new subsection (d) to GS 20-183.8 (penalties for exhibition of fictitious inspection sticker) providing no person shall be convicted of failure to display current inspection sticker if he presents at time of trial receipt from licensed vehicle inspection station showing valid inspection certificate issued within 30 days of expiration of previous sticker. Adds new subparagraph (6) to GS 20-183.2(b) (inspection stickers generally) empowering Commission of Motor Vehicles or his agent to issue permits for operation of vehicle with expired inspection sticker one-way to nearby inspection station, to obtain inspection.

H 331 Revised Constitution Article 5 (Iden. S 212) CONSTITUTION
Introducers: S. Johnson and others Sent to CONSTUTN

"To amend the Constitution of North Carolina to revise Article V concerning State and local finance." Identical with S 212, digested above in today's bulletin.

H 332 Statewide 1% sales surtax GS 105
Introducers: Elliot and others Sent to FINANCE

"To amend Article 5, Chapter 105 of the General Statutes of North Carolina to provide for the levy of a Statewide uniform one per cent (1%) surtax upon the sales, use and other taxable transactions subject to the sales and use tax levied for State purposes and to allocate the proceeds of said surtax for the counties and municipalities of North Carolina." Adds new GS 105-164.45 through 105-164.48, to Art. 5, Ch. 105, with stated purpose of helping counties and municipalities meet rapidly increasing costs of services. Imposes 1% surtax upon all sales and transactions, and upon the storage, use or consumption in State of tangible personal property purchased in or out of State for storage, use or consumption in State. Applies only to sales, transactions or uses to which 3% State tax rate now applies. Revenue Commissioner to collect and administer surtax in same way and at same time as State sales and use taxes. Surtax subject to same rules, panalties, exemptions, refunds, etc., as State sales and use taxes. Revenue Commissioner to distribute surtax net proceeds to counties and municipalities as soon as practicable after close of each quarter, deducting costs of collecting and administering, surtaxes refunded, etc. Amount distributable determined on per capita basis according to population of each county and municipality. Commissioner to determine per capita figure by dividing surtax net revenue collections for preceding quarter by total population figure for all counties and incorporated municipalities according to most recent fed. census; per capita figure to be multiplied by population of each county and incorporated city and town; product is amount to be distributed to each respective county and municipality. Effective October 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 213 Garland ABC election SAMPSON
Introducer: S. Warren Sent to ABC

"To authorize a referendum in the Town of Garland on alcoholic beverage control stores." Authorizes Garland governing board on own option, and requires board upon receipt of petition from 15% of voters in last Mayor election, to call ABC referendum for town. Regulates election, sets out ballot; provides for appointment of ABC board if election for stores. Provides local ABC board to be subject to powers and duties of county ABC boards, except GS 18-45(15) (relating to reserves for law enforcement and for alcoholism study and education) and GS 18-39(10) (authorizing state Board to supervise placement of stores) not to apply. Profits to go to Garland, with 5-10% for ABC law enforcement. Authorizes Garland to cooperate with other municipalities in County for law enforcement.

HOUSE

H 319 County land surveyors ALLEGHANY
Introducer: Collins Sent to JUDIC 2

"To amend G.S. 89-14 relating to land surveyors so as to amend said act as it pertains to Alleghany County." Modifies cited section to allow persons who will practice surveying only in Alleghany County to receive certificate of registration without examination prior to July 1, 1971(general law, July 1, 1960),if he meets requirements of section and submits recommendation for certification by majority of practicing attorneys of county who handle legal matters requiring surveys. Certificate to be valid only until July 1, 1971.

H 323 Water corp. ad val tax exemption — BURKE
Introducer: Fulton — Sent to FINANCE

"To exempt nonprofit, nonstock membership water corporations from ad valorem taxation in Burke County." Exempts real and tangible personal property of any such corporation in Burke County from ad valorem taxation. Effective January 1, 1970

H 324 School board increase — TYRRELL
Introducers Burrus and Roberson — Sent to EDUCATN

"To enlarge the membership of the County Board of Education of Tyrrell County from three members to five members." Adds two new members to Tyrrell school board, increasing number to five, and provides that the new members shall be elected in 1970 for four-year terms, on a partisan basis.

H 325 Hunting with dogs — BEAUFORT
Introducers: Burrus and Roberson — Sent to WILDLIFE

"Prohibiting the hunting of game animals with dogs between March 1 and October 15 in Beaufort County." As title indicates. Defines "take" and "game animal" according to GS 113-83.

H 326 Manteo police jurisdiction — DARE
Introducers: Burrus and Roberson

"To extend the territorial jurisdiction of the police department of the Town of Manteo in Dare County." Extends territorial jurisdiction of Manteo police department concerning enforcement of criminal laws and arrests two miles beyond city limits, but not within corporate limits of any other municipality.

H 329 School board election — HOKE
Introducer: McFadyen — Sent to EDUCATN

"To provide for the election of the Hoke County Board of Education." Provides for 5-member school board, elected to 2-year terms on partisan basis, effective July 1, 1969. Extends terms of Riley Jordan and Robert Gibson to Dec. 1970. Provides for primary, and provides that vacancies to be filled by county executive committee of party to which member causing such vacancy belonged.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 130 Capital Building Auth.-expansion (digested in Bulletin No. 29, page 177)

Committee substitute adopted in Senate 3/12/69 providing for Authority to exercise its powers and duties specifically for N. C. Dep't of Correction, N. C. School for Deaf, E. N. C. School for Deaf, Gov. Morehead School, Dep't of Motor Vehicles, N. C. Sanitarium System, and all State agencies in Raleigh and environs, except N. C. State University and Dorothea Dix, and for other agencies coming under Article by choice "and upon notification to the Authority in writing" (adds quoted words to original bill).

S 143 State bar meetings (Digested Bulletin No. 31, page 193)
Technical amendment adopted Senate 3/12/69.

H 121 Firearm sale regulation (Digested in Bulletin No. 20, p. 110)
Technical amendment adopted in Senate 3/12/69.

H 134 Sit-in punishment (Digested in Bulletin No. 22, p. 124)
Amendment adopted in House 3/12/69 sets punishment for demonstrations or assemblies of persons kneeling or lying down in public buildings, upon conviction, at maximum $500 fine or 6 months imprisonment or both, in discretion of court. (Originally punishment by fine or imprisonment in discretion of court.)

SENATE AND HOUSE CALENDAR ACTION MAR.12,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 44 UNIFORM FEES FOR REGISTERS. H-REF TO COM ON LOC GOVT.
S. 48 REMOVING CHILD FROM STATE. H-PASSED 2ND READING.
S. 77 MECHANICS',MATERIALMEN'S LIENS.(3/07) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 120 FEDERAL TAX LIEN REGISTRATION. S-PASSED 2ND READING.
S. 129 PHOTOGRAPHING DEFENDANTS.(3/07) H-REF TO COM ON JUDIC 1.
S. 130 CAPITAL BLDG AUTH--EXPANSION. S-REPTD FAV COM SUBSTITUTE.
S. 132 EGG LAW-QUALITY STANDARDS. H-PLACED ON CAL FOR MAR.19.
S. 143 STATE BAR MEETINGS.(3/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 156 CREDIT UNION LAW REVISIONS.(3/11) S-CONCURRED IN H AMEND.
S. 163 ALAMANCE FORESTRY BUILDING. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 167 PUBLIC CATTLE ASSESSMENTS. S-PASSED 2ND & 3RD READINGS; H-SENT TO HOUSE.
S. 168 GUARDSMEN IMMUNITY FROM LIABILITY. S-REPTD FAV.
S. 173 WORKMEN'S COMP. BENEFITS INCREASE. S-PASSED 2ND READING; S-PLACED ON CAL FOR MAR.14.
S. 184 LOCAL AIR POLLUTION CONTROL. S-REPTD FAV AS AMENDED.
S. 192 DEALER-MFR VEHICLE LICENSE FEES. S-REPTD FAV.
S. 211 NURSING INSTRUCTORS. S-REF TO COM ON PUB HLTH.
S. 212 REVISED CONSTITUTION ARTICLE 5. S-REF TO COM ON CONSTUTN.
S. 214 SELF-INSPECTION,MOTOR VEHICLES. S-REF TO COM ON HY SAFTY.
S. 215 BLIND VOTER ASSISTANCE. S-REF TO COM ON ELECTION.
S. 216 WESTERN DIAGNOSTIC LAB FUNDS. S-REF TO COM ON AGRICULT.
S. 217 MORTAR MIX MONIKER. S-REF TO COM ON AGRICULT.
S. 218 SAFE TIRES. S-REF TO COM ON HY SAFTY.

H. 31 RECEIPT OF UNORDERED MERCHANDISE.(2/18, 2/21, 2/25) S-PASSED 2ND & 3RD READINGS.
#H. 75 DISOBEYING TRAFFIC OFFICERS.(2/20) RATIFIED - CHAPTER 59.
H. 110 DRIVER LICENSE SURRENDER.(2/19, 2/26) S-REPTD FAV.
H. 121 FIREARM SALE REGULATION.(3/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT FOR CONCUR IN S-AMEND.
H. 134 SIT-IN PUNISHMENT.(3/12) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 135 GUILTY PLEA IN CAPITAL CASES. S-REF TO COM ON JUDIC 1.
H. 175 COUNTY BONDS TIME EXTENSION. S-REPTD FAV AS AMENDED.
H. 188 PURPOSES OF CERTAIN COLLEGES. H-REPTD FAV.
H. 193 PURPOSES OF PEMBROKE COLLEGE. H-REPTD FAV.
H. 213 (J.RES.) LOCAL BILL CUT OFF DATE.(3/11) H-CONCURRED IN S-AMENDMENT.

H. 239 RICHMOND TECHNICAL FUNDS. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H. 240 FIELD TRIAL FIREARMS REGULATION. S-REPTD FAV.
H. 242 MOTOR BOATS ON PRIVATE PONDS. S-REPTD FAV.
H. 241 SKIN DIVER WARNING FLAG. S-REPTD FAV AS AMENDED.
H. 257 WORKMEN'S COMP. BENEFITS INCREASE. H-PLACED ON CAL FOR MAR.14.
H. 298 (J.RES.) DESIGNATING ARTHRITIS MONTH. S-PASSED 2ND & 3RD READINGS.
H. 320 WESTERN DIAGNOSTIC LAB FUNDS. H-REF TO COM ON APPROPRN.
H. 321 OMNIBUS RIOT-CIVIL DISORDER BILL. H-REF TO COM ON JUDIC 1.
H. 322 GRAVEL HAULING SAFETY. H-REF TO COM ON ROADS.
H. 327 LITERACY TEST DELETED. H-REF TO COM ON CONSTUTN.
H. 328 LOCAL OPTION SALES-USE TAX-3. H-REF TO COM ON FINANCE.
H. 330 AUTO INSPECTION-30 DAY GRACE. H-REF TO COM ON HY SAFTY.
H. 331 REVISED CONSTITUTION ARTICLE 5. H-REF TO COM ON CONSTUTN.
H. 332 STATEWIDE 1% SALES SURTAX. H-REF TO COM ON FINANCE.

LOCAL BILLS

#S. 90 (WAKE) RALEIGH SATELLITE ELECTIONS. RATIFIED - CHAPTER 58.
S. 142 (RICHMOND) ALLOCATION OF HAMLET ABC FUNDS. H-REPTD FAV.
S. 155 (GASTON) BESSEMER LIQUOR ELECTIONS. H-REPTD FAV.
S. 177 (CALDWELL) SOIL-WATER CONSERVATION FUNDS. S-REPTD FAV.
S. 182 (LEE) SANFORD BOND NOTICE VALIDATION. S-REPTD FAV.
S. 183 (IREDELL) LISTING PROPERTY TAXES. S-REPTD FAV.
S. 190 (CABARRUS) CONCORD SCHOOL BOARD ELECTION. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 213 (SAMPSON) GARLAND ABC ELECTION. S-REF TO COM ON ABC.

#H. 85 (BEAUFORT) BELHAVEN MANAGER,REFERENDUM. RATIFIED - CHAPTER 60.
#H. 101 (MECKLENBURG) CHARLOTTE-MECKLENBURG STUDY.(2/21) RATIFIED - CHAPTER 67.
H. 109 (MOORE) WHISPERING PINES INCORPORATION.(2/28) S-REPTD FAV; S-PASSED 2ND READING.
H. 128 (UNION) MONROE SCHOOL BOARD ELECTION. S-REPTD FAV.
#H. 146 (WARREN) COUNTY WINE SALE. RATIFIED - CHAPTER 68.
#H. 150 (WILSON) COUNTY COMM'R COMPENSATION. RATIFIED - CHAPTER 61.
#H. 177 (DARE) AMENDS NAGS HEAD CHARTER. RATIFIED - CHAPTER 62.
H. 264 (MOORE) ABERDEEN ABC-BEER-WINE ELECTION. H-REPTD FAV.
H. 265 (ALAMANCE) COUNTY LAW LIBRARY FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 266 (VANCE) SCHOOL LANDS CONVEYANCE. H-REPTD FAV.
H. 287 (ORANGE) SCHOOL BOARD RESIDENCE. H-REPTD FAV.
H. 319 (ALLEGHANY) COUNTY LAND SURVEYORS. S-REF TO COM JUDIC 2.
H. 323 (BURKE) WATER CORP AD VAL TAX EXEMPTION. S-REF TO COM ON FINANCE.
H. 324 (TYRRELL) SCHOOL BOARD INCREASE. H-REF TO COM ON EDUCATN.
H. 325 (BEAUFORT) HUNTING WITH DOGS. H-REF TO COM ON WILDLIFE.
H. 326 (DARE) MANTEO POLICE JURISDICTION. H-REF TO COM ON LOC GOVT.
H. 329 (HOKE) SCHOOL BOARD ELECTION. H-REF TO COM ON EDUCATN.

****

Next Sessions of Senate and House: 12 Noon, Thursday, March 13, 1969.

North Carolina State Library
Raleigh
G41
25:1969/42
C.2
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 42 -301- THURSDAY, MARCH 13, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 219 Highway bonds interest increase (Iden. H 315) CONSTITUTION, GS 136
Introducers: L. Warren and others Sent to PUB ROAD

"To amend the State Highway Bond Act of 1965, subject to a vote of the people of the State, to raise the maximum interest rate from four per centum to five per centum per annum with respect to State of North Carolina highway bonds." Identical with H 315, digested in Bulletin No. 40, p. 286.

S 220 28th Judicial District Court (Iden. H 345) GS 7A
Introducer: Dent Sent to COURTS

"To establish district courts in the twenty-eighth judicial district." Amends GS 7A-131(2) and (3) to establish district court in 28th judicial district as of first Monday in December, 1968 rather than first Monday in December, 1970. Prescribes 5 judges, 3 full-time asst. prosecutors, and 6 to 12 magistrates for Buncombe County, under GS 7A-133. Upon ratification vacancies in offices of district judges to be filled, as provided by GS 7A-142, by appt. of Governor from nominations by district bar, or, if no bar nominations within two weeks, by Governor without nominations. Governor to certify appointments to Chief Justice of State Supreme Court by May 1, 1969 and appointees to take office on July 1, 1969.

S 221 Prohibiting trash fishing GS 113
Introducers: J. White and Penn Sent to WILDLIFE

"Restricting the use of certain edible fish, limiting the amount of certain edible fish one may have in his possession, prohibiting trawling and restricting purse seining in certain coastal waters, and for other purposes." Prohibits use of any species of food or sport fish, regardless of size, caught in commercial or sport fishing, for anything other than food for human consumption, crab bait, live bait, bait while trolling, or trophy display. (Includes, but is not limited to: grey trout, spotted trout, summer flounder, Southern flounder, Gulf flounder, spot, Atlantic croaker, bluefish, butter-fish, red drum, Spanish mackerel, striped mullet, sea mullet, hogfish, pompano, sheepshead, white fish, and rockfish.)

Prohibits buying, selling, offering for sale, or possessing more than 25 pounds of any fish, or combination of fish, listed below, of a length (measured from tip to snout to tip of tail) less than that specified: spotted trout, grey trout, all species of flounder - 12 inches; bluefish-10 inches; sheepshead, croaker-8 inches; red drum-14 inches; black drum, spot-6 inches; striped mullet, all species of sea mullet-9 inches. Prohibits processing of any fish named in this act into fish meal, pet food

of food protein concentrate. Prohibits ocean trawling within one-half mile of shore line between Salter Path, NC and NC-Virginia line. Prohibits between May 1 and Nov. 1 purse seining within one-half mile of any public beach. Permits any fishing pier owner to mark restricted areas from fishing and pleasure boats by furnishing buoys to Dep't of Conservation and Development, to be put in place by Commercial and Sports Fishery Div. at no cost to pier owner. Requires Dep't of C & D to enforce act and provides penalties of not more than $500 fine, 6 mos. imprisonment, or both, for violations of act.

S 222 Driving on suspended license — GS 20
Introducer: Flaherty — Sent to HY SAFTY

"To clarify GS 20-28.1 relating to revocation of driving privileges of persons who drive while licenses are revoked or suspended." Rewrites and clarifies GS 20-28.1 setting out penalties for conviction of "moving offense" (now, "moving violation") committed while driving during period of suspension or revocation of "driving privilege" (now, "license"). Provides that upon such conviction MV Dep't shall revoke offender's driving privilege for additional time as provided by section. (Now, section provides Dep't shall revoke offender's license as provided in section, effective on termination date of previous suspension or revocation.) Defines "motor vehicle moving offense" for purposes of section as any offense created under motor vehicles law wherein physical operation of motor vehicle by person charged constitutes essential element of offense. Effective July 1, 1969.

S 223 Small trailer safety inspection — GS 20
Introducer: Johnson — Sent to HY SAFTY

"To amend GS 20-183.2(a) concerning the safety equipment inspection of small trailers." Exempts pole trailers with gross weight of less than 4000 pounds (rather than present 2500 pounds or less) from requirement of annual safety equipment inspection and certificate of inspection.

S 226 Jury exemption-emergency RR labor — GS 9
Introducer: James — Sent to COURTS

"To exempt from jury duty the operating employees of a railroad when such employees are engaged in emergency railroad work." Amends GS 9-6(b), as title indicates. Employees would be exempt from jury duty when engaged in emergency or vital RR work which cannot be delayed. Sup't or other supervisory personnel to certify in writing to court.

S 227 (Joint Resolution) Commending Chancellor Caldwell — MISC RES
Introducer: Wood — Passed and sent to HOUSE

"Honoring Dr. John Caldwell." Commends Dr. Caldwell for statements of March 5, 1969 to students and faculty favoring orderly resolution of any dispute on NC State University campus.

HOUSE

H 334 Election superior court judges — GS 7
Introducers: Carson and Horton — Sent to COURTS

"To amend Chapter 7, Section 41, of the General Statutes of North Carolina to permit the election of superior court judges by the voters of their respective districts." As title indicates. (Section now provides superior court judges to be elected in same manner as justices of N.C. Supreme Court -- by qualified voters of the State, under Constitution Art. 4, Section 14.)

H 336 Reduced State funds-city schools — GS 115
Introducers: Messer and others — Sent to EDUCATN

"To reduce the allocation of funds made by the State Board of Education and/or the State Superintendent of Public Instruction to city administrative units for objects of general control as provided in the State budget." Requires State Board and Sup't to reduce allocation of State funds to city administrative units, the reduction being in the area denoted, in GS 115-79, "General Control", (salary of sup't, travel of sup't, salaries of clerical assistants, salaries of property and cost clerks, office expenses, per diem and travel of county school board, salaries of attendance counselors). Requires that reduction be according to following schedule: For 1970-71, 25% below full or normal allocation; 1971-72, 50%; 1972-73, 75%, 1973-74, 100%, that is, there shall be no allocation in 1973-74 and thereafter for these purposes. Provides that if any city board merges with county board, so that there is one governing authority for all of county schools, State Board to allocate sufficient funds to operate schools theretofore operated by city board. Provides for amendment of GS 115-79, 115-80, 115-83, 115-84, 115-86, 115-89 and 115-90 to extent necessary to make reductions required by this act. Exempts from this act any city administrative unit with average daily membership of pupils of 7500 or more, and any unit which in the future has such an average daily membership.

H 337 Over 65 hunting license — GS 113
Introducers: Tolbert and others — Sent to WILDLIFE

"To exempt persons over 65 years of age from the requirement of purchasing hunting licenses." Adds to GS 113-98 (exemptions from hunting license requirement) new paragraph exempting persons over 65 years of age from license fees under Game Law of 1935. Provides such persons still required to observe all other provisions on hunting or taking of game, including bag limits, hunting seasons, etc.

H 342 (Joint Resolution) Amends Resolution No. 1 — MISC RES
Introducer: R. Jones — Passed and sent to SENATE

"Relative to a correction in Resolution 1 of the 1969 General Assembly." Corrects date in "WHEREAS" clause of cited resolution (S 1, informing Governor of convening of Assembly) from November 5, 1969 to November 5, 1968 (recital of election date).

H 345 28th judicial district court (Iden. S 220) — GS 7A
Introducer: Harkins — Sent to COURTS

"To establish district courts in the twenty-eighth judicial district." Identical with S 220, digested above in this bulletin.

H 347 State aid-airport approaches — GS 113
Introducer: Jernigan — Sent to CONS & DEV

"Amending Article IB of Chapter 113 of the General Statutes relating to State aid to airports so as to provide that the State may participate in up to fifty per cent of the costs of certain projects." Amends GS 113-28.8(3) to authorize State to pay up to 50% of total cost of runway lights and approach facilities (visual and electronic) in State loans or grants (which are limited to 25% of total cost) to municipal, county and public authority airports for planning, acquisition, construction or improvement purposes.

H 348 Defining resident -vehicle laws — GS 20
Introducer: Martin — Sent to HY SAFTY

"To amend Chapter 20 of the General Statutes by placing therein a new definition of resident." Adds to GS 20-6 (definitions, Uniform Driver's License Act) definition of "resident" as any individual who resides within State for other than temporary or transitory purpose for more than 6 months, absent convincing proof to contrary; absence from State for more than 6 months to raise no presumption that individual is not resident of State. Rewrites paragraph (26) of GS 20-28 (should be 38) (definition of "resident"-Motor Vehicle Act of 1937) inserting definition set out above. (Present definition provides that temporary absence from state is not sufficient to terminate residence, and that person leaving state presumed to continue a resident if family continues to reside in NC, etc.)

H 349 Historic Hope funds — APPROPRIATION
Introducer: Martin — Sent to APPROPRN

"Appropriating funds for the repair and restoration of Historic Hope." Appropriates $75,000 to Dep't of Archives and History as title indicates.

H 350 (Joint Resolution) Honoring Distributive Ed Clubs — MISC RES
Introducer: Payne — Passed both houses

"Honoring the North Carolina Distributive Education Clubs of America." As title indicates.

H 352 Real estate licensing revisions — GS 93A
Introducer: Twiggs — Sent to JUDIC 2

"To amend Chapter 93A of the General Statutes relating to real estate brokers and salesmen." Amends GS 93A-1 to prohibit a person from advertising or holding himself out as engaging in real estate brokerage or selling (now, merely prohibits acting as broker or salesman). Expands definition of real estate broker in GS 93A-2(a) to include listing or offering to list real estate, and deletes reference to "whole or partial vocation". Amends GS 93A-4(c) to restrict period of renewal of broker or salesman license to month of June (now, May or June). Rewrites GS 93A-5 to require secretary-treasurer of NC Real Estate Licensing Board to keep current roster of names and places of business of all licensed brokers and salesmen, in office of Board and open to public inspection. (Now, required to compile list, including residence of licensees,each July, and mail copy to CSC of each county for public filing.) Adds to list of offenses in GS 93A-6(a) for which Board empowered to suspend or revoke license, violating any rule or regulation duly promulgated by Board. Adds proviso to GS 93A-9 restricting power of Board to issue license to non-resident to cases where state of his residence offers same privilege to residents of NC.

H 353 Statewide 1% sales surtax-2
Introducers: Bryan and Strickland

GS 105
Sent to FINANCE

"To amend Article 5, Chapter 105 of the General Statutes of North Carolina to provide for the levy of a statewide uniform one percent (1%) surtax upon the sales, use and other taxable transactions subject to the sales and use tax levied for State purposes and to allocate the proceeds of said surtax, one-half to the General Fund and one-half to the counties and municipalities of North Carolina." As title indicates. Iden. with H 332 (digested in Bulletin No. 41, p. 295) except as to distribution of net proceeds of surtax: 1/2 to counties and incorporated municipalities, and 1/2 to State's General Fund (rather than all to counties and incorporated municipalities). Net proceeds to be determined by deducting any surtaxes refunded (without also deducting State costs of collecting and administering surtax and other proper deductions against surtax gross, as in H 332). Per capita figure for local unit distribution according to population to be determined by dividing the 1/2 net proceeds for preceding quarter by total population of all counties and incorporated cities and towns according to most recent US decennial census. Amount to be distributed to each county and municipality is product of per capita figure multiplied by population of each respective county and incorporated city and town. Effective October 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 224 Special tax-accountant, etc.
Introducer: Johnson

JOHNSTON
Sent to LOC GOVT

"Authorizing Johnston County to levy special purpose taxes for certain purposes." Amends GS 153-9(43) as title indicates. Adds county to those whose commissioners are authorized to levy property taxes for specified special purposes: paying salary and office expenses of county accountant, salary and expenses of farm demonstration agent and home demonstration agent and other expenses incurred in farm and home demonstration, and salary and office and other expenses of veteran's service officer.

S 225 Garbage disposal
Introducer: Johnson

JOHNSTON
Sent to LOC GOVT

"To amend GS 153-10.1 to authorize the Board of County Commissioners of Johnston County to regulate garbage disposal." Add Johnston to list of counties authorized to adopt regulations and ordinances governing removal and disposal of trash and garbage.

HOUSE

H 333 Prepayment tax discounts
Introducer: Britt

JOHNSTON
Sent to LOC GOVT

"To amend GS 105-345, fixing discounts for prepayment of taxes in Johnston County." Modifies subsections (1) and (6) of cited section as applied to Johnston County, providing tax payments of municipal, county or other State political subdivision taxes paid by taxpayer during October to be paid at face value; (general law provides 1/2 of 1% discount on payment by Nov. 1); prepayment made during Aug. entitles taxpayer to 2% discount, and prepayment made during Sept. entitles taxpayer to 1% discount (general law allows 2% discount for prepayments prior to July 1 of year due, 1-1/2% discount for prepayment during July, and 1% discount for prepayments made during August and September). Effective July 1, 1970.

H 335 Greensboro charter amendments — GUILFORD
Introducers: Coble, Frye, Payne, Phillips, Ridenour and Short — Sent to JUDIC 1

"To amend the Charter of the City of Greensboro, the same being Chapter 37, private laws of 1923, as amended, and particularly as revised and reorganized by Chapter 1137, Session Laws of 1959, as amended." Permits council to set salary of mayor (with minimum of $4800 per year) and of councilmen (with minimum of $2400 per year) and prohibits changes during term of mayor or councilmen. Raises maximum on life insurance benefits that may be paid on death of employee of city to $50,000 (was $25,000), and makes other changes in city employees group insurance authorization to permit city to pay additional premiums. Expands extraterritorial zoning authority to include regulation of commercial and other signs and outdoor advertising, and to permit establishing housing codes and similar regulations. Permits council to delegate zoning authority to Zoning Commission with review and appeal before council. Increases size of Board of Building Appeals from five to seven members. Permits council to establish charges for removing vehicles from private property, and to place uncollected costs on real property from which vehicle removed as lien, collectible as a tax lien.

Makes other changes or additions in following areas: time of filing for councilman; service of process on mayor; sickness or absence of manager; contracts by manager or mayor pro tem; power to sell municipal property; eminent domain; traffic citations. Validates extensions of city corporate limits, and certain proceedings of council. Raises limit on purchases of apparatus, supplies, materials, or equipment which need not be made by letting of public contract under procedures of GS 143-129 to $5,000 (now, $2,000). Validates various municipal proceedings.

H 338 Statesville police-fire residency — IREDELL
Introducer: Tolbert and others — Sent to JUDIC 1

"Amending Chapter 775 of the Session Laws of 1965 to eliminate the residency requirement for police and fire department employees." Deletes last sentence in Sec. 4 of cited Chapter which requires persons accepted for employment by police or fire depts. of Statesville to move into city after employment.

H 339 Sheriff, register pay — LENOIR
Introducer: Lilley — Sent to LOC GOVT

"To regulate and fix the salaries of the sheriff and register of deeds of Lenoir County." Provides salary of Lenoir County sheriff to be fixed by county comm'rs at not less than $8100 nor more than $10,500 per year. Provides salary of register of deeds to be fixed likewise at not less than $7,000 nor more than $9,500 per year. Repeals S.L. 1959, Ch. 736 which sets out minimum and maximum limits for these officers and provides for fixing of salary of Clerk of Superior Court. Effective July 1, 1969.

H 340 Ambulance service without pay — CATAWBA
Introducers: Warlick and Beard — Sent to JUDIC 1

"Amending GS 14-111.2 relating to obtaining ambulance services without intending to pay therefor, so as to make the same applicable to Catawba County." Adds county to section making it misdemeanor, punishable by fine or imprisonment in court's discretion, for financially able person to obtain ambulance services with intent to defraud by not paying reasonable charges.

H 341 False ambulance requests — CATAWBA
Introducers: Warlick and Beard — Sent to JUDIC 1

"Amending GS 14-111.3 relating to making false ambulance requests, so as to make the same applicable to Catawba County." Adds Catawba to three counties covered by cited section making unlawful willful attempt to obtain unneeded ambulance service, or false requests for ambulance service. (Convictions punishable by $50 fine, and/or imprisonment up to 30 days.)

H 343 Sheriff-jail operation — RUTHERFORD
Introducer: R. Jones — Sent to LOC GOVT

"To direct the board of county commissioners of Rutherford County to invest the care, custody and control of the county jail in the sheriff of the county." As title indicates, authorizing sheriff to appoint jailer or jailkeeper. Effective July 1, 1969.

H 344 Sheriff-jail operation — POLK
Introducer: R. Jones — Sent to LOC GOVT

"To direct the board of county commissioners of Polk County to invest the care, custody and control of the county jail in the sheriff of the county." As title indicates, effective July 1, 1969. Sheriff to appoint jailer or jailkeeper.

H 346 Garbage disposal — ROCKINGHAM
Introducer: McMichael — Sent to LOC GOVT

"To amend G.S. 153.10.1, relating to removal and disposal of trash, garbage, etc., so as to make said section applicable to Rockingham County." Amends "GS 153.10.1" (should be GS 153-10.1) by adding Rockingham to list of counties authorized to adopt regulations and ordinances governing removal and disposal of trash and garbage.

H 351 Elon ordinance procedure — ALAMANCE
Introducers: Harris and Euliss — Sent to LOC GOVT

"To amend Chapter 324 of the Session Laws of North Carolina, 1961, being the charter of the Town of Elon College relating to the adoption of ordinances and resolutions." Conforms the adoption, proving and time of taking effect of Town ordinances with general law.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 48 Removing child from State (digested in Bulletin No. 12, p. 62).
Amendments to Committee substitute adopted in House 3/13/69 make it felony for any person (rather than any person other than person awarded custody of child under 16) to take or transport, or cause to be, and keep such child outside State with intent to violate the court order of custody; changes maximum punishment for such crime from 10 to 3 years imprisonment (or fine or both, in discretion of court).

S 184 Local air pollution control (digested in Bulletin No. 38, page 255)
Technical amendments adopted in Senate 3/13/69.

H 63 Rockingham ABC funds-members (digested in Bulletin No. 12, page 65)

Committee substitute adopted in House 3/13/69. Makes no change in provision relating to membership of Rockingham ABC Board. Exempts Rockingham from GS 18-45(15) (reserves for law enforcement and alcoholic rehabilitation and education) and directs that funds heretofore reserved according to that section be paid over to city general fund. Divides profits as follows: after July 1, 1973, 50% to Richmond County school board to supplement teacher salaries, until that date, said 50% to city general fund; 2% to county school board to Rohanen School band; 3% to county school board for Rockingham high school band and Leak Street school band; 10% to county treasurer for RTI; 2% to county general fund for recreation program for E. Rockingham and Wolf Pit Twnp, provided that if not established by Jan. 1, 1970, said 2% to go to city general fund; 2% to Richmond sheriff to be divided equally among full-time deputies; 5% to Rockingham Recreation Commission; 2% to city to be divided equally among members of city police dep't as salary supplement; 1% to Town of Norman; 2% to city to be divided equally among regularly employed members of city fire dep't as salary supplement; 3% to Rockingham-Richmond library board; 3% to county rescue squad; 1% each to Town of Ellerbe, Town of Hoffman, and treasurer of Cardova Volunteer fire dep't for benefit of fire dep't; remaining profits to city general fund. Provides that, of money returned to city general fund from reserves for law enforcement and for alcoholic rehabilitation and education, $28,500 to be used exclusively for building new police station. Effective April 1, 1969.

H 175 County bonds time extension (digested in Bulletin No. 26, p. 153.)

Amendments adopted in Senate 3/13/69 to clarify, and to eliminate provision that dismissed bond proceedings or action must finally terminate in favor of issuance of the bonds (for Act to apply).

H 200 Littleton Town property (digested in Bulletin No. 28, p. 171).

Committee substitute adopted in House 3/13/69 making technical changes.

H 241 Skin diver warning flag (digested in Bulletin No. 33, p. 214).

Amendments adopted in Senate 3/13/69 to make act inapplicable to New Hanover and Pender counties; change $25 fine upon conviction of violating act to "no more than $25;" and delete section (c) requiring skin and scuba divers to descend and ascend within 25 ft. of structure bearing diver's flag.

SENATE AND HOUSE CALENDAR ACTION MAR.13,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 44 UNIFORM FEES FOR REGISTERS. H-REPTD FAV; H-PASSED 2ND READING.
S. 48 REMOVING CHILD FROM STATE.(3/13) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT FOR CONCUR IN H-AMEND.
S. 77 MECHANICS',MATERIALMEN'S LIENS.(3/07) H-REF TO JUDIC 2.
S. 101 COLLEGE DEMONSTRATOR PENALTY. S-RECALLED FROM COM; S-RE-REF TO COM ON CORRECTN.
S. 103 GUN PURCHASE - ANTIQUE FIREARMS.(3/03) H-REPTD FAV.
S. 106 REAL PROPERTY LIEN ASSESSMENT. S-REPTD FAV.
S. 112 CREATING TENANCY BY ENTIRETY. S-REPTD FAV.
S. 120 FEDERAL TAX LIEN REGISTRATION. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 126 RIOT AND INCITING TO RIOT. S-RECALLED FROM COM; S-RE-REF TO COM ON CORRECTN.
S. 130 CAPITAL BLDG AUTH--EXPANSION. S-PLACED ON CAL FOR MAR 14.
S. 131 VALIDATION OF NOTARIAL ACTS. H-REPTD FAV.
S. 143 STATE BAR MEETINGS.(3/12) H-REF TO COM ON JUDIC 1.
#S. 156 CREDIT UNION LAW REVISIONS.(3/11) RATIFIED - CHAPTER 69.
S. 167 PUBLIC CATTLE ASSESSMENTS. H-REF TO COM ON FINANCE.
S. 168 GUARDSMEN IMMUNITY FROM LIABILITY. S-RE-REF TO COM ON CORRECTN.
S. 184 LOCAL AIR POLLUTION CONTROL.(3/13) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 192 DEALER-MFR VEHICLE LICENSE FEES. S-RECOMTD TO COM ON HY SAFTY.
S. 196 UNC MED SCHOOL MAINTENANCE FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 197 UNC FAMILY MEDICINE PROF FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 198 (J.RES.) MED STUDENT RECRUITMENT. S-REPTD FAV.
S. 199 (J.RES.) MED SCHOOLS - INCREASE GRADS. S-REPTD FAV.
S. 200 (J.RES.) PREMED EDUCATION NEEDS. S-REPTD FAV.
S. 205 UNC MED SCHOOL BLDG FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 219 HIGHWAY BONDS INTEREST INCREASE. S-REF TO COM ON ROADS.
S. 220 28TH JUDICIAL DISTRICT COUNT. S-REF TO COM ON COURTS.
S. 221 PROHIBITING TRASH FISHING. S-REF TO COM ON WILDLIFE.
S. 222 DRIVING ON SUSPENDED LICENSE. S-REF TO COM ON HY SAFTY.
S. 223 SMALL TRAILER SAFETY INSPECTION. S-REF TO COM ON HY SAFTY.

S. 226 JURY EXEMPTION-EMERGENCY RR LABOR. S-REF TO COM MFG LABOR; S-RECALLED FROM COM; S-RE-REF TO COM ON COURTS.
S. 227 (J.RES.) COMMENDING CHANCELLOR CALDWELL. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 13 SCHOOL OFFICIALS GRAD INSTRUCTION. S-RECALLED FROM COM; S-RE-REF TO COM ON HIGHER ED.
H. 30 LAW OFFICERS' INCOME TAX EXEMPTION. H-REPTD FAV AS AMENDED; H-RE-REF TO COM ON FINANCE.
H. 31 RECEIPT OF UNORDERED MERCHANDISE.(2/21,2/25)RATIFIED - CH. 70.
#H. 51 UNIFORM FEES FOR REGISTERS. H-POSTPONED INDEF.
H. 60 UNIFORM ANATOMICAL GIFT ACT.(2/19) S-REPTD FAV.
H. 66 ASSAULTING POLICE AND FIREMEN. H-REPTD FAV.
H. 110 DRIVER LICENSE SURRENDER.(2/19, 2/26) S-RE-REF TO COM ON JUDIC 2.
H. 121 FIREARM SALE REGULATION.(3/12) H-CONCURRED IN S-AMENDMENT.
H. 134 SIT-IN PUNISHMENT.(3/12) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 175 COUNTY BONDS TIME EXTENSION.(3/13) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H. 188 PURPOSES OF CERTAIN COLLEGES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 193 PURPOSES OF PEMBROKE COLLEGE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 203 BLUEBERRY FESTIVAL FUNDS. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
#H. 213 (J.RES.) LOCAL BILL CUT OFF DATE.(3/11) RATIFIED - RES.27.
H. 240 FIELD TRIAL FIREARMS REGULATION. S-PASSED 2ND & 3RD READINGS.
H. 241 SKIN DIVER WARNING FLAG.(3/13) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT FOR CONCUR IN S AMEND.
H. 242 MOTOR BOATS ON PRIVATE PONDS. S-PASSED 2ND READING.
H. 272 PUBLIC CATTLE ASSESSMENTS. H-REPTD FAV; H-RE-REF TO COM ON FINANCE.
#H. 298 (J.RES.) DESIGNATING ARTHRITIS MONTH. RATIFIED - RES.26.
H. 310 MUNICIPAL OFFICIAL RESIDENCE. H-REPTD FAV.
H. 334 ELECTION SUPERIOR COURT JUDGES. H-REF TO COM ON COURTS.
H. 336 REDUCED STATE FUNDS-CITY SCHOOLS. H-REF TO COM ON EDUCATN.
H. 337 OVER 65 HUNTING LICENSE. H-REF TO COM ON WILDLIFE.
H. 342 (J.RES.) AMENDS RESOLUTION NO.1. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 345 28TH JUDICIAL DISTRICT COURT. H-REF TO COM ON COURTS.
H. 347 STATE AID-AIRPORT APPROACHES. H-REF TO COM ON CONS & DEV.
H. 348 DEFINING RESIDENT-VEHICLE LAWS. H-REF TO COM ON HY SAFTY.
H. 349 HISTORIC HOPE FUNDS. H-REF TO COM ON APPROPRN.
H. 350 (J.RES.) HONORING DISTRIBUTIVE ED.CLUBS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE. S.-PASSED 2ND & 3RD READINGS.
H. 352 REAL ESTATE LICENSING REVISIONS. H-REF TO COM ON JUDIC 2.
H. 353 STATE 1% SALES-SURTAX - 2. H-REF TO COM ON FINANCE.

LOCAL BILLS

S. 36 (ROBESON) ROBESON GARBAGE REMOVAL. H-REPTD FAV.

S. 118 (PERSON) COUNTY COMM'RS-VACANCIES. H-REPTD FAV.
S. 142 (RICHMOND) ALLOCATION OF HAMLET ABC FUNDS. H-PASSED 2ND & 3RD READINGS.
S. 155 (GASTON) BESSEMER LIQUOR ELECTIONS. H-PASSED 2ND & 3RD READINGS.
S. 170 (MONTGOMERY) BISCOE,MT.GILEAD ABC ELECTION. S-REPTD FAV.
S. 177 (CALDWELL) SOIL-WATER CONSERVATION FUNDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 182 (LEE) SANFORD BOND NOTICE VALIDATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 183 (IREDELL) LISTING PROPERTY TAXES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 190 (CABARRUS) CONCORD SCHOOL BOARD ELECTION. RATIFIED - CHAPTER 71.
S. 224 (JOHNSTON) SPECIAL TAX-ACCOUNTANT ETC.. S-REF TO COM ON LOC GOVT.
S. 225 (JOHNSTON) GARBAGE DISPOSAL. S-REF TO COM ON LOC GOVT.

H. 63 (RICHMOND) ROCKINGHAM ABC FUNDS-MEMBERS. H-REPTD FAV COM SUBSTITUTE.
H. 109 (MOORE) WHISPERING PINES INCORPORATION.(2/28) S-PASSED 3RD READING.
H. 112 (CUMBERLAND) COUNTY ABC BOARD RETIREMENT. S-REPTD FAV.
H. 128 (UNION) MONROE SCHOOL BOARD ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 176 (HENDERSON) SCHOOL BOARD ELECTIONS. H-REPTD FAV.
H. 200 (FRANKLIN) LITTLETON TOWN PROPERTY. H-REPTD FAV TO COM SUBSTITUTE.
H. 206 (WILSON) NEW WILSON CHARTER. H-REPTD FAV AS AMENDED.
H. 219 (SAMPSON) ROSEBORO ABC LAW ENFORCEMENT. S-REPTD FAV.
H. 229 (CABARRUS) COUNTY SCHOOL BONDS. H-REPTD FAV.
H. 260 (CLEVELAND) TAX LISTING REGULATIONS. H-REPTD FAV.
H. 261 (JONES) PISTOL PERMITS. H-REPTD FAV.
H. 264 (MOORE) ABERDEEN ABC-BEER-WINE ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 265 (ALAMANCE) COUNTY LAW LIBRARY FUNDS. S-REF TO COM ON LIBRARY.
H. 266 (VANCE) SCHOOL LANDS CONVEYANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 269 (CURRITUCK) COUNTY COMMISSIONERS ELECTION. H-REPTD FAV.
H. 270 (CURRITUCK) COUNTY COMMISSIONERS' PAY. H-REPTD FAV.
H. 274 (ROBESON) MAXTON CITY MANAGER. H-REPTD FAV.
H. 283 (MECKLENBURG) CHARLOTTE FIREMEN'S FUND. H-REPTD FAV.
H. 284 (MECKLENBURG) CHARLOTTE CONTRACTS,PROMOTIONS. H-REPTD FAV.
H. 287 (ORANGE) SCHOOL BOARD RESIDENCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 333 (JOHNSTON) PREPAYMENT TAX DISCOUNTS. H-REF TO COM ON LOC GOVT.
H. 335 (GUILFORD) GREENSBORO CHARTER AMENDMENT. H-REF TO COM ON JUDIC 1.
H. 338 (IREDELL) STATESVILLE POLICE-FIRE RESIDENCY. H-REF TO COM ON JUDIC 1.
H. 339 (LENOIR) SHERIFF,REGISTER PAY. H-REF TO COM ON LOC GOVT.

H. 340 (CATAWBA) AMBULANCE SERVICE WITHOUT PAY. H-REF TO COM ON JUDIC 1.
H. 341 (CATAWBA) FALSE AMBULANCE REQUESTS. H-REF TO COM ON JUDIC 1.
H. 343 (RUTHERFORD) SHERIFF-JAIL OPERATION. H-REF TO COM ON LOC GOVT.
H. 344 (POLK) SHERIFF-JAIL OPERATION. H-REF TO COM ON LOC GOVT.
H. 346 (ROCKINGHAM) GARBAGE DISPOSAL. H-REF TO COM ON LOC GOVT.
H. 351 (ALAMANCE) ELON ORDINANCE PROCEDURE. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

10:00 a.m., Friday, March 14, 1969.

G41
25:1969/43
c.2

North Carolina State Library
Raleigh

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

N. C.
Doc.

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 230 Community college property — GS 115A
Introducer: Ellis — Sent to EDUCATN

"To amend Chapter 115A of the General Statutes by adding G. S. 115A-17.2 permitting disposition of real and personal property by community colleges." Adds new GS 115A-17.2 authorizing boards of trustees of community colleges to sell, exchange, or lease any property owned or held by such boards, but not needed for college purpose, in same manner as provided by law for sale, exchange or lease of school property by county or city school boards. Requires use of proceeds for capital outlay purposes.

S 233 Age and working hours for women — GS 95
Introducers: Staton and Allen — Sent to MFG LABR

"Relating to the age and hours of a week's work of women." Amends GS 95-26 (establishing maximum hours for workday and workweek for women in certain named businesses: laundry, dry-cleaning, pressing club, workshop, factory manufacturing establishment, or mill) by raising minimum age for applicability of section to eighteen years of age or older (now, over 16 years of age). Increases permissible workday to 12 hours (now, eleven hour maximum) and permissible work week to 56 hours (now, 55 hour maximum work week). Effective July 1, 1969.

S 234 Elizabethan Garden funds (Iden. H 289) — APPROPRIATION
Introducer: Gurganus — Sent to APPROPRN

"Appropriating the sum of ten thousand dollars for each year of the biennium to the Elizabethan Garden of the Garden Clubs of North Carolina, Inc." Identical with H 289, digested in bulletin No. 39 at page 266.

HOUSE

H 354 Student loan fund appropriation — APPROPRIATION
Introducers: Tart and others — Sent to APPROPRN

"To appropriate certain funds to the State Board of Education for the student loan fund for the fiscal year commencing July 1, 1970, and ending June 30, 1971." Appropriates from General Fund to State Board of Education $135,000 for fiscal 1970-71 in addition to all other appropriations, to provide 225 additional awards, at $600 each, in Student Loan Fund. Effective July 1, 1969.

H 356 Banking Commission expenses — GS 53
Introducer: Eagles — Sent to BANKS

"To amend the state banking laws." Amends GS 53-122(6) to provide that when estimated costs of maintaining office of Comm'r of Banks exceeds estimated fees to be collected under GS 53-122(1) and 53-122(2) (bank examination fees), State Banking Commission may increase by uniform percentage such fees so as to increase revenues from such fees to an amount at least equal to estimated cost of maintaining office of Comm'r. (Now, cited subsection allows only for decreasing such fees by uniform percentage where estimated maintenance costs will be less than estimated revenue from fees.) Further amends GS 53-122(6) to prohibit reversion to General Fund of any surplus resulting from collection of fees pursuant to GS 53-122.

H 358 Local option sales and use tax (Iden. S 178) — GS 105
Introducer: Martin — Sent to FINANCE

"Enabling each of the counties of the State to hold a special election for the purpose of considering whether a county shall or shall not impose and levy a sales and use tax of one per cent (1%) upon certain taxable transactions." Identical with S 178, digested in Bulletin 37 at page 245.

H 359 Community colleges purposes — GS 115A
Introducers: Fenner and others — Sent to HIGHR ED

"To amend Article 1 of Chapter 115A of the General Statutes for the purposes of describing in some particularity the purposes of community colleges." Adds to GS 115A-1 (statement of purpose of community colleges) new paragraph stating major purpose of institutions operated under GS 115A (community colleges, technical institutes, and industrial education centers) to be offering of vocational and technical education and training, and related basic, high school level training, for high school grads or drop-outs beyond compulsory school attendance age limits. Amends GS 115A-2 to require institutions of community college system to offer basic vocational and technical educational programs (now, permissive).

LOCAL BILLS INTRODUCED

SENATE

S 228 Mt. Pleasant ABC enforcement — CABARRUS
Introducer: Boger — Sent to ABC

"To amend Chapter 196, Session Laws of 1967, to authorize the appointment of ABC officers in the Town of Mt. Pleasant, and to specify their jurisdiction." Requires the 5% allocated for law enforcement by cited act to be expended for law enforcement by town ABC board, by hiring one or more ABC officers, appointed by and responsible to the ABC board. Gives such officers same authority, within town and county, as other peace officers of town and county, including hot pursuit as set forth in GS 18-45(15).

S 229 Concord ABC enforcement — CABARRUS
Introducer: Boger — Sent to ABC

"To amend Chapter 195, Session Laws of 1967, to authorize the appointment of ABC officers in the City of Concord and to specify their jurisdiction." Requires the 5% allocated for law enforcement by cited

act to be expended for law enforcement by town ABC board, by hiring one or more ABC officers, appointed by and responsible to the ABC board. Gives such officers same authority, within town and county, as other peace officers of town and county, including hot pursuit as set forth in GS 18-45(15).

S 231 Morganton police jurisdiction — BURKE
Introducer: Flaherty — Sent to LOC GOVT

"Extending the jurisdiction of the police officers of the City of Morganton in Burke County." Extends full authority of Morganton police to all territory outside the city and within two miles of the corporate limits.

S 232 Elkin firemen retirement — SURRY
Introducer: Folger — Sent to LOC GOVT

"To establish a supplementary pension fund for firemen in the town of Elkin." As title indicates, with fund to be administered by board composed of city treasurer, fire chief, and ex-officio member elected from among firemen. Places in supplementary pension fund all funds presently in or hereafter accruing to Firemen's Relief Fund over amount of $5,000; Relief Fund to be no greater than $5,000. Sets out eligibility for membership in supplementary pension fund, and provides allowance of benefits for active firemen having served 30 years in Elkin fire department and having attained age of 55. Provides city treasurer to be custodian of pension fund, and requires him to give bond. Provides any conflicting provisions of GS 118 relating to firemen's relief fund are inapplicable.

HOUSE

H 355 Lexington school board election — DAVIDSON
Introducers: Hege and Snyder — Sent to LOC GOVT

"To amend Chapter 26 of the Private Laws of 1935 affecting local schools in Davidson County." Provides for election on first Tuesday after first Monday in May, 1969, for seven-member school board, elected nonpartison and at large, for two-year staggered terms. Provides that four persons receiving highest number of votes to serve four years, next three two years, and all terms thereafter to be for two years. Provides for qualification of candidates, filing, filing fee, and filling of vacancies on board as elected.

H 357 Worthless checks punishment — BRUNSWICK
Introducers: Soles and Williamson — Sent to LOC GOVT

"Amending G. S. 14-107 relating to the issuance of worthless checks and the punishment therefor so as to make certain provisions thereof relating to punishment effective in Brunswick County." Adds Brunswick County to list of those counties in which punishment for passing worthless check, when check for amount no more than $50, is limited to $50 fine or 30 day imprisonment.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 149 Pavement lines (Digested in Bulletin No. 31, p. 194)
Amendment adopted in Senate 3/14/69 to change the average traffic volume required for Highway Commission to mark center and edge lines from 100 vehicles or more to 200 vehicles or more per day.

H 50 County commissioners' compensation (Iden. S 31) (Digested in Bulletin No. 11, page 54)

Committee substitute adopted in House 3/14/69. Repeals GS 153-12, 153-13, and enacts new GS 153-13 permitting commissioners to set own compensation and allowances, effective for all seats on board following next general election for seats on board. Requires 10 days notice in newspaper of general circulation in county before taking action on changes, and publishing of change at least 14 days before deadline prescribed by GS 163-106(c) for filing notice of candidacy for county office; thereafter no such action may be taken until newly elected members installed. Rewrites GS 147-9.1 to add counties to exemption from Chapter 147, Art. 2 (Expenses of State Officers and State Departments) (now, municipalities only). (Originally, authorized only the setting of compensation and contained no provisions for notice.) Effective July 1, 1969.

H 52 Municipal boards, compensation (Iden. S 32) (Digested in Bulletin No. 11, p. 55).

Committee substitute adopted by Senate 3/14/69 permits municipal governing board to fix compensation and allowances for mayor (as well as its own), effective following next regular municipal election for seats on board. May not reduce mayor's pay and allowances during current term. Action under Section must be published (GS 1-597) in newspaper with general circulation locally at least once, and shall not be taken after 14 days before filing deadline for board or (if there is no such deadline) after 90 days before municipal election. Notwithstanding deadline, cities and towns may act under Section in 1969 until 14 days before municipal primary or 30 days before municipal election, if no primary. Repeals all municipal charter provisions fixing official compensation and allowances, but incumbents to continue receiving present allowances and compensation until governing board provides otherwise.

H 63 (Richmond) Rockingham ABC funds - members (digested in Bulletin No. 12, p. 65)

Technical amendment adopted in House 3/14/69 amending Committee substitute (digested in Bulletin 42, p. 308)

H 220 (Duplin, Pender) Hunting season (digested in Bulletin No. 31, p. 197)

Technical amendment adopted in House 3/14/69, and amendment adopted removing Onslow County from act.

H 206 (Wilson) New Wilson charter (Digested in Bulletin No. 29, p. 180)

Amendments adopted in House 3/14/69, deleting provision allowing City Council to direct proceeds from taxes collected subsequent to end of fiscal year in which levied into city general fund, deleting certain Acts from the repealer clause, and making technical changes.

SENATE AND HOUSE CALENDAR ACTION MAR.14,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 44 UNIFORM FEES FOR REGISTERS. H-PASSED 3RD READING.
S. 48 REMOVING CHILD FROM STATE.(3/13) S-CONCURRED IN H AMEND.
#S. 62 POLITICAL GIFTS TAX EXEMPTION. S-REPTD UNFAV.
S. 103 GUN PURCHASE - ANTIQUE FIREARMS.(3/03) H-PLACED ON CAL FOR MAR.18.
S. 106 REAL PROPERTY LIEN ASSESSMENT. S-PLACED ON CAL FOR MAR 14.
S. 112 CREATING TENANCY BY ENTIRETY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 120 FEDERAL TAX LIEN REGISTRATION. H-REF TO COM ON JUDIC 1.
S. 130 CAPITAL BLDG AUTH--EXPANSION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 131 VALIDATION OF NOTARIAL ACTS. H-PASSED 2ND & 3RD READINGS.
S. 149 PAVEMENT LINES.(3/14) X/XX) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED.
S. 173 WORKMEN'S COMP. BENEFITS INCREASE. S-PLACED ON CAL FOR MAR 20.
S. 184 LOCAL AIR POLLUTION CONTROL.(3/13) H-REF TO COM ON WATER.
S. 191 MUNICIPAL REDEVELOPMENT FUNDING. S-REPTD FAV.
S. 198 (J.RES.) MED STUDENT RECRUITMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 199 (J.RES.) MED SCHOOLS - INCREASE GRADS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 200 (J.RES.) PREMED EDUCATION NEEDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 207 (J.RES.) WAKE BICENTENNIAL. S-REPTD FAV.
S. 227 (J.RES.) COMMENDING CHANCELLOR CALDWELL. H-REF TO COM ON RULES.
S. 230 COMMUNITY COLLEGE PROPERTY. S-REF TO COM ON EDUCATN.
S. 233 AGE AND WORKING HOURS FOR WOMEN. S-REF TO COM ON MFG LABR.
S. 234 ELIZABETHAN GARDEN FUNDS. S-REF TO COM ON APPROPRN.

H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 51 UNIFORM FEES FOR REGISTERS. H-POSTPONED INDEFINITELY.
H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 60 UNIFORM ANATOMICAL GIFT ACT.(2/19) S-PASSED 2ND & 3RD READINGS.
H. 66 ASSAULTING POLICE AND FIREMEN. H-PLACED ON CAL FOR MAR. 18.

H. 134 SIT-IN PUNISHMENT.(3/12) S-REF TO COM ON CORRECTN.
H. 158 TRUCK LENGTH EXTENSION. S-REPTED FAV.
H. 175 COUNTY BONDS TIME EXTENSION.(3/13) S-PASSED 3RD READING; S-SENT TO CONCUR IN S AMEND.
H. 188 PURPOSES OF CERTAIN COLLEGES. S-REF TO COM ON HIGHER ED.
H. 193 PURPOSES OF PEMBROKE COLLEGE. S-REF TO COM ON HIGHER ED.
H. 241 SKIN DIVER WARNING FLAG.(3/13) H-PLACED ON CAL FOR MAR.17.
H. 242 MOTOR BOATS ON PRIVATE PONDS. S-PASSED 3RD READING.
H. 257 WORKMEN'S COMP. BENEFITS INCREASE. H-PLACED ON CAL FOR MAR.17.
H. 310 MUNICIPAL OFFICIAL RESIDENCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 354 STUDENT LOAN FUND APPROPRIATION. H-REF TO COM ON APPROPRN.
H. 356 BANKING COMMISSION EXPENSES. H-REF TO COM ON BANKS.
H. 358 LOCAL OPTION SALES AND USE TAX. H-REF TO COM ON FINANCE.
H. 359 COMMUNITY COLLEGES PURPOSES. H-REF TO COM ON HIGHER ED.

LOCAL BILLS

S. 36 (ROBESON) ROBESON GARBAGE REMOVAL. H-PASSED 2ND & 3RD READINGS.
S. 118 (PERSON) COUNTY COMM'RS-VACANCIES. H-PASSED 2ND & 3RD READINGS.
S. 170 (MONTGOMERY) BISCOE,MT.GILEAD ABC ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 177 (CALDWELL) SOIL-WATER CONSERVATION FUNDS. H-REF TO COM ON LOC GOVT.
S. 180 (CATAWBA) ANNEXATION LAW EXEMPTION VOTE. S-REPTD FAV.
S. 183 (IREDELL) LISTING PROPERTY TAXES. H-REF TO COM ON LOC GOVT.
S. 209 (ONSLOW) COUNTY COMM'RS TERMS - NUMBER. S-REPTD FAV.
S. 228 (CABARRUS) MT. PLEASANT ABC ENFORCEMENT. S-REF TO COM ON ABC.
S. 229 (CABARRUS) CONCORD ABC ENFORCEMENT. S-REF TO COM ON ABC.
S. 231 (BURKE) MORGANTON POLICE JURISDICTION. S-REF TO COM ON LOC GOVT.
S. 232 (SURRY) ELKIN FIREMEN RETIREMENT. S-REF TO COM ON LOC GOVT.

H. 36 (GASTON) MT. HOLLY COUNCIL SIZE. S-REPTD FAV AS AMENDED.
H. 43 (GASTON) GASTONIA WARD BOUNDRIES.(2/14) S-REPTD FAV.
H. 63 (RICHMOND) ROCKINGHAM ABC FUNDS-MEMBERS.(3/13, 3/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 109 WHISPERING PINES INCORPORATION. RATIFIED - CHAPTER 72.
H. 112 (CUMBERLAND) COUNTY ABC BOARD RETIREMENT. S-PASSED 2ND & 3RD READINGS.
H. 144 (CUMBERLAND) WADE ELECTIONS. S-REPTD FAV.
H. 154 (HARNETT) DUNN HOSPITAL PROPERTY. S-REPTD FAV.
H. 176 (HENDERSON) SCHOOL BOARD ELECTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 179 (JACKSON, SWAIN, TRANSYLVANIA) LISTING TAXES BY MAIL. S-REPTD FAV.
H. 200 (FRANKLIN) LITTLETON TOWN PROPERTY.(3/13) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 201 (MECKLENBURG) NON-TAX RECREATION FUNDS. S-REPTD FAV.
H. 206 (WILSON) NEW WILSON CHARTER.(3/14) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H. 217 (PAMLICO) HOBUCKEN COMMUNITY CENTER. S-REPTD FAV.
H. 219 (SAMPSON) ROSEBORO ABC LAW ENFORCEMENT. S-PASSED 2ND & 3RD READINGS.
H. 220 (DUPLIN, ONSLOW, PENDER) HUNTING SEASON.(3/14) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 222 (FORSYTH) W.S. FIREMEN RETIREMENT FUND. S-REPTD FAV.
H. 229 (CABARRUS) COUNTY SCHOOL BONDS. H-PASSED 2ND READING.
H. 246 (WARREN) NORLINA TOWN COMM'RS INCREASE.(3/07) S-REPTD FAV.
H. 249 (BURKE) GLEN ALPINE TAX LIENS. S-REPTED FAV.
H. 255 (CLEVELAND) COUNTY FINANCE DIRECTOR. S-REPTD FAV.
H. 260 (CLEVELAND) TAX LISTING REGULATIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 261 (JONES) PISTOL PERMITS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 264 (MOORE) ABERDEEN ABC-BEER-WINE ELECTION. S-REF TO COM ON ABC.
H. 266 (VANCE) SCHOOL LANDS CONVEYANCE. S-REF TO COM ON EDUCATN.
H. 269 (CURRITUCK) COUNTY COMMISSIONERS ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 270 (CURRITUCK) COUNTY COMMISSIONERS' PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 274 (ROBESON) MAXTON CITY MANAGER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 283 (MECKLENBURG) CHARLOTTE FIREMEN'S FUND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 284 (MECKLENBURG) CHARLOTTE CONTRACTS,PROMOTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 287 (ORANGE) SCHOOL BOARD RESIDENCE. S-REF TO COM ON EDUCATN.
H. 355 (DAVIDSON) LEXINGTON SCHOOL BOARD ELECTION. H-REF TO COM ON LOC GOVT.
H. 357 (BRUNSWICK) WORTHLESS CHECKS PUNISHMENT. H-REF TO COM ON JUDIC 1.

****

NEXT SESSIONS OF SENATE:

9:30 a.m., Saturday, March 15, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, March 17, 1969.

NEXT SESSIONS OF HOUSE:

10:00 a.m., Saturday, March 15, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, March 17, 1969.

G41
25:1969/44

North Carolina State Library
Raleigh

N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 44 -321- MONDAY, MARCH 17, 1969

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, March 15, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 235 Interest rates and charges (Iden. H. 285) GS 24, 53
Introducer: S. Warren Sent to BANKING

"To amend the General Statutes relating to interest and charges on borrowed money." Identical with H 285, digested in Bulletin No. 38 at page 256.

S 237 Probationary driver licenses GS 20
Introducer: Kirby Sent to HY SAFTY

"To provide for a period of probation when a new driver's license is issued under the provisions of G. S. 20-19(e)." Amends GS 20-19(e) (restoration of licenses permanently revoked) by adding proviso that a new license issued under the provisions of this subsection may be issued upon such terms and conditions as the Department (of Motor Vehicles) may see fit to impose for not exceeding three-year period.

HOUSE

H 360 (House Resolution) C-A-R-O-LINA! MISC. RES.
Introducer: R. Jones Passed and sent to Senate

"Congratulating the Basketball Team of the University of North Carolina." As title indicates.

H 361 (Joint Resolution) Smoky Mountain Park road MISC. RES.
Introducer: C. Taylor Sent to ROADS

"To encourage the Secretary of the Interior to select the most feasible and advantageous route for the construction of a road between Bryson City, North Carolina, and Fontana Dam, North Carolina, to fulfill the 1943 contract and that construction on said road begin as soon as possible." As title indicates.

H 364 Jail time pending appeal — GS 15
Introducer: Strickland — Sent to JUDIC 2

"To provide credit toward the satisfaction of the sentence when the defendant is unable to secure his release on bail pending appeal." Repeals last sentence of GS 15-184 (sentence begins when commitment issues) and provides that sentence begins when commitment issues only if defendant on bail pending appeal. If defendant not on bail, defendant receives credit on sentence for all time spent in custody pending appeal, excepting death or life imprisonment cases. Provided "if the commitment had issued upon conviction and under the circumstances the defendant would not have been entitled to receive credit towards the satisfaction of the sentence for that amount of time, he will not be entitled to receive credit hereunder"; proviso applies to all trials commenced after ratification.

H 367 Deduct contributions-rescue squad — GS 105
Introducer: S. Johnson — Sent to FINANCE

"To permit deduction of contributions to emergency rescue organizations for income tax purposes." Adds to GS 105-147(15) provision allowing State tax deduction by individuals, firms and partnerships (limited to cumulative 15% of adjusted gross) for contributions to emergency service organizations, including rescue squads, volunteer fire dep'ts, and CAP's, when not operated for profit and no part of net earnings inure to benefit of any private shareholder, member or individual. Act affects taxable years beginning with January 1, 1969.

H 369 Pornographic sales to minors — GS 19
Introducer: S. Johnson — Sent to JUDIC 2

"Relating to the sale or distribution of harmful materials to minors." Enacts new Art. 2 of Chapter 19 of General Statutes, providing civil remedy against sales of pornographic materials to minors (defined as person under 17). Directs any solicitor or prosecutor with reasonable cause to believe any person is engaged in selling harmful materials (defined as any visual representation of person or portion of person depicting nudity, sexual conduct, or sado-masochistic abuse and which is harmful to minors, that is, which predominantly appeals to minors' prurient, shameful or morbid interest, which is patently offensive to prevailing standards in adult community with respect to what is suitable for minors, and which is utterly without redeeming social importance) to institute action in District Court to adjudicate whether material is harmful to minors. Directs complaint be directed against material (with copy of material attached), naming persons preparing for sale, possessing for sale, selling or distributing as respondents, and seeking adjudication that material harmful and injunction against distribution, etc. Directs court to hold probable-cause hearing, and if probable cause found, directs court to order clerk to issue summons to respondents. Permits various persons to intervene as respondent and file answer, within certain time limits; if no person appears, court may forthwith adjudicate on harmfulness. Provides for trial and permits any respondent to request and have jury trial. Directs court, if it or jury finds material harmful, to enter order to that effect and issue injunction against any respondent distributing material. Provides that all orders to be effective only within district where made, and that any order or judgment is of no res judicata

effect in any other district. Permits temporary restraining order, requiring notice thereof, except where immediate and irreparable injury to morals of minors will result; provides that any such order to expire within three days unless respondent consents to extension. Prohibits preliminary injunction from issuing without two days' notice of hearing thereon. Provides that any person violating injunction issued in accord with Act, with notice, is guilty of contempt, unless (1) sale was to person seller had reasonable cause to believe was seventeen or older, and such person exhibited draft card, etc. purporting to establish such age; (2) sale was to minor accompanied by parent or guardian, or by adult and seller has no reason to suspect adult was not parent or guardian; or (3) seller is school, museum or library acting in accord with educational purposes. Directs that any person found guilty of contempt and not found within state is to be subject of extradition request by executive authority of state. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 236 Clinton supplemental retirement — SAMPSON
Introducer: S. Warren — Sent to LOC GOVT

"To provide a supplemental retirement fund for firemen in the city of Clinton and to modify the application of G. S. 118-5, 118-6, and 118-7 to the City of Clinton." Authorizes Board of Trustees of Local Firemen's Relief Fund of Clinton to create a separate "Firemen's Supplemental Retirement Fund", and pay into this fund, prior to January 1, 1970, all funds in excess of $10,000 now in the Local Relief Fund. Annually thereafter directs transfer to Supplemental Retirement Fund all funds received by the Local Relief Fund from the city treasurer under GS 118-5. Prior to July 1 of any year in when Local Relief Fund falls below $10,000, directs transfer from the Supplemental Retirement Fund to the Local Relief Fund an amount sufficient to restore $10,000 balance. Trustees annually to divide income earned by each fund in previous year into equal shares and disburse as supplemental retirement benefits. Provides city firemen who retire after reaching age 60 with 20 years' service entitled to share in supplemental retirement benefits. Former firemen not otherwise entitled to supplemental retirement benefits may become entitled on findings of certain facts by Trustees. Investment of funds controlled by GS 159-28.1. Gifts of money to Supplemental Retirement Fund authorized.

S 238 Lumberton school tax collection — ROBESON
Introducer: MacLean — Sent to LOC GOVT

"To authorize the City of Lumberton to levy and collect taxes within the areas of the city administrative unit which are outside the corporate limits." Permits Lumberton to collect taxes assessed for benefit of Lumberton city administrative unit in areas outside of city, and is retroactive for purpose of collection of 1968 school taxes in areas described in SL, 1967, Ch. 636.

S 239 Franklinville election — RANDOLPH
Introducers: Bowles, Murrow and Edwards — Sent to LOC GOVT

"To provide procedures for election of Mayor and Board of Commissioners of the Town of Franklinville." Directs municipal election for Mayor and Comm'rs to be held in Franklinville on first Tuesday after first Monday in May, 1969, and biennially thereafter. Sets forth requirements for candidates, filing form and fee, requirements for electors, registration of electors and notice of election. Provides for organization of board of comm'rs, directs that officers elected take oath.

HOUSE

H 362 Lincolnton officials' salaries — LINCOLN
Introducer: Leatherman — Sent to LOC GOVT

"To amend the charter of Lincolnton to increase the salary of the Mayor and aldermen and to designate Lincolnton as the 'City of Lincolnton'." Raises Mayor's salary from $600 to $1200, and aldermen's salary from $450 to $900. Renames "Town of Lincolnton" as "City of Lincolnton". Effective July 1, 1969.

H 363 Lincoln incorporating extension — LINCOLN
Introducer: Leatherman — Sent to LOC GOVT

"To extend the time for incorporation of a municipal corporation in Lincoln County." Amends SL 1967, Ch. 545 to extend time limit to January 1, 1971 (now January 1, 1969) during which Municipal Board of Control may create an unnamed and unlocated town (whose tentative Charter appears as SL 1963, Ch. 959) in Lincoln County.

H 365 Compensate Powell for injuries — NASH
Introducer: Fenner — Sent to LOC GOVT

"To authorize the Board of County Commissioners of Nash County to compensate Mrs. Joe Powell for injuries received while in the service of Nash County." As title indicates--not in excess of $250.

H 366 New Bern Charter amendments — CRAVEN
Introducers: R. Godwin and Barker — Sent to LOC GOVT

"Amending the charter of the city of New Bern in Craven County." Authorizes aldermen of New Bern to negotiate agreement with Board of County Commissioners of Craven County and Craven County Board of Elections, pursuant to GS 163-71, to use county registration books and records in city elections. County Board of Elections to conduct such city elections, pursuant to state laws, with enumerated exceptions. Modifies corporate limits of New Bern by specified metes and bounds. Raises filing fee for office of Mayor from $10 to $20, and for office of alderman from $2 to $10. Divides city into five wards, by metes and bounds.

H 368 Coats municipal election — HARNETT
Introducer: Penny — Sent to LOC GOVT

"To amend Chapter 362 of the Private Laws of 1905 relating to the election of the Mayor and Commissioners of the Town of Coats in Harnett County." Directs nonpartisan municipal election for Mayor and four Comm'rs in Coats on Tuesday after first Monday in May, 1969, and biennially thereafter; Mayor to serve two-year term, comm'rs to serve four, except that in May, 1969, election only the two highest vote-getter to serve four years as comm'rs, other two serving two years. Provides for filing of notice of candidacy, and sets time limits for filing and filing fees.

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 36 Mt. Holly council size (digested in Bulletin No. 8, p. 40)

Amendment adopted further enlarging City council to six (now four; five in bill) at 1971 municipal election, when three councilmen to be elected.

SENATE AND HOUSE CALENDAR ACTION MAR. 17, 1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 40 N. C. SYMPHONY TAX EXEMPTION. H-REPTD FAV.
#S. 44 UNIFORM FEES FOR REGISTERS. RATIFIED - CHAPTER 80.
#S. 48 REMOVING CHILD FROM STATE.(3/13) RATIFIED - CHAPTER 81.
S. 72 SEED LAW FUNDS COLLECTION. H-REPTD FAV.
S. 106 REAL PROPERTY LIEN ASSESSMENT. S-PASSED 2ND READING.
S. 112 CREATING TENANCY BY ENTIRETY. H-REF TO JUDIC 2.
S. 130 CAPITAL BLDG AUTH--EXPANSION. H-REF TO COM ON STATE GOVT.
#S. 131 VALIDATION OF NOTARIAL ACTS. RATIFIED - CHAPTER 83.
S. 149 PAVEMENT LINES.(3/14, X/XX) S-PLACED ON CAL FOR MAR.18.
S. 191 MUNICIPAL REDEVELOPMENT FUNDING. PLACED ON CAL FOR MAR. 19.
S. 198 (J.RES.) MED STUDENT RECRUITMENT. H-REF TO COM ON HEALTH.
S. 199 (J.RES.) MED SCHOOLS - INCREASE GRADS. H-REF TO COM ON HEALTH.
S. 200 (J.RES.) PREMED EDUCATION NEEDS. H-REF TO COM ON HEALTH.
S. 207 (J.RES.) WAKE BICENTENNIAL. H-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 216 WESTERN DIAGNOSTIC LAB FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 235 INTEREST RATES AND CHARGES. S-REF TO COM ON BANKING.
S. 237 PROBATIONARY DRIVER LICENSES. S-REF TO COM ON HY SAFTY.

H. 30 LAW OFFICERS' INCOME TAX EXEMPTION. H-REPTD FAV.
H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14) H-PLACED ON CAL FOR MAR.19.
H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) H-PLACED ON CAL FOR MAR.19.
#H. 60 UNIFORM ANATOMICAL GIFT ACT.(2/19) RATIFIED - CHAPTER 84.
#H. 121 FIREARM SALE REGULATION.(3/12) RATIFIED - CHAPTER 73.
H. 158 TRUCK LENGTH EXTENSION. PLACED ON CAL FOR MAR. 19
H. 175 COUNTY BONDS TIME EXTENSION.(3/13) H-PLACED ON CAL FOR MAR 18.
#H. 240 FIELD TRIAL FIREARMS REGULATION. RATIFIED - CHAPTER 75.
H. 241 SKIN DIVER WARNING FLAG.(3/13) H-CONCURRED IN S-AMENDMENT.
#H. 242 MOTOR BOATS ON PRIVATE PONDS. RATIFIED - CHAPTER 87.
H. 257 WORKMEN'S COMP. BENEFITS INCREASE. H-PLACED ON CAL FOR MAR 21.
H. 271 PROMOTING AGRICULTURAL PRODUCTS. S-REPTD FAV.
H. 310 MUNICIPAL OFFICIAL RESIDENCE. S-REF TO COM ON JUDIC 1.
#H. 350 (J.RES.) HONORING DISTRIBUTIVE ED.CLUBS. RATIFIED - RES. 28.
H. 360 (J.RES.) C-A-R-O-LINA !. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 361 (J.RES.) SMOKY MOUNTAIN PARK ROAD. H-REF TO COM ON ROADS.

H. 364 JAIL TIME PENDING APPEAL. H-REF TO COM ON JUDIC 2.
H. 367 DEDUCT CONTRIBUTIONS-RESCUE SQUADS. H-REF TO COM ON FINANCE.
H. 369 PORNORGRAPHIC SALES TO MINORS. H-REF TO COM ON JUDIC 2.

LOCAL BILLS

#S. 36 (ROBESON) ROBESON GARBAGE REMOVAL. RATIFIED - CHAPTER 79.
S. 117 (PERSON) SPECIAL PURPOSE TAXES. H-RERTD FAV.
#S. 118 (PERSON) COUNTY COMM'RS-VACANCIES. RATIFIED - CHAPTER 82.
#S. 142 (RICHMOND) ALLOCATION OF HAMLET ABC FUNDS. RATIFIED - CHAPTER 76.
#S. 155 (GASTON) BESSEMER LIQUOR ELECTIONS. RATIFIED - CHAPTER 77.
S. 170 (MONTGOMERY) BISCOE,MT.GILEAD ABC ELECTION. H-REF TO COM ON ABC.
S. 180 (CATAWBA) ANNEXATION LAW-EXEMPTION VOTE. S-RE-REF TO COM ON LOC GOVT.
#S. 182 (LEE) SANFORD BOND NOTICE VALIDATION. RATIFIED - CHAPTER 78.
S. 209 (ONSLOW) COUNTY COMM'RS TERMS - NUMBER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 236 (SAMPSON) CLINTON SUPPLEMENTAL RETIREMENT. S-REF TO COM ON LOC GOVT.
S. 239 (RANDOLPH) FRANKLINVILLE ELECTION. S-REF TO COM ON LOC GOVT.

H. 36 (GASTON) MT. HOLLY COUNCIL SIZE.(3/17) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-TO-H FOR CONCUR IN S-AMEND.
H. 43 (GASTON) GASTONIA WARD BOUNDRIES.(2/14) S-PASSED 2ND & 3RD READINGS.
H. 63 (RICHMOND) ROCKINGHAM ABC FUNDS-MEMBERS.(3/13, 3/14) S-REF TO COM ON ABC.
#H. 112 (CUMBERLAND) COUNTY ABC BOARD RETIREMENT. RATIFIED - CHAPTER 85.
#H. 128 (UNION) MONROE SCHOOL BOARD ELECTION. RATIFIED - CHAPTER 74.
H. 144 (CUMBERLAND) WADE ELECTIONS. S-PASSED 2ND & 3RD READINGS.
H. 154 (HARNETT) DUNN HOSPITAL PROPERTY. S-PASSED 2ND & 3RD READINGS.
H. 176 (HENDERSON) SCHOOL BOARD ELECTIONS. S-REF TO COM ON EDUCATN.
H. 179 (JACKSON, SWAIN, TRANSYLVANIA) LISTING TAXES BY MAIL. S-PASSED 2ND & 3RD READINGS.
H. 200 (FRANKLIN) LITTLETON TOWN PROPERTY.(3/13) S-REF TO COM ON LOC GOVT.
H. 201 (MECKLENBURG) NON-TAX RECREATION FUNDS. S-PASSED 2ND & 3RD READINGS.
H. 206 (WILSON) NEW WILSON CHARTER.(3/14) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 217 (PAMLICO) HOBUCKEN COMMUNITY CENTER. S-PASSED 2ND & 3RD READINGS.
#H. 219 (SAMPSON) ROSEBORO ABC LAW ENFORCEMENT. RATIFIED - CHAPTER 86.
H. 222 (FORSYTH) W.S. FIREMEN RETIREMENT FUND. S-PASSED 2ND & 3RD READINGS.

H. 229 (CABARRUS) COUNTY SCHOOL BONDS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 246 (WARREN) NORLINA TOWN COMM'RS INCREASE.(3/07) S-PASSED 2ND & 3RD READINGS.
H. 249 (BURKE) GLEN ALPINE TAX LIENS. S-PASSED 2ND & 3RD READINGS.
H. 255 (CLEVELAND) COUNTY FINANCE DIRECTOR. S-PASSED 2ND & 3RD READINGS.
H. 260 (CLEVELAND) TAX LISTING REGULATIONS. S-REF TO COM ON LOC GOVT.
H. 261 (JONES) PISTOL PERMITS. S-REF TO COM ON LOC GOVT.
H. 269 (CURRITUCK) COUNTY COMMISSIONERS ELECTION. S-REF TO COM ON ELECTION.
H. 270 (CURRITUCK) COUNTY COMMISSIONERS' PAY. S-REF TO COM ON LOC GOVT.
H. 274 (ROBESON) MAXTON CITY MANAGER. S-REF TO COM ON LOC GOVT.
H. 283 (MECKLENBURG) CHARLOTTE FIREMEN'S FUND. S-REF TO COM ON LOC GOVT.
H. 284 (MECKLENBURG) CHARLOTTE CONTRACTS,PROMOTIONS. S-REF TO COM ON LOC GOVT.
H. 362 (LINCOLN) LINCOLNTON OFFICIALS' SALARIES. H-REF TO COM ON LOC GOVT.
H. 363 (LINCOLN) LINCOLN INCORPORATING EXTENSION. H-REF TO COM ON LOC GOVT.
H. 365 (NASH) COMPENSATE POWELL FOR INJURIES. H-REF TO COM ON LOC GOVT.
H. 366 (CRAVEN) NEWBERN CHARTER AMENDMENTS. H-REF TO COM ON LOC GOVT.
H. 368 (HARNETT) COATS MUNICIPAL ELECTION. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

12 noon, Tuesday, March 18, 1969.

G41
25:1969/45
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

Bulletin No. 45

PUBLIC BILLS INTRODUCED

SENATE

S 240 Establishing auxiliary police — GS 97, 160
Introducer: McGeachy — Sent to LOC GOVT

"To amend Chapters 160 and 97 of the General Statutes to authorize municipalities to establish auxiliary police departments and to provide workmen's compensation benefits to the members thereof." Enacts new GS 160-20.3 to authorize municipalities to establish auxiliary police dep'ts with all powers, privileges and immunities of regular police including workmen's comp benefits, and amends GS 97-2(5) to include such policemen under definition of "average weekly wages" in determining workmen's comp benefits in case of disabling injury or death.

HOUSE

H 374 Children, parents: MV accidents — GS 1, 20
Introducers: Soles and others — Sent to JUDIC 1

"To protect minor children who are injured or damaged in certain motor vehicle accidents." Gives to minor child right of action against parent for injury to child's person or property arising from operation of motor vehicle owned or operated by parent. Provides that parent may be liable in such cases as joint tortfeasor. Provides that cause of action shall not survive death of minor child, unless such child emancipated. Not to apply to litigation instituted prior to July 1, 1969.

H 375 Stop and frisk — GS 15
Introducer: Strickland — Sent to JUDIC 2

"To authorize the temporary questioning of persons in public places and a search for weapons during temporary questioning." Adds new GS 15-27.3 permitting peace officer (after identifying himself) to stop anybody in public place for reasonable period of time when officer suspects from circumstances that person is committing, has committed or is about to commit a crime, and to demand name and address of person stopped and explanation of actions. Permits officer to search persons stopped for dangerous weapons if he feels in danger of life or limb. Person found to be carrying weapon, possession of which may constitute a crime, shall be arrested; lawfully possessed weapons to be returned after questioning.

H 378 Omnibus school board appointments
Introducer: Tart

GS 115
Sent to EDUCATN

"To appoint certain members of the board of education of the respective counties of North Carolina and to fix their terms of office." Names and fixes terms of school board members for the following administrative units: Alamance, Alexander, Alleghany, Ashe, Avery, Beaufort, Bertie Brunswick, Camden, Catawba, Chatham, Clay, Columbus, Cumberland, Currituck, Dare, Davidson, Edgecombe, Franklin, Gates, Greene, Halifax, Harnett, Hertford, Hoke, Hyde, Iredell, Johnston, Jones, Lee, Lenoir, Lincoln, Madison, Martin, Mitchell, Northampton, Pamlico, Pender, Perquimans, Pitt, Polk, Rockingham, Rowan, Rutherford, Sampson, Stokes, Surry, Tyrrell, Union, Warren, Washington, Wilkes, Wilson, Yadkin, and Yancey. Members named to qualify by taking oaths by first Monday in April, 1969.

H 379 Center for alcoholic studies
Introducer: S. Johnson

APPROPRIATION
Sent to APPROPRN

"To provide for the North Carolina Center for Alcoholic Studies." Appropriates from General Fund to UNC-CH $160,000 for fiscal year ending June 30, 1970 and $200,000 for fiscal year ending June 30, 1971, to establish and operate NC Center for Alcoholic Studies. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 241 School property conveyance
Introducer: Bryan

WILKES
Sent to EDUCATN

"Authorizing the Wilkes County Board of Education to convey certain real property." Permits Wilkes school board to convey described property to Lincoln Heights Recreation Corp. Gives metes and bounds.

HOUSE

H370 Sales of Wine or Beer
Introducer: C. Taylor

JACKSON, SWAIN, TRANSYLVANIA
Sent to LOC GOVT

"To amend G.S. 18-127.2 exempting the municipalities located in the counties of Jackson, Swain and Transylvania from the provisions of such section." As title indicates. (Cited section permits municipalities with seasonal populations of 1000 or more, in counties which have voted to prohibit the sale of beer and/or wine, to vote to allow sale of such beverages.)

H 371 Clerk to commissioners
Introducers: Warlick and Beard

CATAWBA
Sent to COURTS

"To amend Section 153-40 of the General Statutes of North Carolina relating to the office of clerk to the board of county commissioners so as to make all its provisions applicable to Catawba County." Amends cited section to permit board of county commissioners of Catawba County to appoint county officer or employee other than registrar of deeds to be ex officio of board.

H 372 Lincolnton Street assessments — LINCOLN
Introducer: Leatherman — Sent to LOC GOVT

"To allow petition by fifty per cent of the property owners for street improvement in Lincolnton." Amends GS 160-104 (Improvements on streets abutting railroads) for Lincolnton only, to permit petition from 50% of property owners, representing 50% of lineal feet, other than railroad owning land abutting right of way to be improved (now majority of owners, representing majority of lineal feet).

H 373 Lincolnton ABC officers — LINCOLN
Intorducer: Leatherman — Sent to ABC

"To extend the jurisdiction of the Lincolnton ABC officer or officers to Lincoln County." Amends S.L. 1967, Ch. 603 by adding new §5.1 authorizing Lincolnton ABC board to appoint ABC officers with same powers as county ABC officers given in G.S. 18-45(15) (including right of hot pursuit into other counties) and with jurisdiction throughout Lincoln County.

H 376 Fairmont school annexation — ROBESON
Introducers: R. McMillan, McFadyen, R. Campbell, and Speros — Sent to EDUCATN

"Relating to the Fairmont city school administrative unit in Robeson County." Annexes described territory to named administrative unit.

H 377 Havelock water connections — CARTERET
Introducers: R. Godwin, Barker and Boshamer — Sent to LOC GOVT

"To amend Chapter 952 of the Session Laws of 1959 relating to water connections in the Town of Havelock." Authorizes Havelock comm'rs to require owners of improved property located upon or near town water line, to connect, and town to establish and collect reasonable charges for such connections.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 106 Real property lien assessment (digested in Bulletin No. 23, page 134)
Technical amendment adopted in Senate 3/18/69.

H 30 Law Officers' income tax exemption (digested in Bulletin No. 7, p. 33)
Technical amendment adopted in House 3/18/69.

H 271 Promoting agricultural products (digested in Bulletin No. 36, page 239)
Floor amendment adopted in Senate 3/18/69 exempting NC Potato Association and NC Soybean Association from act.

SENATE AND HOUSE CALENDAR ACTION MAR.18,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 40 N. C. SYMPHONY TAX EXEMPTION. H-PASSED 2ND & 3RD READINGS.
S. 72 SEED LAW FUNDS COLLECTION. H-PASSED 2ND READING.
S. 95 WRONGFUL DEATH AMENDMENTS. S-REPTD FAV.
S. 103 GUN PURCHASE - ANTIQUE FIREARMS.(3/03) H-PASSED 2ND & 3RD READINGS.
#S. 105 $1.25 MINIMUM WAGE. S-REPTD FAV; S-POSTPONED INDEF.
S. 106 REAL PROPERTY LIEN ASSESSMENT.(3/18) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 143 STATE BAR MEETINGS.(3/12) H-REPTD FAV.
S. 149 PAVEMENT LINES.(3/14,) S-RE-REF TO COM ON APPROPRN.
S. 195 (J.RES.) UNC MED SCHOOL B BUDGET REQUEST. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 201 LRC HEALTH MANPOWER STUDY. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 207 (J.RES.) WAKE BICENTENNIAL. H-REF TO COM ON LOC GOVT.
S. 227 (J.RES.) COMMENDING CHANCELLOR CALDWELL. H-REPTD FAV AS AMENDED.
S. 240 ESTABLISHING AUXILIARY POLICE. S-REF TO COM ON LOC GOVT.

H. 13 SCHOOL OFFICIALS GRAD INSTRUCTION. S-REPTD FAV.
H. 30 LAW OFFICERS' INCOME TAX EXEMPTION.(3/18) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 66 ASSAULTING POLICE AND FIREMEN. H-PLACED ON CAL FOR MAR.20.
H. 135 GUILTY PLEA IN CAPITAL CASES. S-REPTD FAV.
H. 155 WORKMEN'S COMP. APPROVED DOCTORS.(3/07) S-REPTD FAV AS AMENDED.
H. 175 COUNTY BONDS TIME EXTENSION.(3/13) H-CONCURRED IN S-AMENDMENT.
H. 188 PURPOSES OF CERTAIN COLLEGES. S-REPTD FAV.
H. 193 PURPOSES OF PEMBROKE COLLEGE. S-REPTD FAV.
H. 271 PROMOTING AGRICULTURAL PRODUCTS.(3/18) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT FOR CONCUR.IN S-AMEND.
H. 342 (J.RES.) AMENDS RESOLUTION NO.1. S-REF TO COM ON RULES.
H. 374 CHILDREN,PARENTS: MV ACCIDENTS. H-REF TO COM ON JUDIC 1.
H. 375 STOP AND FRISK. H-REF TO COM ON JUDIC 2.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS. H-REF TO COM ON EDUCATN.
H. 379 CENTER FOR ALCOHOLIC STUDIES. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 117 (PERSON) SPECIAL PURPOSE TAXES. H-PASSED 2ND READING.

S. 181 (ROBESON) BOARD OF HEALTH MEMBERSHIP. S-REPTD FAV.
S. 209 (ONSLOW) COUNTY COMM'RS TERMS - NUMBER. H-REF TO COM ON LOC GOVT.
S. 241 (WILKES) SCHOOL PROPERTY CONVEYANCE. S-REF TO COM ON EDUCATN.

H. 206 (WILSON) NEW WILSON CHARTER.(3/14) S-REF TO COM ON LOC GOVT.
H. 229 (CABARRUS) COUNTY SCHOOL BONDS S-REF TO COM ON LOC GOVT.
H. 335 (GUILFORD) GREENSBORO CHARTER AMENDMENT. H-REPTD FAV.
H. 357 (BRUNSWICK) WORTHLESS CHECKS PUNISHMENT. H-REPTD FAV.
H. 370 (JACKSON, SWAIN, TRANSYLVANIA) SALE OF WINE OR BEER. H-REF TO COM ON LOC GOVT.
H. 371 (CATAWBA) CLERK OF COMMISSIONERS. H-REF TO COM ON COURTS.
H. 372 (LINCOLN) LINCOLN STREET ASSESSMENT. H-REF TO COM ON LOC GOVT.
H. 373 (LINCOLN) LINCOLNTON ABC OFFICERS. H-REF TO COM ON ABC.
H. 376 (ROBESON) FAIRMONT SCHOOL ANNEXATION. H-REF TO COM ON EDUCATN.
H. 377 (CARTERET) HAVELOCK WATER CONNECTIONS. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:
12 noon, Wednesday, March 19, 1969.

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/46
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 46 -337- WEDNESDAY, MARCH 19, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 242 Pornographic sales to minors — GS 19
Introducers: Coggins and Bailey — Sent to JUDIC 1

"Relating to the sale or distribution of harmful materials to minors." (Iden. to H 369, digested in Bulletin No. 44, at page 322)

S 244 Safekeeping county prisoners — GS 153
Introducer: Maxwell — Sent to CORRECTN

"To authorize the transfer of county prisoners to the State Department of Correction when county jail facilities are insufficient and inadequate, and to authorize the Council of State to assist the counties in paying the cost thereof in certain cases." Adds to GS 153-189.1 provision that whenever prisoners are arrested in such numbers that county jail facilities are insufficient for their safekeeping, resident judge of superior court or any judge holding superior court in the district may order prisoners transferred to unit of Department of Correction designated by Commissioner of Correction, where prisoners may be held for as long as the judge may direct. Sheriff of county concerned to transfer prisoners to and from state unit, but if unable to provide adequate transportation may call on Department of Correction to assist in conveying prisoners to and from designated unit. County to pay Department of Correction actual cost of transporting and maintaining prisoners. If county commissioners certify to Governor that county is unable to pay Department of Correction's bill for services rendered, in whole or in part, Governor may recommend to the Council of State that State pay, in whole or in part, the county's obligation, from contingency funds.

S 246 (Joint Resolution) Honoring Atkins High basketball — MISC RES
Introducers: Nielson and Bagnal — Passed three readings and sent to HOUSE

"Honoring Atkins High School of Winston-Walem for winning the North Carolina 4-A Basketball championship." As title indicates.

HOUSE

H 380 Registration plates-commissions — GS 20
Introducer: Messer — Sent to HY SAFTY

"To amend G. S. 20-63(h) to increase commission for issuing motor vehicle registration plates under commission contract arrangements." Amends GS 20-63(h) to increase rate of commission contracts entered into by MV Dep't for issuance of motor vehicle registration plates to 27¢ per plate (now, 22¢ per plate). Effective July 1, 1969.

H 383 Municipalities, eminent domain — GS 160
Introducer: Carter — Sent to LOC GOVT

"To amend Chapter 160 of the General Statutes by adding G.S. 160-205.1 authorizing municipalities to acquire an entire structure or parcel of land when it is severed by street right of way." As title indicates. Provides that whenever proposed right of way of street or highway necessitates taking a portion of a parcel of land leaving a remainder of such shape, size or condition as to be of little value, a municipality may acquire, by comdemnation or purchase, the entire parcel of land, if municipality makes determination that (1) partial taking would substantially destroy economic value of remainder; or (2) economy in expenditure of public funds will be promoted; or (3) interest of public will be best served by taking entire parcel. Residues acquired hereby may be disposed of in manner provided for disposition of municipal property or may be exchanged for other property. Provides that where proposed right of way necessitates taking of a portion of a building or structure, municipality may acquire entire building, plus right of entry upon surrounding land for purpose of removing building, if municipality makes determination that partial taking will substantially destroy economic value of building and that (1) economy in expenditure of public funds will be promoted; or (2) it is not feasible to cut off a portion of the building without destroying entire building; or (3) convenience, safety or improvement of the street or highway will be promoted. Act does not compel municipality to condemn underlying fee of portion of any building which lies outside right of way of any existing public road, street or highway. Powers granted are supplemental to any other local or general authority.

H 384 Tax exempt military retired pay — GS 105
Introducer: R. Godwin — Sent to FINANCE

"To amend G.S. 105-141(b) to exempt from taxation retirement benefits received by certain retired armed forces personnel." Adds subdivision (17) to GS 105-141(b) providing that not more than $3000 received during any year as retired or retainer pay as a result of service in any U.S. armed force is exempt from N.C. income tax. Effective as to income years on or after January 1, 1969.

H 385 Increasing liquor tax - 2 — GS 18
Introducers: Mitchell and Troxell — Sent to FINANCE

"To impose a sales tax upon the sales of spirituous liquor." Amends GS 18-85 to place 3% state sales tax on spirituous liquor, in addition to liquor tax already placed on sales of such beverages. (Now, the liquor tax is in lieu of the sales tax.)

H 387 County commissioner vacancies — GS 153
Introducers: Falls and others — Sent to LOC GOVT

"Relating to filling vacancies on boards of county commissioners." Rewrites GS 153-6 to provide that vacancies in the board of commissioners of any county shall be filled by appointment by the remaining members of the board (now, clerk of superior court or board of county commissioners, depending on the county). Appointee must be member of same political party, and resident of same district (if county divided into election districts), as member causing the vacancy. Board to consult county executive committee of appropriate political party before filling vacancy, but is not bound by its recommendations.

LOCAL BILLS INTRODUCED

SENATE

S 243 Register, sheriff salaries — CHEROKEE
Introducer: West — Sent to LOC GOVT

"Pertaining to the salaries of the Sheriff and Register of Deeds of Cherokee County." Provides for sheriff's salary of $7,000, and register's salary of $6,000. Does not repeal GS 153-48.2 (which gives county commissioners power to fix compensation of county officials) or Ch. 692, S. L. 1961 (which makes GS 153-48.2 applicable to Cherokee County). Effective July 1,1969

S 245 Sanford school board vacancies — LEE
Introducer: Staton — Sent to EDUCATON

"To amend Chapter 134 of the Session Laws of 1967 relating to vacancies occurring on the Board of Trustees of the Sanford Graded School District." Amends SL 1967, Ch. 134 to provide for filling of vacancies on Board of Trustees of Sanford Graded School District for unexpired term, within 30 days after occurrence by remaining members of Board.

HOUSE

H 381 Removing unauthorized vehicles — ROBESON, WAKE
Introducer: H. Taylor — Sent to JUDIC 2

"To provide for the removal of unauthorized motor vehicles from private parking lots in Wake and Robeson Counties." Provides for removal and storage of unauthorized motor vehicles parked in spaces properly assigned in private parking lots on request of space owner or lessee. Owner of vehicle removed under act liable for removal and storage charges, and has no recourse, criminal or civil, against anyone for removal except for malicious or negligent damage to vehicle. Violation of act a misdemeanor with maximum fine of $10.

H 382 City-county school board pay — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, Campbell Carson, Hicks, A. Jones — Sent to LOC GOVT

"To fix the compensation of the chairman and mambers of the Charlotte-Mecklenburg Board of Education." Authorizes Charlotte-Mecklenburg Board of Education to pay Chairman $250 per month and members $200 per month, from funds derived from special school tax supplement or from current revenues, and ten cents per mile travel expense.

H 386 Election of comm'rs by districts-2 — CHEROKEE
Introducer: Bradley — Sent to LOC GOVT

"To provide for the nomination and election of the Board of County Commissioners of Cherokee County." Provides for nomination of 3-member board of comm'rs by and from districts and election county wide; comm'rs to serve 4-year terms, beginning with 1970 nominating convention and election, and quadrennially thereafter. Provides for partisan election of one comm'r each from District 1 (Valleytown Tnshp), District 2 (Brasstown, Burnt Meeting House, Peachtree, and Walker School House Precincts, and Murphy North and Murphy North Wards), and District 3 (Culberson, Grape Creek, Hanging Dog, Hothouse, Ogreeta, Shoal Creek, and Unaka Precincts).

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 174 Oath-county election boards (digested in Bulletin No. 26, p. 153)

Committee substitute adopted in Senate 3/19/69 to provide that county board of elections members take oath required by GS 163-30 on Monday following ninth Saturday before primary election ("eighth Monday" in original bill); adds amendment to GS 163-31 providing that county board of elections members meet at courthouse to organize on Monday following ninth Saturday before each primary election (now, ninth Saturday).

H 190 Funeral and burial trust funds (Iden. S 121) (digested in Bulletin No. 27, page 162)

Committee substitute adopted in House 3/19/69 which is same as original except (1) adds provision that any amounts deposited with Financial Institution which do not constitute payment in full for merchandise delivered or services rendered, shall be refunded to estate of deceased beneficiary of plan, or credited to cost of merchandise or services; (2) changes to 30 days (now, 15) period of notice of demand for refund, before Financial Institution obliged to refund monies in any fund; and (3) makes various editorial changes.

SENATE AND HOUSE CALENDAR ACTION MAR.19,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendment or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 40 N. C. SYMPHONY TAX EXEMPTION. RATIFIED - CHAPTER 100.
S. 72 SEED LAW FUNDS COLLECTION. H-PASSED 3RD READING.
S. 95 WRONGFUL DEATH AMENDMENTS. S-PASSED 2ND READING.
S. 106 REAL PROPERTY LIEN ASSESSMENT.(3/18) H-REF TO COM ON FINANCE.
S. 132 EGG LAW-QUALITY STANDARDS. H-PLACED ON CAL FOR MAR 20.
S. 143 STATE BAR MEETINGS.(3/12) H-PASSED 2ND & 3RD READINGS.
#S. 172 INSURANCE CO. STOCK ACQUISITIONS. S-REPTD UNFAV.
S. 210 STATE SURPLUS FUNDS INVESTMENT. S-REPTD FAV.
S. 215 BLIND VOTER ASSISTANCE. S-REPTD FAV.
S. 227 (J.RES.) COMMENDING CHANCELLOR CALDWELL. H-PLACED ON CAL FOR MAR.20.
S. 242 PORNOGRAPHIC SALES TO MINORS. S-REF TO COM ON JUDIC 1.
S. 244 SAFE KEEPING COUNTY PRISONERS. S-REF TO COM ON CORRECTN.
S. 246 (J.RES.) HONORING ATKINS BASKETBALL. S-PASSED 2ND & 3RD READINGS; H-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

H. 30 LAW OFFICERS' INCOME TAX EXEMPTION.(3/18) S-REF TO COM ON FINANCE.
H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14) H-PLACED ON CAL FOR MAR 20.
H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) H-PLACED ON CAL FOR MAR 20.
H. 132 CONFEDERATE WOMAN'S HOME. S-REPTED FAV.
H. 142 FINANCIAL RESPONS. PROOF EXCLUSION. H-REPTD FAV.
H. 152 INVESTMENT TRUST 8% INTEREST.(2/27) S-REPTD FAV.
H. 174 OATH-COUNTY ELECTION BOARD.(3/19) S-REPTD FAV COM SUBSTITUTE; S-AMENDMENT ADOPTED.
#H. 175 COUNTY BONDS TIME EXTENSION.(3/13) RATIFIED - CHAPTER 99.
H. 190 FUNERAL AND BURIAL TRUST FUNDS. H-REPTD FAV COM SUBSTITUTE; H-SUBSTITUTE ADOPTED.
H. 225 WAIVER OF JURY TRIAL - CIVIL CASES. H-REPTD FAV; H-RE-REF TO COM ON CONSTUTN.
#H. 241 SKIN DIVER WARNING FLAG.(3/13) RATIFIED - CHAPTER 97.
H. 271 PROMOTING AGRICULTURAL PRODUCTS.(3/18) H-PLACED ON CAL FOR MAR. 20.
H. 314 STATE SURPLUS FUNDS INVESTMENT. H-REPTD FAV.
H. 348 DEFINING RESIDENT-VEHICLE LAWS. H-REPTD FAV AS AMENDED.
H. 356 BANKING COMMISSION EXPENSES. H-REPTD FAV.
#H. 360 (J.RES.) C-A-R-O-LINA !. RATIFIED - RES.29.

H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS. H-REPTD FAV.
H. 380 REGISTRATION PLATES - COMMISSIONS. H-REF TO COM ON HY SAFTY.
H. 383 MUNICIPALITIES,EMINENT DOMAIN. H-REF TO COM ON LOC GOVT.
H. 384 TAX EXEMPT MILITARY RETIRED PAY. H-REF TO COM ON FINANCE.
H. 385 INCREASING LIQUOR TAX-2. H-REF TO COM ON FINANCE.
H. 387 COUNTY COMMISSIONER VACANCIES. H-REF TO COM ON LOC GOVT.

LOCAL BILLS

S. 117 (PERSON) SPECIAL PURPOSE TAXES. H-PASSED 3RD READING.
S. 181 (ROBESON) BOARD OF HEALTH MEMBERSHIP. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 224 (JOHNSTON) SPECIAL TAX-ACCOUNTANT ETC.. S-REPTD FAV.
S. 225 (JOHNSTON) GARBAGE DISPOSAL. S-REPTD FAV.
S. 231 (BURKE) MORGANTON POLICE JURISDICTION. S-REPTD FAV.
S. 232 (SURRY) ELKIN FIREMEN RETIREMENT. S-REPTD FAV; S-PLACED ON CAL FOR MAR 21.
S. 236 (SAMPSON) CLINTON SUPPLEMENTAL RETIREMENT. S-REPTD FAV.
S. 239 (RANDOLPH) FRANKLINVILLE ELECTION. S-REPTD FAV.
S. 243 (CHEROKEE) REGISTER,SHERIFF SALARIES. S-REF TO COM ON LOC GOVT.
S. 245 (LEE) SANFORD SCHOOL BOARD VACANCIES. S-REF TO COM ON EDUCATN.

H. 36 (GASTON) MT. HOLLY COUNCIL SIZE.(3/17) H-CONCURRED IN S AMENDMENT.
#H. 43 (GASTON) GASTONIA WARD BOUNDRIES.(2/14) RATIFIED - CHAPTER 88.
#H. 144 (CUMBERLAND) WADE ELECTIONS. RATIFIED - CHAPTER 89.
#H. 154 (HARNETT) DUNN HOSPITAL PROPERTY. RATIFIED - CHAPTER 90.
#H. 179 (JACKSON, SWAIN, TRANSYLVANIA) LISTING TAXES BY MAIL. RATIFIED - CHAPTER 91.
H. 200 (FRANKLIN) LITTLETON TOWN PROPERTY.(3/13) S-REPTD FAV.
#H. 201 (MECKLENBURG) NON-TAX RECREATION FUNDS. RATIFIED - CHAPTER 92.
#H. 217 (PAMLICO) HOBUCKEN COMMUNITY CENTER. RATIFIED - CHAPTER 93.
H. 220 (DUPLIN, ONSLOW, PENDER) HUNTING SEASON.(3/14) S-REF TO COM ON WILDLIFE.
#H. 222 (FORSYTH) W.S. FIREMEN RETIREMENT FUND. RATIFIED - CHAPTER 94.
#H. 246 (WARREN) NORLINA TOWN COMM'RS INCREASE.(3/07) RATIFIED - CHAPTER 95.
#H. 249 (BURKE) GLEN ALPINE TAX LIENS. RATIFIED - CHAPTER 96.
H. 253 (CHOWAN) EDENTON POLLING PLACES. S-REPTD FAV.
#H. 255 (CLEVELAND) COUNTY FINANCE DIRECTOR. RATIFIED - CHAPTER 98.
H. 261 (JONES) PISTOL PERMITS. S-REPTED FAV.
H. 270 (CURRITUCK) COUNTY COMMISSIONERS' PAY. S-REPTD FAV.
H. 274 (ROBESON) MAXTON CITY MANAGER. S-REPTED FAV.
H. 288 (NORTHAMPTON) ABC FUND DISTRIBUTION. H-REPTD FAV.

H. 324 (TYRRELL) SCHOOL BOARD INCREASE. H-REPTD FAV.
H. 335 (GUILFORD) GREENSBORO CHARTER AMENDMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 357 (BRUNSWICK) WORTHLESS CHECKS PUNISHMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 376 (ROBESON) FAIRMONT SCHOOL ANNEXATION. REPTD FAV.
H. 381 (ROBESON, WAKE) REMOVING UNAUTHORIZED VEHICLES. H-REF TO COM ON JUDIC 2.
H. 382 (MECKLENBURG) CITY-COUNTY SCHOOL BOARD PAY. H-REF TO COM ON LOC GOVT.
H. 386 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS-2. H-REF TO COM ON LOC GOVT.

****

G41
25:1969/47
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 247 County commissioner vacancies (Iden. H 387) GS 153
Introducer: J. White Sent to LOC GOVT

"Relating to filling vacancies on boards of county commissioners." Identical with H 387 digested in Bulletin No. 46, p. 338.

S 248 County comm'r meeting date (Iden. H 408) GS 153
Introducer: J. White Sent to LOC GOVT

"Authorizing boards of county commissioners to fix a date for their regular monthly meetings other than first Mondays." Identical with H 408 digested below in today's bulletin.

S 249 Clerk to county comm'rs (Iden. H 395) GS 153
Introducer: J. White Sent to LOC GOVT

"Relating to the clerk to the board of county commissioners. Identical with H 395 digested below in today's bulletin.

S 251 County comm'r meeting procedure (Iden. H 402) GS 153
Introducer: J. White Sent to LOC GOVT

"Relating to meetings of the board of county commissioners." Identical with H 402 digested below in today's bulletin.

S 252 County officials' salaries (Iden. H 394) GS 153
Introducer: J. White Sent to LOC GOVT

"Revising Article 6A of Chapter 153 of the General Statutes of North Carolina concerning the salaries of county officers and employees." Identical with H 394, digested below in today's bulletin.

S 253 Increased tax on fortified wine GS 18
Introducer: Evans Sent to EDUCATN

"To amend Chapter 18 of the General Statutes of North Carolina to provide additional revenue to be allocated for public educational purposes." Amends GS 18-85.1 to increase tax levied upon sale of fortified wine to $1.00 per gallon (now, 70 cents), and directs Comm'r of Revenue to make quarterly distribution of the additional tax collected to city and county administrative units in proportion to pupil enrollment.

S 254 Removing limits-fortified wine — GS 18
Introducer: Evans — Sent to ABC

"To amend Chapter 18 of the General Statutes of North Carolina to remove the limitation on purchase and transportation of fortified wine." Amends GS 18-97 to delete prohibition against persons purchasing on order and receiving by mail or express from ABC stores fortified wines in quantities in excess of one gallon at any one time. Adds new sentence to GS 18-49 to permit persons to transport a quantity of fortified wine in excess of one gallon, so long as not being transported for purpose of sale.

S 255 (Joint Resolution) Official license plates — MISC RES, GS 20
Introducer: Evans — Sent to PUB ROAD

"Requesting the Department of Motor Vehicles to change the numbering system currently employed in the issuance of official automobile registration plates to members of the General Assembly." Requests MV Dep't to assign auto registration plates to General Assembly members bearing "Senate" and "House" designations (as now) and numbers corresponding exactly to respective Senate and House seats (resolution states that now plate number determined by adding 100 to respective seat numbers).

S 257 Legislative comptroller (Iden. H 398) — GS 120, 143
Introducer: Allsbrook — Sent to ST GOVT

"To establish the office of Legislative Comptroller responsible only to the General Assembly of North Carolina and to fix the powers and duties of such office." Identical with H 398, digested below in today's bulletin.

S 258 Statewide 1% sales surtax (Iden. H 332) — GS 105
Introducers: Larkins and V. White — Sent to FINANCE

"To amend Article 5, Chapter 105 of the General Statutes of North Carolina to provide for the levy of a statewide uniform one per cent (1%) surtax upon the sales, use and other taxable transactions subject to the sales and use tax levied for state purposes and to allocate the proceeds of said surtax for the counties and municipalities of North Carolina." Identical with H 332, digested in Bulletin No. 41, page 295.

S 260 Center for Alcoholic Studies (Iden. H 379) — APPROPRIATIONS
Introducers: Bowles and others — Sent to MENTAL H

"To provide for the North Carolina Center for Alcoholic Studies." Identical with H 379 digested in Bulletin No. 45, p. 331.

S 261 (Joint Resolution) Honoring Philip J. Weaver — MISC RES
Introducers: Bowles, Edwards and Murrow — Passed and sent to HOUSE

"Honoring the life and memory of Philip J. Weaver, superintendent of Greensboro city schools." As title indicates.

HOUSE

H 388 (Joint Resolution) Honoring League of Women Voters MISC RES
Introducers: A. McMillan and others Passed and sent to SENATE

"Recognizing and congratulating the League of Women Voters for fifty years of service to good government." As title indicates.

H 389 (Joint Resolution) Honoring Laurie McEachern MISC RES
Introducers: McFadyen and others Passed and sent to SENATE

"Honoring the life and memory of Laurie McEachern, former member of the General Assembly." As title indicates.

H 391 Soft drinks tax-3 GS 105
Introducer: Gentry Sent to FINANCE

"Amending Chapter 105 of the General Statutes by adding Article 2A imposing a tax on certain bottled soft drinks." Substantially identical to S 98, digested in Bulletin No. 23, p. 132, with the following exceptions: (1) purpose of act is to provide General Fund revenues (purpose of S 98 is to pay public school personnel); (2) provides for tax on syrups at rate of $1.20 per gallon ($1.00 under S 98) and corresponding charges on 1/4, 1/2 and 3/4 gallon; (3) provides that tax on soft drinks not made with syrup to be twenty cents for each gallon customarily made from each package of base (1¢ per 12 ounces in S 98) and requires use of stamps; (4) provides for tax on bottled soft drinks of 1¢ for 12 ounce containers, 2¢ for 12 to 24 ounce containers, and 2 1/2¢ for containers larger than 24 ounces (1¢ for each 12 ounces or fraction thereof in S 98); (5) exempts milk drinks produced by farmers or dairies and sold in milk bottles, "natural fruit, natural vegetable juices", and "natural liquid milk", defined as containing 30% or more such natural juice or milk; requires registration of formula, allows Comm'r of Rev. to investigate any formula, and provides for fine of up to $1000, imprisonment of up to one year, or both, for violating terms of exemption; (similar exemptions in S 98 except "natural liquid milk"); (6) provides that discount on sales of crowns to be 5% on sales in excess of $25 (5% on sales in excess of $100 in S 98); requires bond from distributors and manufacturers of crowns; (7) provides that cost of crowns to be manufacturer's price plus transportation charges (manufacturer's price plus 1¢ per crown for each 12 ounce container in S 98); permits refund to be paid for uncancelled stamps returned to Comm'r; changes certain penalties from S98; and contains no provisions about interest added as penalty onto late tax returns. Effective Oct. 1, 1969.

H 392 Judicial Council members, terms GS 7
Introducers: J. Ramsey and Raynor Sent to JUDIC 2

"To amend G.S. 7-448 and G.S. 7-449, relating to membership and terms of office of the Judicial Council, so as to include as members the Chief Judge of the Court of Appeals, or a member designated by him and a district judge designated by the Chief Justice." As title indicates.

H 393 Dismissal of appeals to Ct. Apps. GS 1
Introducers: J. Ramsey and Raynor Sent to JUDIC 2

"To amend G.S. 1-287.1, relating to dismissal of appeals to the Supreme Court, so as to make the same procedure applicable to appeals to the Court of Appeals." As title indicates.

H 394 County officials' salaries (Iden. S 252) GS 153
Introducers: Harkins and others Sent to LOC GOVT

"An act revising Article 6A of Chapter 153 of the General Statues of North Carolina concerning the salaries of county officers and employees." Repeals GS 153-48.1 through 153-48.5 and GS 153-9(12a) (authorizing county commissioners to fix salaries and fees in certain counties) and adds new Art. 6A authorizing commissioners to fix number, salary, allowances, and fees of all elected and appointed county officers and employees. Limits general authority as follows: (1) commissioners' compensation to be fixed as provided by GS 153-13; (2) no authority to fix uniform fees in General Court of Justice or office of Register of Deeds; (3) salary of elected officers not to be reduced during term of office; (4) salary adjustments of elected officers must be taken before 14 days before filing deadline; (5) no authority to fix salaries of personnel subject to State Personnel Department; (6) salary increases of more than 20% must be made at beginning of fiscal year and separately published in newspaper. Sets out additional restrictions on general authority as to salaries of sheriff, register of deeds, and their deputies and other employees, as follows: (1) grants sheriff and register of deeds exclusive right to hire and supervise their deputies and other employees, except commissioner approval required for appointment of relative closer than first cousin or person previously convicted of crime involving moral turpitude; (2) grants sheriff and register right to at least one deputy to be reasonably compensated by commissioners; (3) provides that any reduction in salaries of employees of sheriff or register must be approved by that officer, and provides for arbitration of dispute by senior regular resident Superior Court judge if agreement cannot be reached (no approval of sheriff or register required if salary reductions apply to all county employees alike); (4) prohibits reduction of salary of sheriff or register fixed by local act as of July 1, 1969, so long as person incumbent on that date shall continue to hold office he then holds. Effective July 1, 1969.

H 395 Clerk of county comm'rs (Iden. S 249) GS 153
Introducers: Fenner and others Sent to LOC GOVT

"An Act relating to the clerk to the board of county commissioners." Amends GS 153-40 to provide that board of county commissioners shall appoint a clerk to the board, and provides that duties of clerk may be conferred on register of deeds or any other county officer or employee (now, Register of Deeds ex officio clerk in some counties; commissioners empowered to appoint clerk in others).

H 396 Legislative fiscal research GS 120
Introducers: Bryan and others Sent to RULES

"To strengthen the fiscal research resources of the General Assembly." Effective July 1, 1969, adds new GS 120-56 through 120-60 to establish the Legislative Fiscal Staff, responsible solely to the General Assembly. Provides for creation of Legislative Fiscal Research Committee, consisting of three Senators appointed by President of Senate and three Representatives appointed by Speaker of House, plus Chairmen of Appropriations Committees serving ex officio, to be appointed as soon as feasible after convening of each regular legislative session and serve until appointment of successors. Committee to select own chairman, and to appoint Director of Legislative Fiscal Staff to serve at its pleasure;

Director to appoint and remove professional and clerical staff, subject to Committee approval, and to assign their duties; Director may call on State Personnel Director for recommendations; Director and staff to receive salaries fixed by Committee, travel and subsistence allowances provided by GS 138-6 and 138-7, and other benefits available to State employees. Specifies functions of Legislative Fiscal Staff as (1) making periodic and special analyses of past receipts and expenditures and current requests and recommendations for appropriations to state agencies, dep'ts and institutions (with special attention to "A" Budget); (2) reviewing and evaluating agency compliance with Budget directions; (3) examining State organization and structure, and recommending changes indicated by efficiency; (4) making other analyses of State government directed by Fiscal Research Committee or by Appropriations Committee or by either house; and (5) making reports on its studies, including (where feasible) estimated financial savings. Requires all State agencies, dep'ts and institutions to furnish Fiscal Staff with information or records on request. Provides for Fiscal Staff to be given office space in Legislative Building.

H 397 Haywood Tech funds — APPROPRIATIONS
Introducers: Messer and L. Ramsey — Sent to APPROPRN

"To appropriate funds to the Haywood Technical Institute." Appropriates from General Fund to Haywood Technical Institute $500,000 to be matched by already available local funds, for capital construction of administrative, classroom and workshop buildings.

H 398 Legislative Comptroller (Iden. S 257) — GS 120, 143, Appropriation
Introducer: Hicks — Sent to RULES

"To establish the Office of Legislative Comptroller responsible only to the General Assembly of North Carolina and to fix the powers and duties of such office." Adds new GS 143-431 and 143-432, as title indicates. Provides for Legislative Comptroller to be appointed by Governor, subject to consent of both houses in joint session, for 6-year term; name of appointee to be submitted to Assembly by 40th legislative day; term of first Comptroller to be dated from May 1, 1969, but if no appointment approved during 1969 session, or in case of any vacancy, Governor to appoint Comptroller for interim term until May 1 of next legislative session; no Comptroller (other than interim) to be reappointed; Comptroller to be paid annual salary fixed by Governor with approval of Advisory Budget Commission, and to be removable by vote of both houses for listed causes.

Provides for Comptroller to be responsible solely to General Assembly and independent of all other State officers and boards (except as to financial audit by State Auditor for accuracy of expenditures); specifies various laws to which Comptroller is not subject, including State Personnel Act and Executive Budget Act. Authorizes Comptroller to employ full- and part-time personnel (including auditors and accountants), subject only to legislative review, and to select suitable bank or depository for funds of his office subject to all bonds and other safeguards required for State funds. Empowers Comptroller to study accounting and auditing systems in force in State government and to recommend changes therein; to exhibit information on financial condition of State dep'ts, agencies, comm'ns, institutions, etc.; and to study general conduct of State dep'ts, agencies and institutions and make recommendations for efficient and economical conduct. Authorizes Comptroller to administer oaths and issue subpoenas for persons and documents. Authorizes Comptroller to prepare factual analyses of State Budget, examine revenue estimates and check receipt and income estimates, and prepare reports and studies. Appropriates sufficient sum to pay Comptroller's salary, plus $50,000 annually from General Fund for costs and expenses of his office.

H 399 Beer buyer age — GS 18
Introducer: Carson — Sent to ABC

"To amend Chapter 18 of the General Statutes so as to create a presumption of knowledge of the age of a purchaser of malt beverages." Adds new GS 18-78.2 creating presumption of knowledge of age of purchaser under 18 years of age by person selling beverages within GS 18-64 definition (essentially beers to 5% and unfortified wines to 14%). Presumption may be rebutted by showing that sub-18 purchaser produced driver's license, selective service card, or military identification card representing his age to be 18 or over, where identification card reasonably describes sub-18 purchaser. Absent rebuttal, presumption to be conclusive.

H 401 New town incorporation — GS 160
Introducer: Rhyne — Sent to LOC GOVT

"An Act to prohibit the incorporation of any city or town within one mile of any other city or town." Adds new GS 160-98.1 to prohibit incorporation of new municipality by local act within one mile of existing active municipality.

H 402 County-comm'r meeting procedure (Iden. S 251) — GS 153
Introducers: S. Johnson and others — Sent to LOC GOVT

"An Act relating to meetings of the board of county commissioners." Amends GS 153-8, first paragraph, as follows: (1) county commissioners shall establish time and place of regular monthly meetings which must be held at least once a month, and directs that meetings shall be held on first Mondays at courthouse unless board provides otherwise in accordance with present procedure (now, GS 153-8 does not permit more than one regular monthly meeting; changes in site must be published in newspaper). (2) Adds authority to adjourn regular meetings to a day certain (now, from day to day only). (3) Adds authority for majority of members to call special meetings (now, only chairman may do so). (4) Adds provision that written notice of special meetings deemed waived by attendance and participation of members, provided reasonable steps taken to notify public of time, place, and reason for special meeting. (5) Adds provision that chairman has right to vote on all questions before board unless otherwise provided by law or rule. (6) Adds provision that no member excused from voting except in cases of conflict of interest, but permits board to excuse chairman from voting except to break tie; provides that failure to vote counted as affirmative vote unless member excused from voting; provides that member withdrawing from meeting without consent of board deemed present and voting in affirmative on all matters. (7) Adds authority for board to adopt rules governing its proceedings in line with general parliamentary procedure, bearing in mind size and nature of the board. Provides act to be supplementary to existing laws and not to repeal local acts.

H 403 Professional corps, conforming — GS 90, 93
Introducer: S. Johnson — Sent to JUDIC 2

"To implement Chapter 55B of the General Statutes relating to professional corporations, by amending certain other acts to conform." Amends GS 90-125 to permit practice of optometry in professional corporations (now unlawful). Amends GS 93-8 to permit public practice of accounting in professional corporations (now unlawful). (Chapter 55B is provided for in H 208, digested in Bulletin No. 29, page 179.)

H 404 Tax exempt firemen's pensions — GS 118
Introducer: P. Godwin — Sent to FINANCE

"To amend Chapter 118 of the General Statutes, relating to the North Carolina Firemen's Pension Fund, so as to exclude from gross income certain retirement benefits from the North Carolina Firemen's Pension Fund." Adds provision to GS 118-32 exempting pensions under North Carolina Firemen's Pension Fund (GS 118, Art. 3) from state and municipal taxes. Effective January 1, 1969.

H 405 Firemen's pension fund secretary — GS 118
Introducer: P. Godwin — Sent to JUDIC 1

"To amend G. S. 118-20 so as to make the State Personnel Act applicable to the Secretary of the North Carolina Firemen's Pension Fund." As title indicates. (Now, Board of Trustees for Fund fixes salary, with limit of $8000 annually.)

H 408 County comm'r meeting date (Iden. S 248) — GS 153
Introducers: S. Johnson and others — Sent to LOC GOVT

"Authorizing boards of county commissioners to fix a date for their regular monthly meetings other than first Mondays." Amends second paragraph GS 153-8 to permit board to designate date other than first Mondays as time of regular meetings by procedure now used to fix site other than courthouse (publication of change in newspaper and posting on courthouse bulletin board). Provides act not to repeal local acts.

LOCAL BILLS INTRODUCED

SENATE

S 250 Kings Mtn. City Comm'rs — CLEVELAND
Introducer: J. White — Sent to LOC GOVT

"To amend Chapter 684 of the Session Laws of 1947 relating to the charter of the City of Kings Mountain." Adds sixth comm'r to council, to be elected from ward comprising territory annexed by city in Dec. 1968, and shown in map of file with Cleveland register of deeds.

S 256 Roanoke Rapids elections — HALIFAX
Introducers: Allsbrook and V. White — Sent to LOC GOVT

"To amend the Charter of the City of Roanoke Rapids for the purpose of providing for the election of the mayor by the eligible voters of the City, and increasing the time for the registration of voters in said City elections." Amends SL 1967, Ch. 1054 (Roanoke Rapids Charter) to provide for direct at-large election of mayor (now by and from City Council). Mayor to remain member of Council but may be excused from voting on matters before Council with Council's permission, except mayor shall be excluded from voting where he has direct interest in subject matter. Conforms other portions of Charter to accommodate directly elected mayor on Council. Adds provision requiring registration books to be open at 9 a.m. on 5th Saturday before municipal election and remain so until sunset on 3rd Saturday preceding election; 2nd Saturday before election to be challenge day.

S 259 Municipal annexation procedure (Iden. H 390) BURKE, CALDWELL
Introducer: Flaherty Sent to LOC GOVT

"To amend G. S. 160-453.5 and G. S 160-453.17 relating to annexation by municipalities in Burke and Caldwell Counties." Identical with H 390, digested below in today's bulletin.

HOUSE

H 390 Municipal annexation procedure (Iden. S 259) BURKE, CALDWELL
Introducer: Kincaid Sent to LOC GOVT

"To amend G. S. 160-453.5 and G. S. 160-453.17 relating to annexation by municipalities in Burke and Caldwell Counties." Modifies cited sections for two named counties to provide that if petition with names of at least 25% of registered voters of area to be annexed, or petition with names of at least 25% of registered voters of municipality, is filed with municipal governing board at least one day before first public hearing on annexation, board to call referendum among qualified voters of the municipality and of area to be annexed on whether annexation to take place. Provides procedures for referendum and requires majority of total votes cast both in municipality and in area to be annexed to stop annexation from taking place.

H 400 Ambulance employees' pay PASQUOTANK
Introducer: Culpepper Sent to LOC GOVT

"An Act to amend GS 153-48.3, relating to the compensation of employees engaged in the county's ambulance service in Pasquotank County." Exempts ambulance employees from restriction of GS 153-48.3 that salaries may not be increased in any fiscal year by more than 20%. Effective retroactively to July 1, 1969.

H 406 Ruby school board term WAKE
Introducers: McMillan, Taylor and Twiggs Sent to EDUCATN

"To continue Mrs. Sylvia G. Ruby as a member of the Wake County Board of Education for the unexpired term of Harry E. Stewart." Appoints Mrs. Sylvia G. Ruby to Wake Board of Education for unexpired term of Harry E. Stewart representing District #1.

H 407 Depredation of domestic fowls WILKES
Introducer: Billings Sent to JUDIC 2

"To make G. S. 68-38, relating to depredation of domestic fowls, applicable in Wilkes County." As title indicates. (Cited section prohibits letting domestic fowl run at large in areas where stock law prevails.)

SENATE AMENDMENTS AND COMMITTEE SUBSTITUTES

S 215 Blind voter assistance (digested in Bulletin No. 41, p. 292).
Amendment adopted in Senate 3/20/69 adding optometrists to persons qualified (NC State Comm'n for Blind, physicians) to certify blindness for purpose of voter assistance.

S 218 Safe Tires (digested in Bulletin No. 41, p. 293).
Committee substitute adopted in House 3/20/69 adding tires to list of items subject to annual motor vehicle inspection (GS 20-183.3). Retains provisions of original bill.

S 277 (Joint Resolution) Commending Chancellor Caldwell (digested in Bulletin No. 42, p. 302).
Technical amendment adopted in House 3/20/69.

HOUSE

H 66 Assaulting police and firemen (digested in Bulletin No. 12, p. 64).
Floor amendment adopted in House 3/20/69 making the crime "Assault with a 'firearm' upon law enforcement officer or fireman" (was 'deadly weapon' in original bill).

H 87 Vehicle loading (digested in Bulletin No. 16, p. 87).
Committee substitute adopted in House 3/20/69 making editorial changes and adding provision that loaded vehicle may be constructed so as to prevent any of the load from dropping, shifting, etc. (as well as preventing by covering with tarpaulin or other suitable covering or by manner of loading).

H 208 Professional corporations (Iden. S 152) (digested in Bulletin No. 29, p. 179).
Committee substitute adopted in House 3/20/69 differing from original as follows: (1) Lists professions to which applicable: architects; accountants; medicine; dentistry; pharmacy; optometry; osteopathy; chiropractic; veterinary medicine; podiatristry; and engineering and land surveying (original merely stated that did not apply to lawyers); (2) adds provision prohibiting appropriate licensing board from prohibiting continued use of any corporate name duly adopted at time of adoption; (3) provides that within 6 months following death of shareholder, corp. to purchase shares at fair market in absence of agreement to contrary value, with minimum of book value (original provided that corp. was to use book value); (4) exempts from definition of "employee" clerks, etc. not considered by law to be rendering professional services (original exempted such persons "not considered by custom and practice to be rendering professional services"); (5) prohibits corporate practice of professions named above except in accord with terms of act (original provided for exemptions for corporations permitted by law prior to ratification of this act); and (6) makes various editorial changes. Effective Jan. 1, 1970.

H 346 Garbage disposal (digested in Bulletin No. 42, p. 307).
Committee Substitute adopted in House 3/20/69 making technical changes in General Statutes citations.

H 348 Defining resident-vehicle laws (digested in Bulletin No. 42, p. 304).
Technical amendment adopted in House 3/20/69.

SENATE AND HOUSE CALENDAR ACTION MARCH 20, 1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 53 ABC ELECTIONS IN MUNICIPALITIES. S-REPTD FAV AS AMENDED.
S. 95 WRONGFUL DEATH AMENDMENTS. S-PASSED 3RD READING.
S. 125 GENERAL ASSEMBLY TIME OF MEETING. H-REPTD FAV.
S. 130 CAPITAL BLDG AUTH--EXPANSION. H-REPTD FAV.
S. 132 EGG LAW-QUALITY STANDARDS. H-PLACED ON CAL FOR MAR.25.
S. 173 WORKMEN'S COMP. BENEFITS INCREASE. S-PLACED ON CAL FOR MAR 25.
S. 191 MUNICIPAL REDEVELOPMENT FUNDING. S-PLACED ON CAL FOR MAR 25.
S. 192 DEALER-MFR VEHICLE LICENSE FEES. S-REPTD FAV; S-RE-REF TO COM ON FINANCE.
#S. 194 CONVICTION DEFINITION. S-REPTD UNFAV.
S. 210 STATE SURPLUS FUNDS INVESTMENT. S-PLACED ON CAL FOR MAR 21.
S. 215 BLIND VOTER ASSISTANCE.(3/20) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 218 SAFE TIRES.(3/20) S-REPTD FAV COM SUBSTITUTE; S-COM CUBSTITUTE ADOPTED.
S. 222 DRIVING ON SUSPENDED LICENSE. S-REPTD FAV.
S. 223 SMALL TRAILER SAFETY INSPECTION. S-REPTD FAV.
S. 227 (J.RES.) COMMENDING CHANCELLOR CALDWELL.(3/20) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR IN H-AMEND.
S. 237 PROBATIONARY DRIVER LICENSES. S-REPTD FAV.
S. 247 COUNTY COMMISSIONER VACANCIES. S-REF TO COM ON LOC GOVT.
S. 248 COUNTY COMM'R MEETING DATE. S-REF TO COM ON LOC GOVT.
S. 249 CLERK TO COUNTY COMM'RS. S-REF TO COM ON LOC GOVT.
S. 251 COUNTY COMM'R MEETING PROCEDURE. S-REF TO COM ON LOC GOVT.
S. 252 COUNTY OFFICIALS' SALARIES. S-REF TO COM ON LOC GOVT.
S. 253 INCREASED TAX ON FORTIFIED WINE. S-REF TO COM ON EDUCATN.
S. 254 REMOVING LIMITS-FORTIFIED WINE. S-REF TO COM ON ABC.
S. 255 (J.RES.) OFFICIAL LICENSE PLATES. S-REF TO COM ON ROADS.
S. 257 LEGISLATIVE COMPTROLLER. S-REF TO COM ON ST. GOVT.
S. 258 STATEWIDE 1% SALES SURTAX. S-REF TO COM ON FINANCE.
S. 260 CENTER FOR ALCOHOLIC STUDIES. S-REF TO COM ON MENTAL H.
S. 261 (J.RES.) HONORING PHILIP J WEAVER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14) H-PLACED ON CAL FOR MAR.21.

H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 66 ASSAULTING POLICE AND FIREMEN.(3/20) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 71 PASSING HORSES ON HIGHWAY. H-REPTD FAV AS AMENDED.
H. 87 VEHICLE LOADING.(3/20) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 90 ILLEGALLY PARKED CARS.(2/18) H-REPTD UNFAV.
H. 142 FINANCIAL RESPONS. PROOF EXCLUSION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 147 ABC BOARD PROPERTY SALE. S-REPTD FAV.
H. 155 WORKMEN'S COMP. APPROVED DOCTORS.(3/07) S-PLACED ON CAL FOR MAR 24.
#H. 182 LEVY OF EXECUTION ON PROPERTY.(3/07) H-REPTD UNFAV.
H. 190 FUNERAL AND BURIAL TRUST FUNDS. H-PLACED ON CAL FOR MAR.21.
H. 208 PROFESSIONAL CORPORATIONS.(3/20) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 223 INCREASE UNIFORM JAIL FEES TO $3. H-REPTD FAV.
H. 237 COUNTY AMBULANCE COMMISSION. H-REPTD FAV.
H. 263 TAKING WILDLIFE-ARTIFICIAL LIGHT.(3/07) S-REPTD FAV.
H. 271 PROMOTING AGRICULTURAL PRODUCTS.(3/18) H-CONCURRED IN S-AMENDMENT.
H. 294 41ST HOUSE DIST.- NUMBERED SEAT. H-REPTD FAV.
H. 310 MUNICIPAL OFFICIAL RESIDENCE. S-REPTD FAV.
H. 314 STATE SURPLUS FUNDS INVESTMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 352 REAL ESTATE LICENSING REVISIONS. H-REPTD FAV.
H. 356 BANKING COMMISSION EXPENSES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS. H-PLACED ON CAL FOR MAR. 25.
H. 388 (J.RES.) HONORING LEAGUE OF WOMEN VOTERS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 389 (J.RES.) HONORING LAURIE MCEACHERN. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 391 SOFT DRINKS TAX - 3. H-REF TO COM ON FINANCE.
H. 392 JUDICIAL COUNCIL MEMBERS,TERMS. H-REF TO COM ON JUDIC 2.
H. 393 DISMISSAL OF APPEALS TO CT.APPS.. H-REF TO COM ON JUDIC 2.
H. 394 COUNTY OFFICIALS' SALARIES. H-REF TO COM ON LOC GOVT.
H. 395 CLERK TO COUNTY COMM'RS. H-REF TO COM ON LOC GOVT.
H. 396 LEGISLATIVE FISCAL RESEARCH. H-REF TO COM ON RULES.
H. 397 HAYWOOD TECH FUNDS. H-REF TO COM ON APPROPRN.
H. 398 LEGISLATIVE COMPTROLLER. H-REF TO COM ON RULES.
H. 399 BEER BUYER AGE. H-REF TO COM ON ABC.
H. 401 NEW TOWN INCORPORATION. H-REF TO COM ON LOC GOVT.
H. 402 COUNTY COMM'RS MEETING PROCEDURE. H-REF TO COM ON LOC GOVT.
H. 403 PROFESSIONAL CORPS,CONFORMING. H-REF TO COM ON JUDIC 2.
H. 404 TAX EXEMPT FIREMEN'S PENSIONS. H-REF TO COM ON FINANCE.
H. 405 FIREMEN'S PENSION FUND SECRETARY. H-REF TO COM ON JUDIC 1.

H. 408 COUNTY COMM'R MEETING DATE. H-REF TO COM ON LOC GOVT.

LOCAL BILLS

S. 154 (GASTON) MUNICIPAL ELECTIONS. H-REPTD FAV.
S. 162 (DAVIDSON) THOMASVILLE SCHOOL LAND. S-REPTD FAV AS AMENDED.
S. 169 (ONSLOW) JAX CORPORATE LIMITS EXTENDED. H-REPTD FAV.
S. 181 (ROBESON) BOARD OF HEALTH MEMBERSHIP. H-REF TO COM ON LOC GOVT.
S. 213 (SAMPSON) GARLAND ABC ELECTION. S-REPTD FAV.
S. 224 (JOHNSTON) SPECIAL TAX-ACCOUNTANT ETC.. S-PASSED 2ND READING.
S. 231 (BURKE) MORGANTON POLICE JURISDICTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 239 (RANDOLPH) FRANKLINVILLE ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 241 (WILKES) SCHOOL PROPERTY CONVEYANCE. S-REPTD FAV.
S. 245 (LEE) SANFORD SCHOOL BOARD VACANCIES. S-REPTD FAV.
S. 250 (CLEVELAND) KINGS MTN. CITY COMM'RS. S-REF TO COM ON LOC GOVT.
S. 256 (HALIFAX) ROANOKE RAPIDS ELECTION. S-REF TO COM ON LOC GOVT.
S. 259 (BURKE, CALDWELL) MUNICIPAL ANNEXATION PROCEDURE. S-REF TO COM ON LOC GOVT.

H. 63 (RICHMOND) ROCKINGHAM ABC FUNDS-MEMBERS.(3/13, 3/14) S-REPTD FAV.
H. 169 (NEW HANOVER, PENDER) HUNTING FROM PUBLIC ROADS.(3/03) S-REPTD FAV AS AMENDED.
H. 176 (HENDERSON) SCHOOL BOARD ELECTIONS. S-REPTED FAV.
H. 200 (FRANKLIN) LITTLETON TOWN PROPERTY.(3/13) S-PASSED 2ND & 3RD READINGS.
H. 232 (WILSON) WILSON FIREMEN RETIREMENT. S-REPTD FAV.
H. 238 (NASH) AD. VAL. TAX DISCOUNTS. H-REPTD FAV.
H. 244 (WILKES) N WILKESBORO FIREMEN RETIREMENT. S-REPTD FAV.
H. 253 (CHOWAN) EDENTON POLLING PLACES. S-PASSED 2ND & 3RD READINGS.
H. 254 (GATES) NO BEARS TILL '73. S-REPTD FAV.
H. 261 (JONES) PISTOL PERMITS. S-PASSED 2ND & 3RD READINGS.
H. 264 (MOORE) ABERDEEN ABC-BEER-WINE ELECTION. S-REPTD FAV.
H. 266 (VANCE) SCHOOL LANDS CONVEYANCE. S-REPTD FAV.
H. 270 (CURRITUCK) COUNTY COMMISSIONERS' PAY. S-PASSED 2ND & 3RD READINGS.
H. 274 (ROBESON) MAXTON CITY MANAGER. S-PASSED 2ND & 3RD READINGS.
H. 287 (ORANGE) SCHOOL BOARD RESIDENCE. S-REPTD FAV.
H. 288 (NORTHAMPTON) ABC FUND DISTRIBUTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 291 (VANCE) HENDERSON TOWNSHIP CONSTABLE. H-REPTD FAV.
H. 292 (HOKE) FOX HUNTING. H-REPTD FAV.
H. 295 (STOKES) PREPAYMENTS TAX DISCOUNTS. H-REPTD FAV.
H. 311 (ONSLOW) COUNTY COMM'RS TERMS-NUMBER. H-REPTD FAV.
H. 312 (PITT) GREENVILLE UTILITIES COMM'N PAY. H-REPTD FAV AS AMENDED.

H. 324 (TYRRELL) SCHOOL BOARD INCREASE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 325 (BEAUFORT) HUNTING WITH DOGS. H-REPTD FAV.
H. 326 (DARE) MANTEO POLICE JURISDICTION. H-REPTD FAV.
H. 335 (GUILFORD) GREENSBORO CHARTER AMENDMENT. S-REF TO COM ON JUDIC 1.
H. 346 (ROCKINGHAM) GARBAGE DISPOSAL.(3/20) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 351 (ALAMANCE) ELON ORDINANCE PROCEDURE. H-REPTD FAV.
H. 357 (BRUNSWICK) WORTHLESS CHECKS PUNISHMENT. S-REF TO COM ON JUDIC 2.
H. 362 (LINCOLN) LINCOLNTON OFFICIALS' SALARIES. H-REPTD FAV.
H. 365 (NASH) COMPENSATE POWELL FOR INJURIES. H-REPTD FAV.
H. 368 (HARNETT) COATS MUNICIPAL ELECTION. H-REPTD FAV.
H. 376 (ROBESON) FAIRMONT SCHOOL ANNEXATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 381 (ROBESON, WAKE) REMOVING UNAUTHORIZED VEHICLES. H-REPTD FAV.
H. 390 (BURKE, CALDWELL) MUNICIPAL ANNEXATION PROCEDURE. H-REF TO COM ON LOC GOVT.
H. 400 (PASQUOTANK) AMBULANCE EMPLOYEE PAY. H-REF TO COM ON LOC GOVT.
H. 406 (WAKE) RUBY SCHOOL BOARD TERM. H-REF TO COM ON EDUCATN.
H. 407 (WILKES) DEPREDATION OF DOMESTIC FOWLS. H-REF TO COM ON JUDIC 2.

****

Next Sessions of the Senate and House:

10:00 a.m., Friday, March 21, 1969.

G41
25:1969/48
c.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh
N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 262 Employment security law revision (Iden. H 414) GS 96, 138
Introducer: Patterson Sent to PERS & EMP

"To amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law to provide: to make General Statutes 96-4(e) conform to General Statutes 138-5 with respect to per diem pay for members of state boards , etc.; to modify law with respect to appeals from the superior court to higher courts to conform with the Judicial Department Act of 1965 (Chapter 7A of the General Statutes): state treasurer's bond to cover unemployment insurance fund; to clarify certain provisions of said Chapter by defining the words "week", "average weekly insured wage", "vacation week", and "partially unemployed week"; to modify contributions rate tables; to change eligibility requirements of claimants with respect to vocational school and training programs and to provide disqualifications for failure to accept training without good cause, and further, to provide disqualifications for separation from such training courses without good cause or misconduct, and to provide no charge to the account of the employers of any benefits paid to any claimant while attending training programs or vocational schools; to modify benefit tables; certain privileged communications with respect to information given by claimants, and to further clarify certain provisions of said Chapter." Identical with H 414 digested below in today's bulletin.

S 263 State Retirement System revision (Iden. H 409) GS 135
Introducer: Patterson Sent to PERS & EMP

"To make certain amendments to Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System." Identical with H 409 digested below in today's bulletin.

S 264 Local Retirement System revision (Iden. H 410) GS 128
Introducer: Patterson Sent to PERS & EMP

"To amend Chapter 128 of the General Statutes relating to the Local Government Employees' Retirement System." Identical with H 410 digested below in today's bulletin.

S 265 Small trailer rear lamps GS 20
Introducer: Penn Sent to HY SAFTY

"To amend G. S. 20-129(d) concerning rear lamps on small trailers." Amends GS 20-129(d) to exempt small trailers weighing less than 4,000 pounds (now, 2,500 pounds) from requirements of section for rear lamps on vehicles.

S 267 Highway bonds interest increase-2 — CONSTITUTION, GS 136
Introducers: L. Warren and others — Sent to PUB ROADS

"To amend the State Highway Bond Act of 1965, subject to a vote of the people of the State, to remove the four per centum maximum interest rate limitation with respect to State of North Carolina Highway bonds." Provides for statewide election on amendment to State Highway Bond Act (SL 1965, Ch. 46, as amended by SL 1965, Ch. 913) to remove the maximum interest rate on State highway bonds (now, 4%). Governor to fix election date, which may be same day as State, county, municipal or district election. Form of ballot on question set out. State to reimburse counties for necessary expenses of election out of State Highway Fund. Affirmative vote removes interest rate limitation immediately. Similar in all respects to H 315 (Bulletin No. 40, p. 286) except H 315 raises bond interest rate limit to 5%, whereas this act removes bond interest rate limit entirely.

S 269 Tax valuation-agricultural land — GS 105
Introducer: MacLean — Sent to AGRICULT

"Relating to the classification, appraisal valuation, assessment and taxation of land actively devoted to agricultural uses." Effective January 1, 1970 amends GS Ch. 105, Art. 15 (Classification, Valuation and Taxation of Property) by adding new GS 105-295.1, -295.2, -295.3, and 295.4, GS-105-295.1 provides that land actively devoted to agricultural uses be classified as a special class of property under authority of Art. V, Sec. 3 of NC Constitution, and be valued, assessed and taxed uniformly as a class in each local taxing unit when (regardless of ownership) it has been so devoted to agricultural uses for at least two successive years immediately preceding tax year for which valued, and land area is at least 5 acres. Provides that land shall be considered "actively devoted to agricultural uses" when used in production or growing crops, plants or animals (including contiguous woodlands forming part of land in agricultural use) or when meeting requirements for compensation under any Federal program designed to promote soil conservation or temporary retirement of cropland from production, and gross value of agricultural products from such land together with any payments under soil conservation or other program averages $500 for previous 2-yr. period or there is clear evidence of anticipated $500 yearly gross sales and payments within reasonable time. Provides that assessor in valuing such land to consider only those indicia of value that the land has for agricultural use. GS 105-295.2 provides for method of deferred taxation on land devoted to agricultural use when such use ceases. Taxing authority classifying land for agricultural use where such use is not highest and best use also is to determine the true value in money that the land would have if devoted to higher use and enter same on property card; such valuation to prevail until revaluation but not to be used for purposes of taxation while land remains in agricultural use. Land losing eligibility under agricultural use provisions to be subject to deferred taxes: additional taxes determined by computing difference between taxes assessed while land in agricultural use and taxes which would have been assessed were it not for agricultural use provisions (GS 105-295.1) for year eligibility lost and three prior years; sets out formula for determining deferred tax liability. Continuance of valuation as agricultural use land to run with land and depend on land use; not continuance of ownership in one person. Portions of agricultural use land may be split-off and subjected to deferred tax liability without impairing agricultural use status of remaining land. Acquisition of land by or under threat of condemnation not to constitute change of land use for purposes of deferred tax provisions. Owner of land under agricultural

use where any part ceases agricultural use to notify tax lister of change at next listing opportunity. Land located in more than one county to have 5 acre minimum requirement determined by size of entire tract for purposes of taxing in respective tax jurisdictions. GS 105-295.3 provides that where land meets minimum qualifications for classification, valuation, assessment and taxation under GS 105-295.1 but it appears that part of such land is not actively devoted to agricultural uses, county board of equalization and review in accordance with GS 105-327(g)(4) may value all or part of such land actively devoted to agricultural use. GS 105-295.4 provides that any taxpayer or landowner liable for taxes upon any such land valued and assessed for ad valorem tax purposes prior to enactment of this section or which has not been appraised, and valued as devoted to agricultural use may apply in writing to board to have such land reappraised, revalued and reassessed; burden of showing land devoted to agricultural use to be upon taxpayer; application to set forth number of successive years immediately preceding date of application in which land devoted to agricultural use, location, acreage uses of contiguous or other immediate land, previous valuation of such land and any pertinent facts. Provides for appeal from order of board and appeal to State Board of Assessment in accordance with GS 105-329.

Amends GS 105-279 (listing and assessing in years other than revaluation years) by adding new subparagraph (j) to include, in real property to be assessed or reassessed in non-revaluation years, property that was last assessed as other than land devoted to agricultural uses, if it appears to board that such land does qualify as land actively devoted to such use.

S 270 Gas tax proceeds-Wildlife (Iden. H 413) — GS 105
Introducers: Moore and others — Sent to WILDLIFE

"To amend G.S. 105-446.2 to provide that the Wildlife Resources Commission shall continue to be entitled to a portion of the net proceeds of gasoline taxes." Identical with H 413, digested below in today's bulletin.

S 271 (Joint Resolution) Amending Resolution No. 1 (Iden. H. 342) — MISC. RES.
Introducer: McGeachy — Sent to RULES

"A Joint Resolution relative to a correction in Senate Joint Resolution 1 of the 1969 General Assembly." Identical with H 342, digested in Bulletin No. 42, p. 303.

S 272 Governor's veto power — CONSTITUTION
Introducers: Nielson and others — Sent to CONSTUTN

"To amend the Constitution of North Carolina to provide for the approval or veto by the Governor of public bills passed by the General Assembly." Rewrites Art. II, sec. 22 of the proposed revised Constitution, (H 231, S 150) to provide as follows: all legislative bills and resolutions to be read three times and be signed by presiding officers of each house (now, they become law after such actions); every bill so read and signed shall be presented to Governor before becoming law and if he approves it he shall sign it. If Governor disapproves, he shall return bill to originating house with his objections; and if approved by 3/5 of all members of that house and of all members of other house, upon reconsideration, it shall become law. Requires votes in both houses to be determined by yeas and nays with names of persons voting for and against being entered on journal of each house. Gives Governor 10 days to consider bills presented 10 or more days prior to final adjournment of General Assembly, and 30 days after adjournment for bills presented less than 10 days before adjournment; provides that latter bills become law without Governor's signature on 30th day after adjournment unless disapproved earlier.

Provides that Governor may convene General Assembly in extra session without obtaining advice of Council of State for sole purpose of acting upon bills disapproved by him after adjournment. Permits majority of all members of both houses to require convening of extra session to consider bills disapproved by Governor after adjournment, if Governor fails so to call by 45th day after adjournment; failure of majority to so require extra session results in disapproved bills not becoming law. Permits item veto in appropriations bill by Governor. Denies Governor veto over bills or resolution to be submitted by popular vote.

Rewrites Art. II, sec. 23 of Constitution as it read on January 1, 1969 to provide for identical provisions as above.

Provides that proposed amendment to be submitted to qualified voters of State at next general election. Sets out ballot form and allows use of voting machines. Provides that if majority of votes are favorable on amendment and on proposed general revision of Constitution, then first form of amendment shall be certified by Governor; if majority of votes are favorable on amendment and are not favorable on proposed revision, then second form of amendment shall be certified by Governor. Provides that in either case the Secretary of State shall certify the certified amendment among his permanent records and amendment to become effective on January 2 following ratification.

S 273 Intangible tax fade-out — GS 105
Introducers: Moore and others — Sent to FINANCE

"To accomplish the gradual reduction and elimination of the intangibles tax." Adds new GS 105-205.1 providing for phasing-out of intangibles tax commencing with taxable year ending December 31, 1970 in accordance with following schedule:

Tax yr. ending	Rate per $1,000	
	GS 105-199, -205	GS 105-200 thru 204
12/31/70	8¢	20¢
12/31/71	6¢	15¢
12/31/72	4¢	10¢
12/31/73	2¢	5¢
(under present law)	(10¢)	(25¢)

GS 105 repealed effective January 1, 1974 eliminating entirely intangible tax on personal property after 12/31/73.

S 274 Small trailer lights — GS 20
Introducer: Penn — Sent to HY SAFTY

"To amend G. S. 20-129.1(4), (5), and (6) concerning required lights on small trailers." Amends GS 20-129.1(4) and (5) to exempt small trailers weighing less than 4,000 pounds gross weight (now, 3,000 pounds) from its requirements for clearance and marker lamps and reflectors. Makes conforming amendment to GS 20-129.1(6) to make its requirements (for reflectors and in some cases for one stop light) applicable to small trailers weighing less than 4,000 pounds gross weight.

HOUSE

H 409 State retirement system revision (Iden. S 263) GS 135
Introducer: Britt and others Sent to ST PERS

"To make certain amendments to Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System." Rewrites GS 135-3(6) to prohibit any person who becomes a teacher or employee after attaining age of 62, and whose account is not active upon return to service, from becoming a member of retirement system. (Now, provides that any person becoming teacher or employee after age of 60 may become member by signing proper forms and paying contributions at current rate plus interest.) Amends GS 135-3(7)(d) to add persons who retired on service retirement allowance to its provisions, and to change age at which he may reenter retirement system to 62 (now, 60). Rewrites second sentence of GS 135-3(8)(a) to limit computations of deferred retirement allowances provided for in that section under GS 135-5(b2) to the period July 1, 1967 and to July 1, 1969 and provide that computations after that date shall be in accord with GS 135-5(b3). Amends GS 135-5(b2) to limit coverage to period from July 1, 1967 to July 1, 1969. Adds new GS 135-5(b3), effective for members retiring on or after July 1, 1969, and providing following service retirement allowance computations: (1) for those retiring on or after 65th birthday, or on or after 62nd birthday with 30 years creditable service, allowance equal to 1-1/4% of portion of average final compensation not in excess of $5600 plus 1-1/2% of that in excess, multiplied by years of creditable service (this is, provides new unreduced benefits for members retiring after 62 with 30 years' service); (2) for members reitiring before 65th birthday and without 30 years service, computed as (1) except for reduction by 1/4 of 1% for each month by which retirement date precedes first day of month coincident with or next following 65th birthday; (3) for members retiring before 62nd birthday, with 30 years service, computed as (1) except for reduction of 1/4 of 1% for each month by which retirement date precedes first day of month coincident with or next following 62nd birthday; and (4) provides no member whose creditable service commenced prior to July 1, 1963 is to receive less than benefit provided by GS 135-5(b). Rewrites first two sentences of GS 135-4(f) to change beginning date of period in which persons must return to service of state to the date they were first eligible to be separated or released from armed services under other than dishonorable conditions (now, date is that of honorable discharge) and further changes second sentence to permit credit for armed services service only to date first eligible to be separated or released after date of establishment of system (now, for all time after date of establishment). Adds new GS 135-4(h) to provide that member on leave of absence and receiving less than full compensation deemed to be in service only if he is contributing to system as provided for in GS 135-8(b)(5), and if so, annual rate of compensation is deemed to be actual compensation paid immediately before leave of absence began. Rewrites first paragraph of GS 135-5(c) to provide that disability retirements provided for therein shall begin on first day of any calendar month 30-90 days after application filed by member or employer (now member must be in service in order to file) and to require certification that incapacity incurred at time of active employment and has been continuous thereafter. Amends GS 135-5(d1) (disability retirements) to limit its coverage to period from July 1, 1963 to July 1, 1969. Adds new GS 135-5(d2), effective for disability reitrements on or after July 1, 1969 (for persons not yet 60 - those 60 or older receive a service retirement allowance) computing benefits at rate to make allowance equal to service retirement allowance he would have received if he had continued in service with no change in compensation until age 65, minus actuarial equivalent of contributions he would have made, and providing that any person whose service commensed prior to July 1, 1963 is to receive not less than benefit provided by GS 135-5(d). Rewrites first sentence of GS 135-5(f) to require payment be made to person quitting service not earlier than 60 days following submission of application therefor. Strikes out proviso in GS 135-5(g) concerning optional election by persons over 60 and persons over 55 with 30 years service, and sentences concerning revocation

of Options 2 and 3 upon death of person nominated prior to certain acts. (See new GS 135-5(m) below for substituted options.) Rewrites proviso at end of first paragraph of GS 135-5(l) to provide that death benefit may be received unless member retired or payment of refund of his contributions has been issued (now, unless retired or he had applied for such refund). Adds to GS 135-5(l) definitions of "calendar year," "last day of actual service", and "retirement". Repeals GS 135-5(m) (making mandatory the provisions of section concerning time of giving of notice of retirement). Adds new GS 135-5(m) to permit any member 55, or with 30 years service, to make temporary election, effective until final election, between (1) designation of single beneficiary to receive monthly benefit provided by Option 2 of GS 135-5(g) or (2) designationof single beneficiary with right upon member's death of elect to receive benefit under (1) or lump sum: such election effective if filed with system 30 or more days before member's death. Adds new GS 135-5(o) requiring,beginning Dec. 31, 1969, automatic increases in retirement allowances based on Consumer Price Index with such index one year earlier; if index has increased 3% or more, each beneficiary receiving retirement allowance to have it increased 3% on July 1, 1970; each Dec. 31 thereafter to compare Index with that of year before, and to increase benefits 3% if increase in Index of 3% or more, provided such increase can be effective without requiring increase in total employer rate of contributions; if no increase of 3% in one year, compare with last year at end of which increase of 3% or more indicated, and if difference there is 3%, increase benefits on July 1 following, subject to above proviso; such increases to be permanent. Amends GS 135-8(d)(1) to require employers to make contributions for members on leave of absence as provided for above in this bill. Repeals GS 135-18 (permitting board of trustees of system to make rules and regulations governing re-employment of members). Adds new GS 135-3(7)(e) to provide for reduction of retirement allowance of person retired on early or service retirement who is restored to service after age of 62, to extent necessary (if any) so that sum of allowance and earnings will not exceed annual rate of compensation upon member's retirement, provided allowance not to be reduced below amount of annuity as defined in GS 135-1(3). Rewrites GS 135-3(8)(c) to make GS 135-3(7)e applicable to subdivision (8). Adds proviso to GS 135-18.1(a) providing that when person becomes member of this system after July 1, 1969, local system agrees to transfer to this system amount of reserve held in local system as result of previous contributions of employer on his behalf. Amends GS 135-1(10) to exclude judges of Court of Appeals from System. Amends GS 135-6(o) to add interest assumption rate adopted by trustees (now, only tables adopted by trustees) to basis from which actuary shall make annual valuation of assets and liabilities of funds of System. Effective July 1, 1969.

H 410 Local retirement system revision (Iden. S 264) GS 128
Introducer: Britt Sent to ST PERS

"To amend Chapter 128 of the General Statutes relating to the local governmental employees' retirement system." Amends GS 128-24(1a) to provide that if any member, in any period of 8 consecutive years (now 6) after becoming member, be absent from service more than 7 years (now 5), he shall cease to be member. Adds to GS 128-24(2) provision permitting any employee who has elected to stay out of the system to re-enter by depositing in annuity savings fund a single payment covering contributions plus interest which would have accrued had he not elected to stay out, provided that employer shall pay its contributions. Adds new GS 128-24(3a) prohibiting persons who enter service after attaining age 62 from becoming members, unless account is active upon such entrance into service.

Rewrites first sentence of GS 128-24(4)c to provide that persons on early or service retirement who re-enter prior to age 62 (now, 60) shall become members again, and their allowances cease. Adds new GS 128-24(4)(d) to provide that if person on early or service retirement re-enters employment after age 62, his allowance shall be reduced to amount necessary (if any) to keep total of allowancesand earnings from exceeding annual rate of compensation when he retired, provided allowance not to be reduced below amount of annuity as defined in GS 128-21(3), and rewrites GS 128-24(5)c to provide that new 128-24(4)d shall apply to subdivision (5). Adds to GS 128-26(3)provision for including one month of credit for each 20 days or portion thereof of sick leave standing to member's credit at retirement in computing creditable service, provided that sick leave not counted in computing creditable service for purposes of GS 128-24(5)a. Rewrites last sentence of GS 128-24(5)a to limit coverage of GS 128-27(b2) to period from July 1, 1967 to July 1, 1969, and to use 128-27(b3) thereafter, and rewrites GS 128-27(b2) to so limit its coverage. Adds new GS 128-27(b3), effective for retirements on or after July 1, 1969, establishing following computation schedule: (1) for members retiring on or after 65, or on or after 62 with 30 years service, 1-1/4% for portion of average final compensation not in excess of $5600 and 1-1/2% for excess, multiplied by years of creditable service (that is, adds unreduced benefits for retirement at 62 with 30 years' service); (2) for members retiring before 65 with less than 30 years service, as in (1) above but reduced by 1/4 of 1% for each month by which retirement precedes month of 65th birthday; (3) for members retiring before 60th birthday with less than 30 years service, actuarial equivalent of allowance payable at age 60 in (2); (4) for members retiring on or after 60 but before 62 with 30 years service, as in (1), but reduced by 1/4 of 1% for each month by which retirement precedes month of 62nd birthday; (5) for members retiring before age 60 with 30 years service, actuarial equivalent of allowance payable at age 60 in (4); and (6) provides that members whose creditable service commenced prior to July 1, 1965, and uniformed policemen or firemen not covered by Social Security commencing after that, are not to receive less than benefits provided by GS 128-27(b). Rewrites GS 128-27(c) to provide that member with 10 years' service may retire on disability allowance on first day of any calendar month, 30-90 days following application by member or employer (now, member must be in service in order to so retire), and to require certification that disability for which allowance being sought was incurred at time of active employment and has been continuous thereafter. Rewrites GS 128-27(d1) to limit its coverage to period from July 1, 1965 to July 1, 1969 and adds new GS 128-27(d2), effective for disability retirements on or after July 1, 1969, for persons not yet 60 (who receive service retirement allowances), providing that allowance for such disabled persons to be equal to service retirement allowance payable at 65 had person continued at same pay, minus actuarial equivalent of contributions he would have made, and providing also that no member whose service commenced prior to July 1, 1965 and no uniformed policeman or fireman not covered by Social Security commencing after that, to receive less than benefit provided in GS 128-27(d). Amends 128-27(f) to require pym't to person leaving system be made not earlier than 60 days following receipt of acceptable application from such person requesting such payment. Amends GS 128-27(g) by striking out provision about early election at age 60 and 55, and last sentence of sub-section concerning presumption on day of death of person dying in service after effective date of optional election.

Adds new GS 128-27(k) requiring automatic increases in retirement allowances based on Consumer Price Index, by comparison on Dec. 31 of each year of Index with such Index from year before, and if increase is of 3% or more, the benefits of system to be increased by 3% effective the follwing July 1, provided that the increases can be paid from investment gains in the fund; if increase less than 3%, index at end of year to be compared with last year in which increase paid, and if 3% or more increase from that date, each beneficiary receiving benefits at beginning of period of comparison is to receive 3% increase as of next July 1; such increases to be permanent. Adds new GA 128-27(1) adding death benefit provision optional with local unit, and paid to beneficiaries of members of at least one year, in amount equal to compensation earned by decedent during calendar year immediately preceding death, but not to exceed $15,000; provides that death benefits not payable to persons of certain ages, graduated by age and date of death, beginning with deaths after June 30, 1969 of persons over 70 and going through deaths after Dec. 31, 1973 of persons over 65; authorizes board of trustees to purchase contract(s) of group life insurance for insuring members, to provide death benefits; defines "calendar year", "last day of actual service", and "retirement". Adds new GS 128-27(m) permitting any member aged 55 or with 30 years creditable service to elect temporary option choosing between (1) designation of single beneficiary to receive monthly benefit provided by Option 2 of GS 128-27(g) or (2) designation of single beneficiary with right on member's death to elect to receive (1) above or lump sum of member's accumulated contributions; such elections to become effective if form executed and filed with System 30 days before member's death. Amends GS 128-28(p) to make it clear that actuary to use assumed interest rate adopted by Board of Trustees in his annual valuation of assets and liabilities of the system. Effective July 1, 1969.

H 413 Gas tax proceeds-Wildlife (Iden. S 270) — GS 105
Introducer: Barr — Sent to WILDLIFE

"To amend G.S. 105-446.2 to provide that the Wildlife Resources Commission shall continue to be entitled to a portion of the net proceeds of gasoline taxes." Rewrites second sentence of GS 105-446.2(a) to provide that Wildlife Resources Commission shall receive 1/4 of 1% of net proceeds of taxes on motor fuels levied under §105-434 ("Gallon tax") and paid on last days on January, April, July and October. Effective July 1, 1969. (Section now provides for Commission to receive 1/8 of 1% of proceeds of motor fuels tax, for period July 1, 1967 to July 1, 1969 only; thereafter, Commission to specifically request any additional funds over and above license revenues.)

H 414 Employment security law revisions (Iden. S 262) — GS 96, 138
Introducer: Martin — Sent to EMPLOYMT

"To amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law to provide: to make General Statutes 96-4(e) conform to General Statutes 138-5 with respect to per diem pay for members of State Boards, etc.; to modify law with respect to appeals from the Superior Court to higher courts to conform with the Judicial Department Act of 1965 (Chapter 7A of the General Statutes); State Treasurer's bond to cover Unemployment Insurance Fund; to clarify certain provisions of said chapter by defining the words 'week', 'average weekly insured wage', 'vacation week', and 'partially unemployed week'; to modify contributions rate tables; to change eligibility requirements of claimants with respect to vocational school and training programs and to provide disqualifications for failure to accept training without good cause, and further, to provide disqualifications for separation from such training courses without good cause or misconduct, and to provide no charge to the account of the employers of any benefits paid to

any claimant while attending training programs or vocational schools, to modify benefit tables; certain privileged communications with respect to information given by claimants, and to further clarify certain provisions of said chapter." Amends GS 96-4(e) to provide that members of State Advisory Council shall receive the $7 per diem paid other State boards and commissions while attending actual meetings (now $10). Amends GS 96-4(n) and GS 96-15(i) to provide that appeals from decisions of Employment Security Commission shall be to the appellate division from superior court judgments (now such appeals are to the Supreme Court). Amends GS 96-6(b) to provide that State Treasurer shall be liable on his official bond for faithful performance of duties in connection with Unemployment Insurance Fund (now, separate bond required). Amends GS 96-8(10)b by clarifying definition of "partially unemployed" to be less than "the equivalent of" three full-days' work per week (now, only "three days"). Rewrites definition of "week" in GS 96-8(14) to eliminate requirement that period must end at midnight. Adds new GS 96-8(22) to define "average weekly insured wage" as quotient obtained by dividing total wages reported by all insured employers by monthly average in insured employment during immediately preceding calendar year, and further dividing quotient obtained by 52 to obtain weekly rate. Provides that Commission's publication "North Carolina Insured Employment and Wage Payment" to be used for computation and that quotient obtained to be deemed average weekly wage for such year. Rewrites GS 96-9(b)(3) by revising Fund Ratio Schedule (effective in calendar year 1970 and thereafter) to permit lower state-wide schedule when fund ratio is less than 3.5% (now, lowest schedule applies when fund ratio is less than 4.5%). Changes schedules in Experience Rating Formula Table to conform to changed rate patterns in new Fund Ratio Schedule, adding an additional contribution rate schedule I with rates ranging up to 2.7. Changes Rate Schedule for Overdrawn Accounts beginning with calendar year 1966 with assigned rates between 2.9% and 4.7% (now, between 2.8% and 3.7%) and makes such schedule apply to employers whose account as of any computation date after August 1, 1964, shows a debit balance. Provides that new rates with respect to overdrawn accounts be assigned to employers effective January 1, 1966 in accordance with revised Rate Schedule for Overdrawn Accounts and that rates applicable to 1965 and before be assigned in accordance with prior Rate Schedule as such existed before June 3, 1965. Adds new GS 96-9(c)(2)c to provide that benefits paid to claimants attending vocational schools or training programs shall not be charged to account of base period employers. Amends GS 96-13(3) to provide that persons shall be deemed available for work if, after July 1, 1969, they are attending approved vocational schools or training programs and not receiving training allowances under Federal or State laws; such training may be approved only if (a) employment opportunities fitted to such persons' training do not exist in locality; (b) training related to expected opportunities for employment; (c) individuals have aptitude to finish course successfully. Rewrites GS 96-14(4) to provide that individuals shall be disqualified for benefits from 4 to 12 weeks if they fail without good cause to attend training to which referred, discontinue training without good cause, or are separated from training for misconduct. Provides also that where any disqualification weeks have not elapsed on account of termination of individual's benefit year, such weeks are applicable in next benefit year at then current benefit amount if new benefit year established within 12 months from date of ending of preceding benefit year. When disqualified individuals return to employment or training before disqualifying period elapsed, then remaining disqualification weeks shall be cancelled and no deduction based on such weeks to be made from maximum amount of benefits if proper proof of employment or training shown. Eliminates present GS 96-14(5) which provides for disqualification for weeks in which pay in lieu of notice is received.

Rewrites GS 96-12(b) to provide that eligible individuals whose benefit years began between July 1, 1965 and August 1, 1969 shall receive benefits between $12 and $42 weekly. Provides that eligible individuals whose benefit years begin after August 1, 1969 shall receive benefits between $12 and $50 weekly (current top is $42). Requires that eligible individuals have earned in their non-high quarter up to 30% of their base period earnings (now, 20%). Provides for computation of maximum weekly benefit amount annually (beginning August 1, 1969) by multiplying average weekly insured wage obtained under GS 96-8(22) by 50% to allow for adjustment of schedule so as to offer those with highest earnings a weekly benefit equal to 50% of all insured individuals reported by all insured employees. Further amends GS 96-13(3) so as to define "a week of unemployment due to a vacation" as any payroll week within which equivalent of three full-time working days consist of vacation period (now, 60% of full time working hours of payroll week). Adds new GS 96-15(j) to provide that information obtained by Commission with respect to benefit claims shall not be open to public except in civil cases where claimant seeking other types of compensation covering period receipt of unemployment insurance benefits while asserting in support of suit that he was unable to work during period; does not preclude Commission from using such information in cases involving administration of Employment Security Law. Provides fine of between $20 and $200, imprisonment for not longer than 90 days, or both for employees or members of Commission violating such provisions.

H 415 (Joint Resolution) Employee fringe benefit study — STUDY
Introducers: Payne and others — Sent to ST PERS

"Creating a legislative commission to study the retirement, hospitalization insurance, life insurance and other benefits for teachers and state employees." Creates "Teachers and Employees Benefits Study Commission" to consist of seven members with specified competencies (2 app'td by Senate Pres., 2 app'td by House Speaker, 3 app'td by Governor) with Ch'man appointed by Governor. Comm'n to study pension funds, retirement systems, uniform hospitalization and life insurance system including whether expense should be borne entirely by State or by joint contributions of State and employees, and all other fringe benefits for teachers, State and local employees. Comm'n charged to investigate whether any insurance system established should be open to public bid submitted by various insurance companies. Comm'n authorized to employ outside assistance and Comm'n members to receive per diem, subsistence and travel allowance as provided for other State boards and commissions. Expenses to come from Contingency and Emergency Fund. Report to be submitted by December 1, 1970. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 266 Warranty deeds — CASWELL
Introducer: Penn — Sent to JUDIC 2

"Authorizing the Commissioners of Caswell County to execute warranty deeds." Modifies GS 160-61.1 (which permits counties and municipalities listed therein to execute warranty deeds when governing board feels it to be in best interest of unit) to include Caswell County and its municipalities under section.

S 268 Roxboro street assessments — PERSON
Introducer: Allen — Sent to LOC GOVT

"To authorize the governing board of the city of Roxboro to make street and sidewalk improvements and to specially assess the cost thereof without a petition." Permits Roxboro board to make street and sidewalk improvements without petition and assess portion of cost against abutting property, by adopting resolution finding improvement in public interest, giving notice of hearing to owners affected, holding hearing and adopting resolution establishing formula for assessment, which is not to exceed that provided by GS 160-85 (one half of total cost). Repeals Chapter 244 of Private Laws of 1913.

HOUSE

H 411 Pasquotank retirement system — PASQUOTANK
Introducer: Culpepper — Sent to LOC GOVT

"To authorize Pasquotank County to enter into contracts for a retirement system." Authorizes county comm'rs to contract with any corporate body for system of retirement, disability or death benefits (or combination thereof) for employees and officials of county and to expend necessary funds. Authorizes comm'rs to require payroll deductions of participants in system to provide funds to assist in defraying system cost. Authorizes comm'rs to extend permissible employment period of any employee reaching 65 from year to year up to end of year in which he reaches 70.

H 412 Extend Jefferson limits — ASHE
Introducer: Barr — Sent to LOC GOVT

"Amending Chapter 552 Session Laws of 1957, the same being the Charter of the Town of Jefferson, so as to extend the corporate limits of said Town." As title indicates; describes extension by courses and distances.

H 416 Whiteville School Board — COLUMBUS
Introducers: Soles and Williamson — Sent to LOC GOVT

"Appointing the members of the Board of Education of Whiteville City School Administrative Unit." Appoints nine named members to 2-yr. terms on Board of Education of Whiteville City School Administrative Unit. Terms commence first Monday in April 1969.

H 417 Open space land — FORSYTH
Introducers: McDaniel and Horton — Sent to LOC GOVT

"To amend Chapter 740 of the Session Laws of 1965 so as to make certain changes therein applicable to Forsyth County." Modifies GS 160-181.7 of Article 14A ("Preservation of Open Spaces and Areas") as it applies to Forsyth County to provide that real property acquired (before or after effective day of Act) under Article shall be used for preservation of open spaces and areas, and shall not be used as a site for sanitary landfill or garbage dump.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 53 ABC elections in municipalities (digested in Bulletin No. 13, page 69). Amendments adopted in Senate 3/21/69 (1) changing the eligible municipalities to those in counties without ABC system and which have municipal police force of one or more full-time officers each receiving annual salary, paid, weekly, bi-monthly, or monthly (originally, in municipalities in non-ABC counties with one or more man full time police force, paid weekly or monthly, and in any municipality which is county seat); and (2) permitting any municipality which may call an ABC election under act, upon receipt of legally sufficient petition, to also call an election on whether to sell beer and/or beer and wine in the municipality.

S 162 Thomasville school land (Davidson). (Digested in Bulletin No. 34 page 221). Technical amendment adopted in Senate 3/21/69.

HOUSE

H 50 County commissioners' compensation (Iden. S 31) digested as S 31 in Bulletin No. 11, p. 53). Floor amendment adopted in House 3/21/69 making clarifying changes in publication and notice provisions of Committee Substitute.

H 66 Assaulting police and firemen (digested in Bulletin No. 12, p. 64). Floor amendment adopted in House 3/21/69 limiting maximum penalty to 5 yrs.

H 71 Passing horses on highway (digested in Bulletin No. 13, page 70). Amendments adopted in House 3/21/69 (1) making clear that horse or other animal must be under human control; (2) prohibiting any action by motorist which might reasonably be expected to frighten animal (original bill merely prohibited any use of signal device which might frighten animal); (3) making clear that no change (originally, no enlargement or extension) is intended in right of way rule currently applicable to such animals); and (4) making technical amendments.

H 169 Hunting from public roads (Pender) (digested in Bulletin No. 25, p. 148). Amendments adopted in Senate 3/21/69 deleting requirements that permission to hunt from owner be in writing and that such written permission be on hunter's person at time of hunting; deletes provisions for oral permission to certain categories of person; restricts application of bill to lands abutting public numbered highway maintained by State Highway Comm'n; deletes New Hanover County from bill (so that only Pender County affected).

H 312 Greenville Utilities Comm'n pay (Pitt)(digested in Bulletin No. 40, p. 287). Technical amendment adopted in House 3/21/69.

H 348 Defining resident-vehicle laws (digested in Bulletin No. 42, p. 304). Creates "presumption" of residence based on residing in state for six months (residence was "deemed" in absence of proof to contrary in original bill).

H 381 Removing unauthorized vehicles (New Hanover, Robeson, Wake) (digested in Bulletin No. 46, p. 339). Adds New Hanover County to provisions of act.

SENATE AND HOUSE CALENDAR ACTION MAR.21,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 53 ABC ELECTIONS IN MUNICIPALITIES.(3/21) S-AMENDMENTS ADOPTED; S-PLACED ON CAL FOR MAR 25.
S. 95 WRONGFUL DEATH AMENDMENTS. H-REF TO COM ON JUDIC 2.
#S. 103 GUN PURCHASE - ANTIQUE FIREARMS.(3/03) RATIFIED - CHAPTER 101.
S. 125 GENERAL ASSEMBLY TIME OF MEETING. H-PASSED 2ND READING.
S. 130 CAPITAL BLDG AUTH--EXPANSION.(3/21) H-PASSED 2ND & 3RD READINGS.
S. 143 STATE BAR MEETINGS.(3/12) RATIFIED - CHAPTER 104.
S. 160 COMPENSATION GENERAL ASSEMBLY. S-REPTD FAV; S-PLACED ON CAL FOR MAR 25.
#S. 210 STATE SURPLUS FUNDS INVESTMENT. S-POSTPONED INDEF.
S. 215 BLIND VOTER ASSISTANCE.(3/20) H-REF TO COM ON ELECTION.
S. 218 SAFE TIRES.(3/20) S-PLACED ON CAL FOR MAR 25.
S. 222 DRIVING ON SUSPENDED LICENSE. S-PLACED ON CAL FOR MAR 24.
S. 223 SMALL TRAILER SAFETY INSPECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 227 (J.RES.) COMMENDING CHANCELLOR CALDWELL.(3/20) S-CONCURRED IN H AMEND.
S. 237 PROBATIONARY DRIVER LICENSES. S-PLACED ON CAL FOR MAR 24.
#S. 246 (J.RES.) HONORING ATKINS BASKETBALL. RATIFIED - RES.30.
S. 262 EMPLOYMENT SECURITY LAW REVISION. S-REF TO COM ON PERS & EMP.
S. 263 STATE RETIREMENT SYSTEM REVISION. S-REF TO COM ON PERS & EMP.
S. 264 LOCAL RETIREMENT SYSTEM REVISION. S-REF TO COM ON PERS & EMP.
S. 265 SMALL TRAILER REAR LAMPS. S-REF TO COM ON HY SAFTY.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2. S-REF TO COM ON ROADS.
S. 269 TAX VALUATION-AGRICULTURAL LAND. S-REF TO COM ON AGRICULT.
S. 270 GAS TAX PROCEEDS-WILDLIFE. S-REF TO COM ON WILDLIFE.
S. 271 (J.RES.) AMENDING RESOLUTION NO. 1. S-REF TO COM ON RULES.
S. 272 GOVERNOR&S VETO POWER. S-REF TO COM ON CONSTUTN.
S. 273 INTANGIBLES TAX FADE-OUT. S-REF TO COM ON FINANCE.
S. 274 SMALL TRAILER LIGHTS. S-REF TO COM ON HY SAFTY.

H. 13 SCHOOL OFFICIALS GRAD INSTRUCTION. S-PASSED 2ND & 3RD READINGS.
H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14, 3/21) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS;.
H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) S-REF TO COM ON LOC GOVT.

H. 66 ASSAULTING POLICE AND FIREMEN.(3/20, 3/21) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 71 PASSING HORSES ON HIGHWAY.(3/21) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H. 87 VEHICLE LOADING.(3/20) H-RE-REF TO COM ON ROADS.
H. 132 CONFEDERATE WOMAN'S HOME. S-PASSED 2ND & 3RD READINGS.
H. 135 GUILTY PLEA IN CAPITAL CASES. S-PASSED 2ND & 3RD READINGS.
H. 142 FINANCIAL RESPONS. PROOF EXCLUSION. S-REF TO COM ON INSUR.
H. 147 ABC BOARD PROPERTY SALE. S-PASSED 2ND & 3RD READINGS.
#H. 173 PRIMARY CANDIDATES' PLEDGE. H-REPTD UNFAV.
H. 190 FUNERAL AND BURIAL TRUST FUNDS. H-PLACED ON CAL FOR MAR.25.
H. 208 PROFESSIONAL CORPORATIONS.(3/20) H-RE-REF TO COM ON CORP.
H. 223 INCREASE UNIFORM JAIL FEES TO $3. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 237 COUNTY AMBULANCE COMMISSION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 257 WORKMEN'S COMP. BENEFITS INCREASE. H-PLACED ON CAL FOR MAR. 26.
H. 294 41ST HOUSE DIST.- NUMBERED SEAT. H-PASSED 2ND READING.
H. 314 STATE SURPLUS FUNDS INVESTMENT. S-PASSED 2ND & 3RD READINGS.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 352 REAL ESTATE LICENSING REVISIONS. H-PLACED ON CAL FOR MAR. 25.
H. 356 BANKING COMMISSION EXPENSES. S-REF TO COM ON BANKING.
H. 403 PROFESSIONAL CORPS,CONFORMING. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON CORP.
H. 409 STATE RETIREMENT SYSTEM REVISION. H-REF TO COM ON STATE PERS.
H. 410 LOCAL RETIREMENT SYSTEM REVISION. H-REF TO COM ON STATE PERS.
H. 413 GAS TAX PROCEEDS - WILDLIFE. H-REF TO COM ON WILDLIFE.
H. 414 EMPLOYMENT SECURITY LAW REVISION. H-REF TO COM ON EMPLOYMT.
H. 415 EMPLOYEE FRINGE BENEFITS STUDY. H-REF TO COM ON APPROPRN.

LOCAL BILLS

#S. 117 (PERSON) SPECIAL PURPOSE TAXES. RATIFIED - CHAPTER 103.
S. 154 (GASTON) MUNICIPAL ELECTIONS. H-PASSED 2ND & 3RD READINGS.
S. 162 (DAVIDSON) THOMASVILLE SCHOOL LAND.(3/21) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 169 (ONSLOW) JAX CORPORATE LIMITS EXTENDED. H-PASSED 2ND READING.
S. 213 (SAMPSON) GARLAND ABC ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 224 (JOHNSTON) SPECIAL TAX-ACCOUNTANT ETC.. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 225 (JOHNSTON) GARBAGE DISPOSAL. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 231 (BURKE) MORGANTON POLICE JURISDICTION. H-REF TO COM ON LOC GOVT.
S. 232 (SURRY) ELKIN FIREMEN RETIREMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 236 (SAMPSON) CLINTON SUPPLEMENTAL RETIREMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 239 (RANDOLPH) FRANKLINVILLE ELECTION. H-REF TO COM ON LOC GOVT.
S. 241 (WILKES) SCHOOL PROPERTY CONVEYANCE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 243 (CHEROKEE) REGISTER,SHERIFF SALARIES. S-REPTD FAV.
S. 245 (LEE) SANFORD SCHOOL BOARD VACANCIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 250 (CLEVELAND) KINGS MTN. CITY COMM'RS. S-REPTD FAV.
S. 256 (HALIFAX) ROANOKE RAPIDS ELECTION. S-REPTD FAV.
S. 266 (CASWELL) WARRANTY DEEDS. S-REF TO COM ON JUDIC 1.
S. 268 (PERSON) ROXBORO STREET ASSESSMENTS. S-REF TO COM ON LOC GOVT.

#H. 36 (GASTON) MT. HOLLY COUNCIL SIZE.(3/17) RATIFIED - CHAPTER 102.
H. 63 (RICHMOND) ROCKINGHAM ABC FUNDS-MEMBERS.(3/13, 3/14) S-PASSED 2ND & 3RD READINGS.
H. 169 (NEW HANOVER, PENDER) HUNTING FROM PUBLIC ROADS.(3/03, 3/21) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT FOR CONCUR IN S-AMEND.
H. 176 (HENDERSON) SCHOOL BOARD ELECTIONS. S-PASSED 2ND & 3RD READINGS.
H. 206 (WILSON) NEW WILSON CHARTER.(3/14) S-REPTD FAV.
H. 229 (CABARRUS) COUNTY SCHOOL BONDS. S-REPTD FAV.
H. 232 (WILSON) WILSON FIREMEN RETIREMENT. S-PLACED ON CAL FOR MAR. 25.
H. 238 (NASH) AD. VAL. TAX DISCOUNTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 244 (WILKES) N WILKESBORO FIREMEN RETIREMENT. S-PASSED 2ND & 3RD READINGS.
H. 254 (GATES) NO BEARS TILL '73. S-PASSED 2ND & 3RD READINGS.
H. 264 (MOORE) ABERDEEN ABC-BEER-WINE ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 266 (VANCE) SCHOOL LANDS CONVEYANCE. S-PASSED 2ND & 3RD READINGS.
H. 282 (RANDOLPH) ASHEBORO SCHOOL BOARD RESIDENCE. H-REPTD FAV.
H. 283 (MECKLENBURG) CHARLOTTE FIREMEN'S FUND. S-REPTD FAV.
H. 284 (MECKLENBURG) CHARLOTTE CONTRACTS,PROMOTIONS. S-REPTD FAV.
H. 287 (ORANGE) SCHOOL BOARD RESIDENCE. S-PASSED 2ND & 3RD READINGS.
H. 288 (NORTHAMPTON) ABC FUND DISTRIBUTION. S-REF TO COM ON ABC.
H. 291 (VANCE) HENDERSON TOWNSHIP CONSTABLE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 292 (HOKE) FOX HUNTING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 295 (STOKES) PREPAYMENTS TAX DISCOUNTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 309 (HOKE, SCOTLAND) SINGLE SHOT VOTING. H-REPTD FAV.
H. 311 (ONSLOW) COUNTY COMM'RS TERMS-NUMBER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 312 (PITT) GREENVILLE UTILITIES COMM'N PAY.(3/21) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 324 (TYRRELL) SCHOOL BOARD INCREASE. S-REF TO COM ON EDUCATN.

H. 325 (BEAUFORT) HUNTING WITH DOGS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 326 (DARE) MANTEO POLICE JURISDICTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 346 (ROCKINGHAM) GARBAGE DISPOSAL.(3/20) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 351 (ALAMANCE) ELON ORDINANCE PROCEDURE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 362 (LINCOLN) LINCOLNTON OFFICIALS' SALARIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 365 (NASH) COMPENSATE POWELL FOR INJURIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 368 (HARNETT) COATS MUNICIPAL ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 376 (ROBESON) FAIRMONT SCHOOL ANNEXATION. S-REF TO COM ON EDUCATN.
H. 381 (NEW HANOVER, ROBESON, WAKE) REMOVING UNAUTHORIZED VEHICLES. (3/21) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 411 (PASQUOTANK) PASQUOTANK RETIREMENT SYSTEM. H-REF TO COM ON LOC GOVT.
H. 412 (ASHE) EXTEND JEFFERSON CORP. LIMITS. H-REF TO COM ON LOC GOVT.
H. 416 (COLUMBUS) WHITEVILLE SCHOOL BOARD. H-REF TO COM ON LOC GOVT.
H. 417 (FORSYTH) OPEN SPACE LAND. H-REF TO COM ON LOC GOVT.

****

NEXT SESSIONS OF SENATE:

9:30 a.m., Saturday, March 22, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, March 24, 1969.

NEXT SESSIONS OF HOUSE:

10:00 a.m., Saturday, March 22, 1969, for the consideration
8:00 p.m., Monday, March 24, 1969.

#

G41
25:1969/49
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh

N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 49 -375- MONDAY, MARCH 24, 1969

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, March 22, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 275 Financial respons. proof exclusion (Iden. H 142) GS 20
Introducer: Kirby Sent to INSUR

"To amend G. S. 20-17.1(b), G. S. 20-23.1, G. S. 20-141.3(f), G. S. 20-279.13(c), G. S. 20-279.14, and G. S. 10-279.16(b), to remove therefrom provisions relative to furnishing proof of financial responsibility." Identical with H 142, digested in Bulletin No. 22, page 126.

S 276 Driving in right-hand lane GS 20
Introducer: Kirby Sent to HY SAFTY

"To amend G. S. 20-146(b) to require vehicles to be driven in the right-hand lane, or as close as practicable to the right-hand curb." Rewrites cited section to require all vehicles to be driven in right-hand lane then available for through traffic, except when overtaking and passing another vehicle, or when preparing for left turn, or when otherwise directed. (Now, only vehicles proceeding at less than normal speed are required to be driven in right-hand lane.)

S 277 SENC agriculture research APPROPRIATION
Introducers: Burney and S. Warren Sent to APPROPRN

"To appropriate funds to the North Carolina Department of Agriculture for the establishment of a research station emphasizing sweet potatoes, vegetable crops, and small fruits to serve North Carolina, and to be located in one of the southeastern counties named herein." As title indicates, to be established in one of the following counties: Duplin, Onslow, Pender, Sampson or Wayne. Appropriates from General Fund $256,100, to be divided as follows:

Land (250 acres) 250 at $500		$125,000
Office building	$ 30,000	
Implement shed, shop	16,000	
Foreman's dwelling	18,000	
Worker's dwellings (2)	28,500	
Fertilizer & pesticide storage	14,000	
Land development	18,600	
Well & water system	6,000	
TOTAL	$131,100	$125,000
GRAND TOTAL	$256,100	

Provides that if funds not expended during biennium, not to revert to General Fund but to remain available for purposes provided.

S 280 Voting corporate stock — GS 55
Introducer: Bailey — Sent to JUDIC 1

"Amending S. S. 55-67(b) relating to the voting of corporate stock." Rewrites cited section concerning right of corporation to vote shares of its own stock held by it or by subsidiary in a fiduciary capacity as follows: When the corporation is electing directors (1) when corporation or subsidiary is sole fiduciary, shares shall not be voted by registered owner unless under terms of instrument creating fiduciary relationship, or under court order, manner in which shares shall be voted may be determined by some other person(s) who directs how such shares shall be voted and (2) when corporation or subsidiary is co-fiduciary with some other person(s), the other person(s) may vote the shares as if he (or they) were the sole fiduciary; in all other matters submitted to vote at shareholder meetings, shares held in fiduciary capacity may be voted by registered owner(s), unless instrument creating fiduciary relationship provides otherwise. (Now, section provides that where corporation holds stock directly or indirectly in fiduciary capacity, such stock may be voted by independent trustee appointed by resident judge.) Makes no change in prohibition against voting other treasury stock.

S 281 Warren forestry building — APPROPRIATIONS
Introducer: Allsbrook — Sent to APPROPRN

"Appropriating funds to the Department of Conservation and Development for the construction and equipping of a forestry headquarters building in Warren County." As title indicates, appropriates $10,200 from General Fund. Effective July 1, 1969.

S 283 Tobacco research appropriation (Iden. H 421) — APPROPRIATIONS
Introducer: Harrington — Sent to APPROPRN

"Appropriating funds to the North Carolina State University agricultural experiment station for support of research in the Biological and Agricultural Engineering Department for protection of tobacco products." Appropriates from General Fund to NC State University Agricultural Experiment Station $150,000 for each year of 1969-71 biennium to be used exclusively in Biological and Agricultural Engineering Dep't for research and experiementation with tobacco and tobacco products for purpose of producing tobacco products with reduced nicotine and tar content and lowered burning temperature or other characteristics likely to improve commercial marketability. Funds unused by July 1, 1971 revert to General Fund.

S 284 Surrender of chauffeur's licenses — GS 20
Introducer: Poovey — Sent to HY SAFTY

"To amend G. S. 20-20 to clarify the same relative to a chauffeur's license." Amends cited section to require any person whose vehicle or chauffeur's license is cancelled, revoked or suspended, to surrender to Dep't of MV all vehicle and chauffeur's licenses and duplicates held by him. (Now, applies only to vehicle licenses and surrender.)

HOUSE

H 418 (Joint Resolution) Honoring Huffman — MISC RES
Introducer: Fulton — Passed and sent to SENATE

"Honoring Robert O. Huffman." As title indicates.

H 421 Tobacco research appropriation (Iden. S 283) — APPROPRIATION
Introducers: Eagles and S. Johnson — Sent to APPROPRN

"Appropriating funds to the North Carolina State University Agricultural Experiment Station for support of research in the Biological and Agricultural Engineering Department for protection of tobacco products." Identical with S 283, digested above in today's bulletin.

H 422 Child's year support — GS 30
Introducer: Gentry — Sent to JUDIC 1

"To increase from three hundred dollars ($300.00) to five hundred dollars ($500.00) the amount of a child's yearly allowance for support alloted from a parent's estate." Amends GS 30-17 to increase to $500 (now, $300) the allowance required to be given for support of children under 18 for year ensuing after death, from estate, of person who stood in relationship of in loco parentis to children. Effective only with respect to estates of persons dying on or after ratification of act.

LOCAL BILLS INTRODUCED

SENATE

S 278 Farmville corporate limits — PITT
Introducer: V. White — Sent to LOC GOVT

"To amend Chapter 36 of the Session Laws of 1965 relating to the corporate limits of the Town of Farmville." Extends Farmville corporate boundaries to include territory described in act by metes and bounds.

S 279 Farmville town manager — PITT
Introducer: White — Sent to LOC GOVT

"To provide for an election in the Town of Farmville on the question of amending the Town Charter to establish the office of Town Manager." Provides for local special referendum in Farmville on date of 1969 regular Town election on issue of whether or not to have Town Manager and manager form of government. New registration not required and notice provisions and form of ballot question set out. Favorable vote on Town Manager makes section of Act relating to Town Manager effective July 1, 1969: Rewrites SL 1965 Ch. 36, Secs. 13 - 18 to provide for appointment of Town Manager as Town administrative head by Town Comm'rs and to set out Manager's powers and duties; Manager appoints and removes all Town employees (except Town Attorney, who remains appointed by and directly responsible to Town Board). Enables Town Comm'rs to consolidate all or parts of offices and functions of Town Clerk, Tax Collector, and Treasurer.

S 282 Roanoke Rapids council terms — HALIFAX
Introducer: Allsbrook — Sent to LOC GOVT

"Providing for the determination of the tenure of office for members of the city council of the City of Roanoke Rapids." Requires special election on same date as 1969 municipal election on whether tenure of office of members of city council to be two or four years with staggered terms. Requires no new registration and election to be held in accordance with laws governing municipal elections. Sets out ballot form. Provides that if 4-year term approved then two members receiving largest vote in 1971 election to serve 4-year term and two remaining members to serve 2-year term, with all subsequent terms to be 4-years. Provides if 4-year term disapproved then all members of city council to run in each biennial election. Provides that this act shall not affect previously introduced legislation providing for election of mayor of Roanoke Rapids by direct vote.

HOUSE

H 419 Pender officials salaries — PENDER
Introducer: Moore — Sent to LOC GOVT

"Amending Chapter 456 of the 1965 Session Laws relating to the salaries of certain officials of Pender County." Amends cited chapter to provide that each member of Board of Comm'rs and Board of Education of Pender County receive $20 for attendance at each meeting and for each day spent performing official duties (now $15).

H 420 Additional judges and solicitors — BUNCOMBE
Introducers: Harkins, Stevens, DeBruhl and Beam — Sent to COURTS

"To authorize the Board of County Commissioners of Buncombe County to appoint additional judges and prosecuting officers for the General County Court." Authorizes Buncombe County Commissioners to appoint one or more additional judges and prosecuting attorneys for the General County Court and to fix terms and compensation of persons appointed. Provides that any defendant in criminal action before General County Court may demand jury trial and have case transferred to Superior Court.

H 423 Reactivate charter of Arapahoe — PAMLICO
Introducer: R. Godwin — Sent to LOC GOVT

"To re-activate the charter of the Town of Arapahoe and to appoint the mayor and commissioners." As title indicates. Authorizes named persons to assume offices immediately and to serve until next municipal election as provided by Town Charter.

H 424 Hickory registration commissioner — CATAWBA
Introducer: Warlick — Sent to LOC GOVT

"To amend the charter of the City of Hickory to provide for the appointment of a special registration commissioner for city elections." Permits city council to appoint city clerk or other city employee to register any qualified voter applying at office of city manager during business hours at any time of year except for period between closing of registration books as presently required by section 2.32(c) of charter (SL 1961, Ch. 323) and date of municipal election. Provides for entering of names of persons registering on ward registration books and for compensation for registration comm'r. Effective July 1, 1969.

H 425 Red Springs city-manager ROBESON
Introducer: R. McMillan Sent to LOC GOVT

"To authorize the governing body of the Town of Red Springs, North Carolina, to appoint a city manager and to prescribe his powers and duties." Authorizes governing board to appoint a manager who may be non-resident at time of appointment and sets out the powers and duties of such manager. Authorizes board to set salary.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 125 General Assembly time of meeting (digested in Bulletin No. 28, p. 169).
Provides that regular session of General Assembly shall be held on first Tuesday of February after each legislative election (now, 1st Wednesday after 2nd Monday in January except after election of Governor, when session to begin on 2nd Wednesday in February).

S 222 Driving on suspended license (digested in Bulletin No. 42, p. 302).
Technical amendment adopted in Senate 3/24/69, and amendment also adopted in Senate 3/24/69 making clear that additional period of revocation is to commence after initial period of revocation has been completed.

S 237 Probationary driver licenses (digested in Bulletin No. 44, p. 321).
Technical amendment adopted in Senate 3/24/69.

HOUSE

H 155 Workmen's comp. approved doctors (digested in Bulletin No. 23, p. 135; earlier amendment of 3/7/69 digested in Bulletin No. 38, p. 260).
Floor amendment adopted in Senate 3/24/69 adding Georgia to list of states whose duly licensed physicians are qualified to treat workman's compensation claimants in North Carolina.

H 381 Removing unauthorized vehicles (digested in Bulletin No. 46, p. 339).
Adds Orange County.

SENATE AND HOUSE CALENDAR ACTION MAR.24,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 72 SEED LAW FUNDS COLLECTION. RATIFIED - CHAPTER 105.
S. 125 GENERAL ASSEMBLY TIME OF MEETING.(3/24) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO CONCUR IN H-AMEND.
S. 222 DRIVING ON SUSPENDED LICENSE.(3/24) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 223 SMALL TRAILER SAFETY INSPECTION. H-REF TO COM ON HY SAFTY.
S. 237 PROBATIONARY DRIVER LICENSES.(3/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READING; S-SENT TO HOUSE.
#S. 261 (J.RES.) HONORING PHILIP J WEAVER. RATIFIED - RES 33.
S. 275 FINANCIAL RESPONS. PROOF EXCLUSION. S-REF TO COM ON INSUR.
S. 276 DRIVING IN RIGHT-HAND LANE. S-REF TO COM ON HYSAFTY.
S. 277 SENC AGRICULTURE RESEARCH. S-REF TO COM ON APPROPRN.
S. 280 VOTING CORPORATE STOCK. S-REF TO COM ON JUDIC 1.
S. 281 WARREN FORESTRY BUILDING. S-REF TO COM ON APPROPRN.
S. 283 TOBACCO RESEARCH APPROPRN. S-REF TO COM ON APPROPRN.
S. 284 SURRENDER OF CHAUFFEUR'S LICENSES. S-REF TO COM ON HY SAFTY.

H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14, 3/21) S-REF TO COM ON LOC GOVT.
H. 66 ASSAULTING POLICE AND FIREMEN.(3/20, 3/21) S-REF TO COM ON JUDIC 1.
H. 71 PASSING HORSES ON HIGHWAY.(3/21) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 152 INVESTMENT TRUST 8% INTEREST.(2/27) S-PASSED 2ND AND 3RD READINGS.
H. 155 WORKMEN'S COMP. APPROVED DOCTORS.(3/07, 3/24) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
H. 158 TRUCK LENGTH EXTENSION. S-PASSED 2ND & 3RD READINGS.
H. 174 OATH-COUNTY ELECTION BOARD.(3/19) S-PLACED ON CAL FOR MAR. 25.
H. 188 PURPOSES OF CERTAIN COLLEGES. S-PASSED 2ND & 3RD READINGS.
H. 193 PURPOSES OF PEMBROKE COLLEGE. S-PASSED 2ND & 3RD READINGS.
H. 223 INCREASE UNIFORM JAIL FEES TO $3. S-REF TO COM ON COURTS.
H. 237 COUNTY AMBULANCE COMMISSION. S-REF TO COM ON LOC GOVT.
H. 263 TAKING WILDLIFE-ARTIFICIAL LIGHT.(3/07) S-PLACED ON CAL FOR MAR. 25.
#H. 271 PROMOTING AGRICULTURAL PRODUCTS.(3/18) RATIFIED - CHAPTER 111.

H. 294 41ST HOUSE DIST.- NUMBERED SEAT. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 310 MUNICIPAL OFFICIAL RESIDENCE. S-PASSED 2ND & 3RD READINGS.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21) S-REF TO COM ON JUDIC 2.
#H. 388 (J.RES.) HONORING LEAGUE OF WOMEN VOTERS. RATIFIED - RES.31.
#H. 389 (J.RES.) HONORING LAURIE MCEACHERN. RATIFIED - RES 32.
H. 418 (J.RES.) HONORING HUFFMAN. H-PASSED 2ND & 3RD READINGS; H-SENT TO HOUSE; S-PASSED 2ND & 3RD READINGS.
H. 421 TOBACCO RESEARCH APPROPRIATION. H-REF TO COM ON APPROPRN.
H. 422 CHILD'S YEAR SUPPORT. H-REF TO COM ON JUDIC 1.

LOCAL BILLS

S. 162 (DAVIDSON) THOMASVILLE SCHOOL LAND.(3/21) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 169 (ONSLOW) JAX CORPORATE LIMITS EXTENDED. H-PASSED 3RD READING.
S. 213 (SAMPSON) GARLAND ABC ELECTION. H-REF TO COM ON ABC.
S. 224 (JOHNSTON) SPECIAL TAX-ACCOUNTANT ETC.. H-REF TO COM ON FINANCE.
S. 225 (JOHNSTON) GARBAGE DISPOSAL. H-REF TO COM ON LOC GOVT.
S. 232 (SURRY) ELKIN FIREMEN RETIREMENT. H-REF TO COM ON LOC GOVT.
S. 236 (SAMPSON) CLINTON SUPPLEMENTAL RETIREMENT. H-REF TO COM ON LOC GOVT.
S. 241 (WILKES) SCHOOL PROPERTY CONVEYANCE. H-REF TO COM ON LOC GOVT.
S. 243 (CHEROKEE) REGISTER,SHERIFF SALARIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 245 (LEE) SANFORD SCHOOL BOARD VACANCIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 250 (CLEVELAND) KINGS MTN. CITY COMM'RS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 256 (HALIFAX) ROANOKE RAPIDS ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 278 (PITT) FARMVILLE CORPORATE LIMITS. S-REF TO COM ON LOC GOVT.
S. 279 (PITT) FARMVILLE TOWN MANAGER. S-REF TO COM ON LOC GOVT.
S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS. S-REF TO COM ON LOC GOVT.

H. 169 (NEW HANOVER, PENDER) HUNTING FROM PUBLIC ROADS.(3/03, 3/21) H-CONCURRED IN S-AMENDMENT.
#H. 200 (FRANKLIN) LITTLETON TOWN PROPERTY.(3/13) RATIFIED - CHAPTER 106.
H. 206 (WILSON) NEW WILSON CHARTER.(3/14) S-PASSED 2ND READING.
H. 229 (CABARRUS) COUNTY SCHOOL BONDS. S-PASSED 2ND READING.
H. 238 (NASH) AD. VAL. TAX DISCOUNTS. S-REF TO COM ON LOC GOVT.
#H. 253 (CHOWAN) EDENTON POLLING PLACES. RATIFIED - CHAPTER 108.
#H. 261 (JONES) PISTOL PERMITS. RATIFIED - CHAPTER 109.
#H. 270 (CURRITUCK) COUNTY COMMISSIONERS' PAY. RATIFIED - CHAPTER 110.
#H. 274 (ROBESON) MAXTON CITY MANAGER. RATIFIED - CHAPTER 107.

H. 282 (RANDOLPH) ASHEBORO SCHOOL BOARD RESIDENCE. H-PASSED 2ND AND 3RD READINGS; H-SENT TO SENATE.
H. 283 (MECKLENBURG) CHARLOTTE FIREMEN'S FUND. S-PASSED 2ND & 3RD READINGS.
H. 284 (MECKLENBURG) CHARLOTTE CONTRACTS,PROMOTIONS. S-PASSED 2ND & 3RD READINGS.
H. 291 (VANCE) HENDERSON TOWNSHIP CONSTABLE. S-REF TO COM ON COURTS.
H. 292 (HOKE) FOX HUNTING. S-REF TO COM ON WILDLIFE.
H. 295 (STOKES) PREPAYMENTS TAX DISCOUNTS. S-REF TO COM ON LOC GOVT.
H. 309 (HOKE, SCOTLAND) SINGLE SHOT VOTING. H-PASSED 2ND READING.
H. 311 (ONSLOW) COUNTY COMM'RS TERMS-NUMBER. S-REF TO COM ON LOC GOVT.
H. 312 (PITT) GREENVILLE UTILITIES COMM'N PAY.(3/21) S-REF TO COM ON LOC GOVT.
H. 325 (BEAUFORT) HUNTING WITH DOGS. S-REF TO COM ON LOC GOVT.
H. 326 (DARE) MANTEO POLICE JURISDICTION. S-REF TO COM ON LOC GOVT.
H. 346 (ROCKINGHAM) GARBAGE DISPOSAL.(3/20) S-REF TO COM ON LOC GOVT.
H. 351 (ALAMANCE) ELON ORDINANCE PROCEDURE. S-REF TO COM ON LOC GOVT.
H. 362 (LINCOLN) LINCOLNTON OFFICIALS' SALARIES. S-REF TO COM ON LOC GOVT.
H. 365 (NASH) COMPENSATE POWELL FOR INJURIES. S-REF TO COM ON JUDIC 2.
H. 368 (HARNETT) COATS MUNICIPAL ELECTION. S-REF TO COM ON LOC GOVT.
H. 381 (NEW HANOVER, ROBESON, WAKE) REMOVING UNAUTHORIZED VEHICLES. (3/21, 3/24) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 419 (PENDER) PENDER OFFICIALS SALARIES. H-REF TO COM ON LOC GOVT.
H. 420 (BUNCOMBE) ADDITIONAL JUDGES AND SOLICITORS. H-REF TO COM ON COURTS.
H. 423 (PAMLICO) REACTIVATE CHARTER OF ARAPAHOE. H-REF TO COM ON LOC GOVT.
H. 424 (CATAWBA) HICKORY REGISTRATION COMM'R. H-REF TO COM ON LOC GOVT.
H. 425 (ROBESON) RED SPRINGS CITY-MANAGER. H-REF TO COM ON LOC GOVT.

****

Next sessions of Senate and House:

12 noon, Tuesday, March 25, 1969.

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/50
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 50 -385- TUESDAY, MARCH 25, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 285 Alcoholic Rehabilitation Foundation — GS 18, 122
Introducers: Larkin and others — Sent to MENTAL H

"To establish the North Carolina Foundation on Alcoholic Rehabilitation." Creates named foundation, composed of 9 members appointed as follows: three appointed by Governor for 3-year terms (only one may be member General Assembly); three appointed by Pres. of Senate for 2-year terms (only one may be Senator); three appointed by Speaker of House for 1-year terms (only one may be member of House). After initial terms expire, successors to be appointed for 3-year terms. No member may serve for more than 2 consecutive terms. Makes Lieut. Governor ex officio member. Vacancies to be filled for unexpired term by person authorized to make appointments. Provides that Lieut. Governor to call first meeting before Aug. 15, 1969 and preside until members elect chairman. Five members constitute quorum but chairman votes only in ties. Authorizes Foundation to adopt appropriate by-laws. Sets out Foundation's duties as: developing local programs for control of alcoholic problems; promote educational efforts of local ABC boards; disseminating information on alcoholism; developing youth programs; studying treatment methods of alcoholism; cooperating with other State agencies on alcoholic problems; studying use and abuse of alcoholic beverages as requested by General Assembly (and to report findings to General Assembly). Authorizes Foundation to contract with other governmental or private agencies to carry out purposes; make grants primarily to help local ABC boards develop programs for local needs; acquire necessary property; accept any available funds and services; appoint, with approval of Governor, professional advisory board to assist it in its duties. Provides that General Assembly shall fix Foundation members' compensation along with reimbursement for expenses. Provides that Foundation may employ Executive Director and staff (exempted from State Personnel Act) and may engage necessary consultants. Provides that State Auditor shall make annual audit and report to Governor and Foundation, and that Foundation to make annual report of its activities to Governor for submission to General Assembly. Effective July 1, 1969.

S 286 Alcoholic Rehab. Foundation funds — APPROPRIATION, GS 18, 122
Introducers: Larkins and others — Sent to MENTAL H

"To amend G. S. 18-39(3) so as to provide funds for the North Carolina Foundation on Alcoholic Rehabilitation." Amends GS 18-39(3) to provide that county and municipal ABC boards report 5¢ ad-on per bottle of alcoholic beverage to State Treasurer. 1/2 of funds reported to be remitted to State Treas. to credit of NC Foundation on Alcoholic Rehabilitation for use as prescribed by Act creating the Foundation (S 285) (now, entire 5¢ per bottle ad-on remitted

to State Treas. for General Fund). Remaining half to remain with local ABC board for alcohol education, rehabilitation and research uses as determined by local board. Funds retained by local boards and not expended or budgeted by end of each year to be forwarded to State Treas. to be allocated to NC Foundation on Alcoholic Rehabilitation. Effective July 1, 1969.

S 287 Retired fed. emp. tax exemption — GS 105
Introducer: Bailey — Sent to FINANCE

"To amend G. S. 105-141(b) to exempt from taxation retirement benefits received by certain retired federal employees." Amends cited section by exempting from "gross income" (and therefore taxation) up to $3,000 of federal employee retirement income. Retired employee must have made contributions to program during working years. Effective January 1, 1969.

S 288 Person Technical Institute (Iden. H 435) — APPROPRIATION, GS 115A
Introducer: Allen — Sent to APPROPRN

"To make an appropriation to the State Board of Education for the purpose of establishing and financing a technical institute extension unit in Person County." Appropriates $195,000 from General Fund in fiscal year 1970-71 to State Board of Education to provide funds to establish and operate technical institute extension unit in Person, under terms of contract to be entered into between State Board and Person school board; contract to be substantially like contracts entered into under authority of GS 115A-5.

S 290 (Joint Resolution) Congratulating Whiteville hoop team — MISC RES
Introducer: Robinson — Passed and sent to HOUSE

"Congratulating and commending the coach and players of the Whiteville High School's basketball team for their performance and sportsmanship in winning the State 2A conference basketball championship." As title indicates.

HOUSE

H 426 (Joint Resolution) Presidential nomination comm'n — STUDY COMMISSION
Introducers: Short and others — Sent to RULES

"Creating the Commission on Presidential Nomination Procedure." Creates named commission, to consist of 5 members appointed by President of Senate, 5 appointed by Speaker of House, and 5 appointed by Governor, the appointees of each officer being required to include at least one person from each political party qualified on July 1, 1969, under State law to have candidate on ballot in 1972 election. Provides members to be appointed on July 1, 1969, or as soon as practicable thereafter. Provides for filling of vacancies on commission and for officers of commission. Directs commission to study Presidential nomination procedures in NC and other states to determine if change advisable in NC procedures, to solicit comments and information from leaders of each of major parties in NC, and to, on or before Jan. 1, 1971, file with Governor, for transmittal to General Assembly, written report; if legislation recommended, commission to prepare and submit with its report appropriate bills. Authorizes commission to hold meetings, adopt rules, employ staff, and directs all state departments and agencies to provide commission with pertinent information. Provides that commission members not officers and employees of State to receive compensation of $15 per day and reimbursement for travel and subsistence expenses actually incurred (per GS 138-5(b) rates), and that expenses of commission to be paid from Contingency and Emergency Fund, per GS 143-12. Provides for termination of commission and transmittal to Legislative Library of its report.

H 429 Tax exemption-persons over 65 — GS 105, CONSTITUTION
Introducers: C. Taylor and Jemison — Sent to CONSTUTN

"To amend Article V, Section 5, of the Constitution of North Carolina to grant an exemption of two thousand dollars ($2,000.00) from ad valorem taxation upon the residence of persons of the age of sixty-five years and older." Adds new sentence to NC Constitution Art. V, Sec. 5, exempting from taxation first $2,000 of appraised value of principal residence of persons 65 or older, domiciled in NC; provides that if residence owned by husband and wife by entireties, exemption allowed if either 65 or older. Directs amendment be submitted to qualified voters of State at next general election, sets out form of ballot, and in event amendment passes, directs Governor to certify and Sec'y. of State to enroll the amendment.

Amends GS 105-296 by adding new subparagraph (13) (present subparagraph 13 to be renumbered 14), implementing the amendment and providing that where person occupies portion of property as home and uses portion for other use, $2,000 exemption to be applied only against portion of appraised value attributable to portion used as home. Applicable to tax years beginning after date on which Governor certifies amendment to Sec'y. of State and amendment to GS 105-296 not effective unless amendment passes.

H 430 Daylight savings time exemption — GS 130
Introducer: Covington — Sent to JUDIC 1

"To exempt North Carolina from the federal act making daylight savings time mandatory." As title indicates, exempts State from subsection (a) of Sec. 3 of US Public Law 89-387.

H 431 Sales tax refund — GS 105
Introducers: Snyder and Hege — Sent to FINANCE

"Authorizing a refund of sales taxes paid by the First Baptist Church of Lexington." Requires Revenue Commissioner to refund 1967 sales taxes amounting to $299.85 to First Baptist Church of Lexington, without regard to provisions of GS 105-164.14(b) (relating to filing dead lines).

H 433 Tax exemption-ret. fed. employees (Iden. S 287) — GS 105
Introducer: R. Godwin — Sent to FINANCE

"To amend G. S. 105-141(b) to exempt from taxation retirement benefits received by certain retired federal employees." Identical with S 287, digested above in today's bulletin.

H 434 Gasoline tax refunds-rescue squads — GS 105
Introducers: Messer and Chase — Sent to FINANCE

"To amend Chapter 105 of the General Statutes to provide for motor fuel tax refunds to non-profit rescue squads." Amends GS 105-446.1 to add non-profit rescue squads to agencies entitled to refund of 6¢ per gallon of tax levied on gasoline by GS 105-434. Refund dependent upon sworn statement of designated squad officer as to gas purchased on which GS 105-434 tax has been paid.

H 435 Person Technical Institute (Iden. s 288) GS 115A, APPROPRIATION
Introducer: J. Ramsey Sent to APPROPRN

"To make an appropriation to the State Board of Education for the purpose of establishing and financing a technical institute extension unit in Person County." Identical with S 288, digested above in today's bulletin.

H 436 Pres. Electors-duties and resig. GS 163
Introducer: Carson Sent to ST GOVT

"To amend Chapter 163 of the General Statutes so as to set forth the duties of Presidential electors and to provide methods for their resignation." Amends GS 163-210 ("Governor to proclaim results; casting State's vote for President and Vice-President") by adding provision that prior to receipt by Governor from Sec'y of State of names of persons elected to office of Presidential elector or within 48 hours afterward, any elected elector may submit resignation to Governor; failure to do so signifies consent to serve and cast vote for candidate of political party which nominated him. Further amends GS 163-210 by adding "resignation" to conditions where electors elect sufficient numbers of persons to fill deficiency from citizens of State (now only absence and ineligibility). Re-writes GS 163-212 to add requirement that refusal or failure to vote for candidates of political party which nominated such elector shall constitute resignation from such office and remaining electors shall fill vacancy as provided by GS 163-210. Includes severability clause.

H 437 Sec'y, Eugenics Bd.-Pub. Welfare GS 35
Introducer: Barbee Sent to PUB WELF

"To rewrite G.S. 35-42 to provide that the Secretary of the Eugenics Board shall be an employee of the State Department of Public Welfare and shall be designated by the Commissioner of Public Welfare." As title indicates (now: Eugenics Board names its own secretary who cannot be member of Eugenics Board).

LOCAL BILLS INTRODUCED

SENATE

S 289 Lumberton school annexation vote ROBESON
Introducer: MacLean Sent to LOC GOVT

"To provide an election or referendum for a certain area in Robeson County on the question of whether or not it shall be annexed to the Lumberton City Administrative Unit and be subject to the school taxes levied in the Lumberton City Administrative Unit if so annexed." As title indicates. Gives metes and bounds of territory proposed to be annexed. Sets up detailed procedure for calling of referendum.

HOUSE

H 427 Plymouth corporate limits WASHINGTON
Introducers: Roberson and Burrus Sent to LOC GOVT

"To redefine and extend the corporate limits of the town of Plymouth, Washington County, North Carolina." As title indicates: describes territory by metes and bounds.

H 428 Loose-leaf voter registration — ASHE
Introducer: Barr — Sent to ELECTION

"To provide for a new registration of voters in Ashe County in lieu of and prior to setting up a loose-leaf system otherwise." Provides that before January 1, 1970 new registration of voters be held in Ashe County and new voter list be placed in loose-leaf registration books. Authorizes Ashe Cty Bd. of Elections to fix dates of new registration period and that cost of registration be paid by Ashe Cty Bd. of Comm'rs. Provides that new registration to continue for periods of registration prior to primary and general elections of 1970 and that Bd. of Elections designate new registrars for townships, give proper notice of new registration, designate days and hours for new registration and provide for registration of disabled voters. All conflicting laws repealed or suspended during registration period.

H 432 Bd. of education election — YADKIN
Introducer: Haynes — Sent to EDUCATN

"To provide for the election of the Board of Education of Yadkin County." Provides for 7-member bd. of education effective "on or about" 1st Monday of April composed of named persons. Provides that with 1970 county primary election and biennially afterward, vacancies to be filled in non-partisan election held at same time as regular primary election, and that any registered resident voter may file as candidate for board for $5, without declaring political affiliation. Provides for separate ballot and for candidates with highest number of votes to be declared elected for 4-year terms. Provides for filling vacancies between elections.

H 438 Asheboro school lease — RANDOLPH
Introducers: Garner and Blake — Sent to EDUCATN

"To amend G. S. 115-126 so as to authorize the Asheboro city board of education in Randolph County to lease school facilities to the City of Asheboro for a term of twenty-five years." As title indicates, for property described by metes and bounds. Provides that lease must permit Asheboro to sublease, and if sublease, proceeds to go to school board, less expenses of Asheboro prior to subleasing.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 132 Egg law quality standards (Iden. H 211) (Digested in Bulletin No. 29, page 177).
Floor amendment adopted in House 3/25/69 providing that act not to apply to or effect any pending litigation.

S 191 Municipal redevelopment funding (Digested in Bulletin No. 39, page 266).
Technical amendment adopted in Senate 3/25/69.

HOUSE

H 263 Taking wildlife - artificial light (digested in Bulletin No. 36, p. 238).
Floor amendment adopted in Senate 3/25/69 limiting application of act to actual taking of animals or birds from various forms of conveyance (original bill covered even situations where various forms of conveyance were used to facilitate taking).

SENATE AND HOUSE CALENDAR ACTION MAR.25,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 53 ABC ELECTIONS IN MUNICIPALITIES.(3/21) S-PASSED 2ND READING.
S. 125 GENERAL ASSEMBLY TIME OF MEETING.(3/24) S-FAILED TO CONCUR IN H AMEND; S-CONF COM APPOINTED.
#S. 130 CAPITAL BLDG AUTH--EXPANSION.(3/12) RATIFIED - CHAPTER 112.
S. 132 EGG LAW-QUALITY STANDARDS.(3/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT FOR CONCUR.IN H-AMEND.
S. 144 DIST. BAR-MEMBERSHIP FEES. S-REPTD FAV AS AMENDED.
S. 160 COMPENSATION GENERAL ASSEMBLY. S-PASSED 2ND READING.
S. 171 EXPANDED MINIMUM WAGE COVERAGE. S-REPTD FAV AS AMENDED.
S. 173 WORKMEN'S COMP. BENEFITS INCREASE. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 191 MUNICIPAL REDEVELOPMENT FUNDING.(3/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 218 SAFE TIRES.(3/20) S-PASSED 2ND READING; S-PLACED ON CAL FOR MAR. 26.
S. 227 (J.RES.) COMMENDING CHANCELLOR CALDWELL.(3/20) H-RATIFIED - RES.34.
S. 285 ALCOHOLIC REHAB. FOUNDATION. S-REF TO COM ON MENTAL HLTH.
S. 286 ALCHOLIC REHAB.FOUNDATION FUNDS. S-REF TO COM ON MENTAL HLTH.
S. 287 RETIRED FED.EMP.TAX.EXEMPTION. S-REF TO COM ON FINANCE.
S. 288 PERSON TECHNICAL INSTITUTE. S-REF TO COM ON APPROPRN.
S. 290 (J.RES.) CONGRATULATING WHITEVILLE HOOP TEAM. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

#H. 13 SCHOOL OFFICIALS GRAD INSTRUCTION. RATIFIED - CHAPTER 114.
H. 71 PASSING HORSES ON HIGHWAY.(3/21) S-REF TO COM ON HY SAFTY.
H. 111 CHAUFFEUR'S LICENSE. H-REPTD FAV.
#H. 132 CONFEDERATE WOMAN'S HOME. RATIFIED - CHAPTER 116.
#H. 135 GUILTY PLEA IN CAPITAL CASES. RATIFIED - CHAPTER 117.
#H. 147 ABC BOARD PROPERTY SALE. RATIFIED - CHAPTER 118.
H. 155 WORKMEN'S COMP. APPROVED DOCTORS.(3/07, 3/24) H-CONCURRED IN S-AMENDMENT.
H. 174 OATH-COUNTY ELECTION BOARD.(3/19) S-PLACED ON CAL FOR MAR 26.
H. 190 FUNERAL AND BURIAL TRUST FUNDS. H-PASSED 2ND READING.
#H. 195 70 MPH MAXIMUM-CERTAIN HIGHWAYS. H-REPTD UNFAV.
#H. 199 CONVICTION DEFINITION. H-REPTD UNFAV.
H. 233 SLOW MOVING VEHICLES: REFLECTORS. H-REPTD FAV AS AMENDED.
H. 263 TAKING WILDLIFE-ARTIFICIAL LIGHT.(3/07, 3/25) S-AMENDMENT H ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO CONCUR IN S-AMEND.
H. 294 41ST HOUSE DIST.- NUMBERED SEAT. S-REF TO COM ON ST GOVT.
H. 314 STATE SURPLUS FUNDS INVESTMENT. RATIFIED - CHAPTER 125.
H. 330 AUTO INSPECTION-30 DAY GRACE. H-REPTD FAV AS AMENDED.

H. 352 REAL ESTATE LICENSING REVISIONS. H-PASSED 2ND READING.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS. H-PLACED ON CAL FOR MAR. 27.
H. 380 REGISTRATION PLATES - COMMISSIONS. H-REPTD FAV.
H. 426 (J.RES.) PRESIDENTIAL NOMINATION COMM'N. H-REF TO COM ON RULES.
H. 429 TAX EXEMPTION-PERSONS OVER 65. H-REF TO COM ON COURTS.
H. 430 DAYLIGHT SAVINGS TIME EXEMPTION. H-REF TO COM ON JUDIC 1.
H. 431 SALES TAX REFUND. H-REF TO COM ON FINANCE.
H. 433 TAX EXEMPTION - RET.FED.EMPLOYEES. H-REF TO COM ON FINANCE.
H. 435 PERSON TECHNICAL INSTITUTE. H-REF TO COM ON APPROPRN.
H. 436 PRES.ELECTORS - DUTIES & RESIGN. H-REF TO COM ON ST GOVT.
H. 437 SEC'Y,EUGENICS BD.-PUB.WELFARE. H-REF TO COM ON PUB WELF.

LOCAL BILLS

#S. 154 (GASTON) MUNICIPAL ELECTIONS. RATIFIED - CHAPTER 113.
S. 162 (DAVIDSON) THOMASVILLE SCHOOL LAND.(3/21) H-REF TO COM ON LOC GOVT.
S. 243 (CHEROKEE) REGISTER,SHERIFF SALARIES. H-REF TO COM ON LOC GOVT.
S. 245 (LEE) SANFORD SCHOOL BOARD VACANCIES. H-REF TO COM ON EDUCATN.
S. 250 (CLEVELAND) KINGS MTN. CITY COMM'RS. H-REF TO COM ON LOC GOVT.
S. 256 (HALIFAX) ROANOKE RAPIDS ELECTION. H-REF TO COM ON LOC GOVT.
S. 289 (ROBESON) LUMBERTON SCHOOL ANNEXATION VOTE. S-REF TO COM ON LOC GOVT.

#H. 63 (RICHMOND) ROCKINGHAM ABC FUNDS-MEMBERS.(3/13, 3/14) RATIFIED - CHAPTER 115.
#H. 176 (HENDERSON) SCHOOL BOARD ELECTIONS. RATIFIED - CHAPTER 119.
H. 206 (WILSON) NEW WILSON CHARTER.(3/14) S-PASSED 3RD READING.
H. 229 (CABARRUS) COUNTY SCHOOL BONDS. S-PASSED 3RD READING.
H. 232 (WILSON) WILSON FIREMEN RETIREMENT. S-PASSED 2ND & 3RD READINGS.
H. 244 (WILKES) N WILKESBORO FIREMEN RETIREMENT. RATIFIED - CHAPTER 120.
#H. 254 (GATES) NO BEARS TILL '73. RATIFIED - CHAPTER 121.
#H. 264 (MOORE) ABERDEEN ABC-BEER-WINE ELECTION. RATIFIED - CHAPTER 122.
#H. 266 (VANCE) SCHOOL LANDS CONVEYANCE. RATIFIED - CHAPTER 123.
H. 282 (RANDOLPH) ASHEBORO SCHOOL BOARD RESIDENCE. S-REF TO COM ON LOC GOVT.
#H. 287 (ORANGE) SCHOOL BOARD RESIDENCE. RATIFIED - CHAPTER 124.
H. 299 (DUPLIN) HUNTING FROM PUB ROADS. H-REPTD FAV AS AMENDED.
H. 309 (HOKE, SCOTLAND) SINGLE SHOT VOTING. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 335 (GUILFORD) GREENSBORO CHARTER AMENDMENT. S-REPTD FAV AS AMENDED.
H. 407 (WILKES) DEPREDATION OF DOMESTIC FOWLS. H-REPTD FAV.
H. 427 (WASHINGTON) PLYMOUTH CORPORATE LIMITS. H-REF TO COM ON LOC GOVT.
H. 428 (ASHE) LOOSE-LEAF VOTER REGISTRATION. H-REF TO COM ON ELECTION.
H. 432 (YADKIN) BD.OF EDUCATION ELECTION. H-REF TO COM ON EDUCATN.
H. 438 (RANDOLPH) ASHEBORO SCHOOL LEASE. H-REF TO COM ON EDUCATN,

****

Next Sessions of Senate and House: 12 noon, Wed., March 26, 1969.

G41
25:1969/51
c.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 51 -393- WEDNESDAY, MARCH 26, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 291 10% State employees pay hike (Iden. H. 439) APPROPRIATION
Introducers: Bailey and Coggins Sent to APPROPRN

"To appropriate sufficient funds to provide a 10% salary increase for State employees for the fiscal year 1969-70, and an additional 10% salary increase for the fiscal year 1970-71." Appropriates out of General Fund to provide salary increases for State employees subject to State Personnel Act, $17,115,780 for fiscal year 1969-70 and $35,133,246, for fiscal year 1970-71. Appropriates out of State Highway Fund for increases to Highway Fund employees $9,958,428 for fiscal year 1969-70 and $19,951,282 for fiscal year 1970-71. Authorizes Director of Budget to use funds appropriated to increase salaries of employees 10% each fiscal year (including retirement and social security contributions); funds remaining may be transferred from Salary Increases of State Employees Subject to Personnel Act, to Salary Adjustments of State Employees. Provides Act to apply to increase salaries paid out of special funds or sources other than tax revenues, provided necessary funds made available from operations or from sponsoring agents. Provides that salaries paid partially from General Fund and partially from other sources to be increased from General Fund appropriation only to extent proportionate part paid from General Fund. Provides that salary increases for employees whose salaries paid from receipts received from self-supporting activities contingent upon availability of funds out of receipts, availability to be determined by Director of Budget. Provides that increases not to affect eligibility for automatic and/or merit salary increments. Provides that relative positions of pay scales and positions to remain same. Effective July 1, 1969, and not to apply to persons whose last work day prior to that date.

S 293 C & D Board; Director (Iden. H 452) GS 113
Introducer: Burney Sent to CONS & DEV

"Amending Article I of Chapter 113 of the General Statutes relating to the Board of Conservation and Development and the Director thereof." Amends GS 113-4 by providing for 27 members of C & D Board (now 24). Rewrites GS 113-5 to provide that all present and future C & D Board members appointed by Governor and serve at his pleasure; Governor to designate one member as Chairman, or if Chairman not so named then Governor is Chairman. Provides that Governor shall try to appoint equal number of persons interested in conservation, development, and parks/tourist industry to Board. All members shall serve until successors appointed and qualified. (Now, all members serve for 4-year terms and may not be replaced until end of

term; interests of members not specified; provides for Governor's filling of vacancies).

Adds new GS 113-5.1 to require Gov'r to appoint Bd. member as Vice-Chairman, and require Chairman to appoint Sec'y to Bd. who need not be member of Bd. Provides that Chairman shall preside at Bd. meetings, appoint members of Bd. committees and designate chairmen of committees (after consulting Gov'r and C & D Dep't Director), and have full voting powers. Requires Vice-Chairman to act as Chairman in Chairman's absence and perform other duties given him by Chairman. Requires Sec'y to record votes, keep permanent record of minutes of Bd. meetings, and perform other duties given him by Chairman.

Amends GS 113-12 to give Director, with Bd's. approval, authority to establish new divisions in Dep't and appoint deputy and ass't directors of Dep't.

S 294 Four year terms for senators — CONSTITUTION
Introducer: Edwards — Sent to CONSTUTN

"To rewrite Article II, Section 27, of the North Carolina Constitution to provide that Senators shall be elected for terms of four years." Rewrites cited section (election of members of the General Assembly) providing at November, 1970 general election and every four years thereafter, Senators to be elected for 4-year terms; and at 1970 general election and every two years thereafter Representatives to be elected for two year terms. General Assembly may provide, consistent with other Constitutional provisions, for change in time and set out manner of holding its election. Provides for submission of amendment to voters of State at next general election and sets out ballot language. Provides, upon passage of amendment, for certification and enrollment. (Section presently provides for general assembly elections to be held every two years for both Senators and Representatives.)

S 295 (Joint Resolution) Inviting Governor-2 — MISC RES
Introducer: McGeachy — Passed and sent to HOUSE

"Inviting His Excellency, the Governor, to address a joint session of the Senate and House of Representatives at 12:30 P.M., March 27, 1969." As title indicates.

S 296 2 doors on 32 foot house trailers — GS 20
Introducer: Flaherty — Sent to MFG LABR

"To require all new house trailers exceeding thirty-two feet in length and used as residences within the State to have at least two doors." As title indicates for such trailers manufactured after Jan. 1, 1970 and sold in NC and if to be used as residence or dwelling more than 30 days in NC. Provides that doors to be located near front and rear rooms of trailer. Act not applicable to travel and recreation trailers less than 32 feet in length. Prohibits sale in NC of trailers after Jan. 1, 1970 which should have two doors, which dealer knows or has reasonable cause to know will be used as residence in NC, and which do not have two doors; violation is misdemeanor with penalty of fine up to $500, or imprisonment up to 30 days. Effective July 1, 1969.

HOUSE

H 439 10% State employees pay hike (Iden. S 291) APPROPRIATION
Introducers: H. Taylor and others Sent to APPROPRN

"To appropriate sufficient funds to provide a 10% salary increase for State employees for the fiscal year 1969-70, and an additional 10% salary increase for the fiscal year 1970-71." Identical with S 291, digested above in today's Bulletin.

H 440 Mental health expansion funds GS 122, APPROPRI-
Introducer: Euliss ATION
sent to APPROPRN

"To approriate funds to the State Board of Health for the development and expensation of programs for the mentally retarded." Appropriates to State Board of Health from General Fund $125,000 for fiscal year 1969-70 and $175,000 for fiscal year 1970-71 for expansion of existing Developmental Evaluation Clinics and establishment of two new Clinics in Gaston and Wake Counties. Effective July 1, 1969.

H 441 Teacher scholarships-young retarded GS 122, APPROPRI-
Introducer: Euliss ATION
Sent to APPROPRN

"To appropriate funds to the State Board of Education for scholarships for training teachers of mentally retarded children." Appropriates from General Fund $200,000 for 1969-71 biennium, to State Board of Education, to be added to current funds for scholarship aid to students wishing to train for placement as teachers of mentally retarded children, to increase amounts of each such scholarship. Permits NC residents enrolled in accredited college or university in NC, as grad or undergrad student, to apply for scholarships. Requires State Board to promulgate additional rules and regulations as necessary. Effective July 1, 1969.

H 442 Mentally ill young, day care funds GS 122, APPROPRI-
Introducer: Euliss ATION
Sent to APPROPRN

"To make appropriations to the Department of Mental Health for grants-in-aid to provide day care and residential care for certain mentally retarded children." Appropriates $72,000 for fiscal year 1970-71 to supplement monthly grants-in-aid at rate of $40 monthly to each of 75 additional moderately or severely retarded persons and to provide a "modest" increase in number of such children to receive day care subsidies during 2nd year of 1969-71 biennium. Appropriates $14,400 for fiscal year 1970-71 to supplement monthly residential grants-in-aid at rate of $120 to each of 10 additional (moderately or severely retarded) children under 6 for whom residential care is provided in non-profit, non-State supported, licensed facility. Supplements residential care subsidies and provides "modest" increase in number of children served in 2nd year of biennium. Effective July 1, 1969.

H 445 Alexander Schools, Inc. funds APPROPRIATION
Introducer: R. Jones Sent to APPROPRN

"Appropriating certain monies to Alexander Schools, Inc." Appropriates to named school $12,500 for each fiscal year of 1969-71 biennium.

H 449 County bonds for water storage — GS 153,159,160
Introducers: McKnight and Billings — Sent to LOC GOVT

"Amending Chapter 308, Session Laws of 1959, extending the time for issuance of bonds by counties and municipalities for providing storage of water at projects constructed pursuant to the Act of Congress cited as 'Water Supply Act of 1958'!" Amends cited act, as amended by SL 1963, Ch. 693, to permit counties and municipalities to issue bonds for water storage projects (as defined) at any time after order authorizing same has taken effect (now, at any time within 10 years after order has taken effect).

H 451 (Joint Resolution) Teach civics in all schools — MISC RES
Introducers: Kincaid and Holshouser — Sent to EDUCATN

"A Joint Resolution suggesting the teaching of American government and the United States in today's world in the public and private schools in the State of North Carolina." As title indicates. Suggests that one semester be devoted to "American Government" (as defined) and another semester be devoted to comparisons of American government to other major governmental systems and "particularly as a comparison with the communist system". Suggests that N.C. Curriculum Study Comm'n arrange high school curriculum to require such courses by beginning of 1970-71 school year.

H 452 C & D Board; Director (Iden. S 293) — GS 113
Introducer: Jernigan — Sent to CONS& DEV

"Amending Article I of Chapter 113 of the General Statutes relating to the Board of Conservation and Development and the Director thereof." (Identical with S 293 digested above in today's bulletin.)

LOCAL BILLS INTRODUCED

SENATE

S 292 County salaries — WILSON
Introducer: Kirby — Sent to LOC GOVT

"To amend Article 6A of Chapter 153 of the General Statutes relating to the salaries of appointive and elective county officials and employees so as to make it applicable to Wilson County." Amends GS 153-48.5 adding Wilson to list of counties covered by GS Ch. 153, Art. 6A (salaries of county officials under control of county board of commissioners). Effective July 1, 1969.

HOUSE

H 443 Raeford - "City" — HOKE
Introducer: McFadyen — Sent to LOC GOVT

"To change the style of the Town of Raeford to the City of Raeford and to change the name of the Board of Commissioners to the City Council." As title indicates. Amends P.L. 1901, ch. 125 and all amending acts by substituting "City" for "Town" and "City Council" for "Board of Comm'rs" wherever those terms appear. Effective July 1, 1969.

H 444 Trash removal-sewer assessments — CUMBERLAND
Introducers: Bryan, Rose, Carter and Raynor — Sent to LOC GOVT

"To include Cumberland in the provisions for removal and disposal of trash and in the provisions regarding special assessments for water and sewer facilities." Amends GS 153-10.1 (removal and disposal of trash and garbage by counties) and GS 153-294.19 (exempting certain counties from provisions of Art. 24A, "Special Assessments for Water and Sewerage Facilities") to include Cumberland County within application of cited powers.

H 446 Tax listing and townships — PITT
Introducers: Reid and Rountree — Sent to LOC GOVT

"To amend Sections 105-306(26); 105-308; 105-309 and 105-310 of the General Statutes of North Carolina in order to authorize the Board of County Commissioners of Pitt County to prescribe regulations relating to the listing of property for taxation in Pitt County, and to authorize the division, or combining of townships for tax listing purposes." Authorizes Pitt County Commissioners to regulate oath procedures for property tax listing in County, and to make provisions for property tax listing by agents, and through the mail. Provides where property taxes listed by mail, affixing of signature to property tax listing statement equivalent to taking oath prescribed in GS 105-308 or GS 105-310, including penalty provisions. Authorizes Pitt Comm'rs to divide or combine Pitt townships for tax listing purposes and provides for appointment of tax list takers in combined or divided units. Provides GS 105-306(26) (oath required in tax list), 105-308 (tax payer oath), 105-309 (listing by agents), 105-310 (listing by mail) applicable to Pitt county in so far as consistent with regulations of Comm'rs; provisions of 105-307 (failure to list-misdemeanor) applicable to violation of stated GS provisions and Comm'r regulations.

H 447 County employees mileage allowance — PITT
Introducers: Reid and Rountree — Sent to LOC GOVT

"Relating to mileage allowance for Pitt county employees." Modifies GS 147-8 to authorize Pitt County Bd. of Comm'rs to set mileage allowance at "amount determined to be proper" for county officers and employees using State or own motor vehicles (now, not more than 7¢ per mile). Modifies GS 147-9 to make unlawful payment by State or local officer or employee of mileage charge greater than amount fixed by Pitt County Bd. of Comm'rs (now,not more than 7¢ per mile).

H 448 County officials' salaries — NEW HANOVER
Introducers: Snead and Penton — Sent to LOC GOVT

"Fixing the compensation of the sheriff, auditor and register of deeds of New Hanover County." Increases salary of auditor to $12,500 (now, $10,500). Increases salary of sheriff to $12,500 (now, $10,500) and monthly travel allowance to $125 (now, $100). Increases salary of register of deeds to $11,700 (now, $10,500). Effective July 1, 1969.

H 450 Extend town limits-Robersonville — MARTIN
Introducer: Everett — Sent to LOC GOVT

"To extend the town limits of the Town of Robersonville in Martin County." As title indicates, with metes and bounds set out in bill.

H 453 Shooting on or across highways — HAYWOOD
Introducers: Messer and L. Ramsey — Sent to JUDIC 1

"Prohibiting the discharge of firearms on or across any highway in Haywood County." As title indicates, without written permission of owners of land abutting highway. Provides misdemeanor penalty for violation: fine up to $50, imprisonment up to 30 days, or both.

H 454 Elizabeth zoning near USCG airport — Pasquotank
Introducer: Culpepper — Sent to LOC GOVT

"Authorizing Elizabeth City in Pasquotank County to zone around the perimeter of the Coast Guard Air Base at Elizabeth City to afford safe flying operations." Permits Elizabeth City to zone around Coast Guard air base, in accord with procedures of GS Ch. 63.

H 455 West Bladenboro Charter repeal — BLADEN
Introducer: Green — Sent to LOC GOVT

"To repeal the charter of the Town of West Bladenboro." As title indicates, repealing Priv. L 1913, Ch. 175 and Priv. L 1917, Ch. 177.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 53 ABC elections in municipalities (Digested in Bulletin No. 13, page 69: amended 3/21/69, digested in Bulletin No. 48, page 370)
Floor amendment adopted in Senate 3/26/69 removing municipalities incorporated on or after March 1, 1969, through the procedures of GS 160, Art. 17 (Municipal Board of Control procedure) from authorization of Act.

S 144 Dist. Bar-membership fees (digested in Bulletin No. 31, p. 193).
Amendment adopted in Senate 3/26/69 to permit district bars to prescribe annual membership fees only if voted by majority of membership.

S 160 Compensation General Assembly (digested in Bulletin No. 33, page 213).
Amendment adopted in Senate 3/26/69 providing members electing to be paid on annual or semi-annual basis to notify State Disbursing officer by Dec. 15 of calendar year preceding year of payment.

S 171 Expanded minimum wage coverage (digested in Bulletin No. 35, p. 229).
Amendment adopted in Senate, 3/26/69 to continue exclusion of "ushers, doormen, concession attendants and cashiers in theaters" from Minimum Wage Act. Also amends bill to continue exclusion of persons 65 years of age and older from Minimum Wage Act.

H 140 Teacher certif. renewal (digested in Bulletin No. 22, p. 125)
Committee substitute adopted in House, 3/26/69 clarifying language in existing sections and adding new provisions specifying: (1) benefits provided by act to apply to professional school personnel who are maintaining certification for certificate renewal for second and successive terms; provided, such personnel have taught at least three years in N.C. public schools since last certificate renewal and are under contract in N.C. public schools for next ensuing school term, (2) reimbursement as provided in act to be limited to tuition costs of not more than 6 college-level semester hours for each certificate renewal period, (3) application for benefits of Act must be filed within 6 months of completion of courses for which reimbursement for tuition costs is sought, (4) disbursement of benefits provided by act to be made by State Dep't of Public Instruction on or after November 1, of each year to all persons having

established right to receive said benefits since November 1 of previous year, provided disbursement to be made only to those persons having established such right who are actually employed in N.C. public schools on November 1 next following establishment of such rights. Further sets out benefits provided by act to be allowed to such professional employees only for certificate renewal courses completed after effective date of act(in original bill, only for courses enrolled in and completed after effective date of Act). Adds July 1, 1969 effective date.

H 174 Oath-county election boards (Digested in Bulletin No. 26, page 153; Committee substitute adopted 3/19/69, digested in Bulletin No. 46, page 340)

Amendment adopted in Senate 3/26/69 further amending GS 163-31 to change date on which county board of elections to meet and appoint precinct registrars and judges of election to Monday following seventh Saturday before primary election (now, seventh Saturday before primary election).

H 190 Funeral and burial trust funds (Iden. S 121) (Digested in Bulletin No. 27, page 162; Committee Substitute adopted 3/19/69, digested Bulletin No. 46, page 340).

Amendment adopted in House 3/26/69 requiring forms for pre-need burial contracts to be approved by State Banking Department before use, requiring all such contracts to be in writing on such forms, and making it Act violation of to use or attempt to use oral or non-form written pre-need burial contracts.

H 268 Public notice broadcast (digested in Bulletin No. 36, p. 239). Committee substitute adopted by House on 3/26/69. Permits officers of court of competent jurisdiction, trustees, and any person required to publish legal notice to broadcast public notices (only state or local officers in original bill). Requires broadcast of notice to specifically contain information relating to original required notice and be approved by official or sponsoring person. Prohibits reference by name to persons who have officially filed as candidate for elective public office(in original bill, only persons who are candidates). Requires that content of broadcast be attached to affidavits of broadcast; adds provision for payment of broadcast from trust or escrow account held by person performing pursuant to Act (original bill only made payment provisions in cases of agencies or political subdivisions).

H 299 Hunting from public roads (Duplin) (Digested in Bulletin No. 40, page 287)

Amendment adopted in House 3/26/69 adding Durham and Stokes(in addition to Duplin) to counties to which applicable.

H 330 Auto inspection-30 day grace (Digested in Bulletin No. 41, page 294)
Technical amendment adopted in House 3/26/69.

H 335 Greensboro charter amendments (Guilford) (Digested in Bulletin No. 42, page 306)
Technical amendment adopted in Senate 3/26/69.

SENATE AND HOUSE CALENDAR ACTION MAR.26,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS.(2/14) H-REPTD FAV.
S. 53 ABC ELECTIONS IN MUNICIPALITIES.(3/21, 3/26) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 125 GENERAL ASSEMBLY TIME OF MEETING. H-CONF COMMITTEE APPOINTED.
S. 132 EGG LAW-QUALITY STANDARDS.(3/25) S-CONCURRED IN H AMEND.
S. 144 DIST. BAR-MEMBERSHIP FEES.(3/26) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26) S-AMENDMENT ADOPTED; S-PASSED 3RD READING.
S. 171 EXPANDED MINIMUM WAGE COVERAGE.(3/26) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 173 WORKMEN'S COMP. BENEFITS INCREASE. H-PASSED 2ND READING.
S. 191 MUNICIPAL REDEVELOPMENT FUNDING.(3/25) H-REF TO COM ON LOC GOVT.
S. 214 SELF-INSPECTION,MOTOR VEHICLES. S-REPTD FAV.
S. 218 SAFE TIRES.(3/20) S-RECOM. TO COM ON HY SAFTY.
S. 222 DRIVING ON SUSPENDED LICENSE.(3/24) H-REF TO COM ON JUDIC 1.
S. 237 PROBATIONARY DRIVER LICENSES.(3/24) H-REF TO COM ON HY SAFTY.
S. 265 SMALL TRAILER REAR LAMPS. S-REPTD FAV.
S. 271 (J.RES.) AMENDING RESOLUTION NO. 1. S-REPTD FAV.
S. 274 SMALL TRAILER LIGHTS. S-REPTD FAV.
S. 284 SURRENDER OF CHAUFFEUR'S LICENSES. S-REPTD FAV.
S. 291 10% STATE EMPLOYEES PAY HIKE. S-REF TO COM ON APPROPRN.
S. 293 C & D BOARD,DIRECTOR. S-REF TO COM ON CONS & DEV.
S. 294 FOUR YEAR TERM FOR SENATORS. S-REF TO COM ON CONSTUTN.
S. 295 (J.RES.) INVITING GOVERNOR - 2. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE. H-PASSED 2ND & 3RD READINGS.
S. 296 2 DOORS ON 32 FOOT HOUSE TRAILERS. S-REF TO COM ON MFG LABR.

H. 49 LOOSE-LEAF REGISTRATION OF VOTERS.(3/05) S-REPTD FAV AS AMENDED.
H. 111 CHAUFFEUR'S LICENSE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 140 TEACHER CERT. RENEWAL.(3/26) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-RE-REF TO COM ON FINANCE.
#H. 152 INVESTMENT TRUST 8% INTEREST.(2/27) RATIFIED - CHAPTER 127.
H. 174 OATH-COUNTY ELECTION BOARD.(3/19, 3/26) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT FOR CONCUR IN S AMEND.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR. H-REPTD FAV AS AMENDED.

H. 190 FUNERAL AND BURIAL TRUST FUNDS.(3/26) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 221 CRIMINAL JURY TRIALS,DIST.CT.. H-REPTD FAV AS AMENDED.
H. 233 SLOW MOVING VEHICLES: REFLECTORS. H-PLACED ON CAL FOR APR.3.
H. 257 WORKMEN'S COMP. BENEFITS INCREASE. H-PLACED ON CAL FOR MAR.27.
H. 263 TAKING WILDLIFE-ARTIFICIAL LIGHT.(3/07, 3/25) H-CONCURRED IN S-AMENDMENT.
H. 268 PUBLIC NOTICE BROADCAST.(3/26) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 330 AUTO INSPECTION-30 DAY GRACE.(3/26) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 352 REAL ESTATE LICENSING REVISIONS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 380 REGISTRATION PLATES - COMMISSIONS. H-RE-REF TO COM ON APPROPRN.
H. 399 BEER BUYER AGE. H-REPTD FAV.
#H. 418 (J.RES.) HONORING HUFFMAN. RATIFIED - RES.35.
H. 439 10% STATE EMPLOYEES PAY HIKE. H-REF TO COM ON APPROPRN.
H. 440 MENTAL HEALTH EXPANSION FUNDS. H-REF TO COM ON APPROPRN.
H. 441 TEACHER SCHOLARSHIPS-YOUNG RETARDED. H-REF TO COM ON APPROPRN.
H. 442 MENTALLY ILL YOUNG, DAY CARE FUNDS. H-REF TO COMM ON APPROPRN.
H. 445 ALEXANDER SCHOOLS,INC. FUNDS. H-REF TO COM ON APPROPRN.
H. 449 COUNTY BONDS FOR WATER STORAGE. H-REF TO COM ON LOC GOVT.
H. 451 (J.RES.) TEACH CIVICS IN ALL SCHOOLS. H-REF TO COM ON EDUCATN.
H. 452 C & D BOARD; DIRECTOR. H-REF TO COM ON CONS&DEV.

LOCAL BILLS

#S. 169 (ONSLOW) JAX CORPORATE LIMITS EXTENDED. RATIFIED - CHAPTER 126.
S. 170 (MONTGOMERY) BISCOE,MT.GILEAD ABC ELECTION. H-REPTD FAV.
S. 213 (SAMPSON) GARLAND ABC ELECTION. H-REPTD FAV.
S. 228 (CABARRUS) MT. PLEASANT ABC ENFORCEMENT. S-REPTD FAV.
S. 229 (CABARRUS) CONCORD ABC ENFORCEMENT. S-REPTD FAV.
S. 292 (WILSON) COUNTY SALARIES. S-REF TO COM ON LOC GOVT.

H. 269 (CURRITUCK) COUNTY COMMISSIONERS ELECTION. S-REPTD FAV.
H. 299 (DUPLIN) HUNTING FROM PUB ROADS.(3/26) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 309 (HOKE, SCOTLAND) SINGLE SHOT VOTING. S-REF TO COM ON ELECTION.
H. 335 (GUILFORD) GREENSBORO CHARTER AMENDMENT.(3/26) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT FOR CONCUR IN S AMEND.
H. 373 (LINCOLN) LINCOLNTON ABC OFFICERS. H-REPTD FAV.
H. 381 (NEW HANOVER, ROBESON, WAKE) REMOVING UNAUTHORIZED VEHICLES. (3/21, 3/24) S-REF TO COM ON JUDIC 2.
H. 406 (WAKE) RUBY SCHOOL BOARD TERM. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON EDUCATN.

H. 407 (WILKES) DEPREDATION OF DOMESTIC FOWLS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 443 (HOKE) RAEFORD - "CITY". H-REF TO COM ON LOC GOVT.
H. 444 (CUMBERLAND) TRASH REMOVAL & SEWER ASSESSMENT. H-REF TO COM ON LOC GOVT.
H. 446 (PITT) TAX LISTING AND TOWNSHIPS. H-REF TO COM ON LOC GOVT.
H. 447 (PITT) COUNTY EMPLOYEES MILEAGE ALLOWANCE. H-REF TO COM ON LOC GOVT.
H. 448 (NEW HANOVER) COUNTY OFFICIALS - SALARIES. H-REF TO COM ON LOC GOVT.
H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. H-REF TO COM ON LOC GOVT.
H. 453 (HAYWOOD) SHOOTING ON OR ACROSS HIGHWAYS. H-REF TO COM ON JUDIC 1.
H. 454 (PASQUOTANK) ELIZABETH ZONING NEAR USCG AIRPORT. H-REF TO COM ON LOC GOVT.
H. 455 (BLADEN) WEST BLADENBORO CHARTER REPEAL. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

12 Noon, Thursday, March 27, 1969.

G41
25:1969/52
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 299 Slow-moving vehicle reflector — GS 20
Introducer: Penn — Sent to HY SAFTY

"To require special reflective devices to be displayed on the rear of slow-moving vehicles such as farm tractors and implements of husbandry operated on highways between sunset and sunrise." Adds new GS 20-129.1(10) to require all vehicles with maximum speed of not more than 25 mph, husbandry implements, farm tractors and special mobile equipment to be identified with distinctive reflective device (as described) to be mounted on rear center of vehicle between 3 and 5 feet above ground. Device prohibited on other vehicles or objects, and is in addition to other lighting equipment required by law. Effective Jan. 1, 1970.

S 301 Gas tax exemption-private schools 2 — GS 105
Introducers: Wood and Harrington — Sent to PUB ROAD

"To amend G. S. 15-449 to provide an exemption from the state gasoline tax of motor fuels used in non-profit, non-public school transportation." Identical to S 148, digested in Bulletin No. 31, p. 194 with following differences: changes word "gasoline" to "motor fuels"; deletes references to amount (7¢) of tax, and limits exemption to non-profit, non-public schools (S 148 extends exemption to non-public schools).

HOUSE

HR 456 (Joint Resolution) Honoring George R. Uzzell — MISC RES
Introducers: Mitchell and Troxell — Passed and sent to SENATE

"Honoring the life and memory of George Randolph Uzzell, former member of the General Assembly." As title indicates.

H 459 5-year notary public term — GS 10
Introducer: McMichael — Sent to JUDIC 1

"Amending G. S. 10-1, relating to notaries public, so as to provide for terms of five years instead of two years." As title indicates.

H 460 (Joint Resolution) Hosp. and Med. Benefits Comm'n — STUDY COMMISSION
Introducer: Britt — Sent to ST PERS

"Creating a commission to study various hospitalization and medical benefit plans for state employees." Creates Governor's Study Commission for Hospitalization and Medical Benefit Plans for State Employees, to consist of 9 members, 4 appointed by Gov., 1 by Lieut. Gov. from Senate, 1 by Speaker from House, 1 designated by NC State Employees Ass'n,1 by NC Highway and Correction Employees Assn., and 1 by NC Education Ass'n;one of Gov's appointees to be designated as chairman. Directs Comm'n to study hospitalization and medical benefit plans for purpose of developing comprehensive plan for state in keeping with current costs of hospital services, and further directs Commission to give particular attention to certain areas in plans studied. Directs Comm'n to elect officers, empowers it to hire staff, and grants members same per diem, subsistence and travel allowances as granted to members of state boards and comm'ns generally. Provides expenses to be paid from State Contingency and Emergency Fund, on approval of Gov. and Council of State. Requires Comm'n to submit findings and recommendations to Governor on or before Oct. 1, 1970.

H 465 Personal tax exemptions set by GA — CONSTITUTION
Introducers: Andrews and Britt — Sent to CONSTUTN

"To amend the Constitution of North Carolina to authorize the General Assembly to fix the personal exemptions for income tax purposes." Amends proposed revised Constitution (S 150, H 231) to rewrite Art. V, Sec. 2(6) to limit the income tax to 10%, but leave to General Assembly what personal exemptions and deductions are allowed(cited bills list personal exemption minimums). Amends NC Constitution, as amended by proposed revisions to Article V (S 212, H 331), by rewriting Art. V, Sec. 2(6) to same effect as above. Rewrites present NC Constitution, Art. V, Sec. 3 to delete sentence "The General Assembly may also tax trades, professions, franchises, and incomes" and to make same changes as above. Requires amendment set out above to be submitted to voters of state at next General Election, sets out ballot, sets out procedures on approval of amendment here set out, with possible combinations of approval or disapproval of other bills mentioned, requires Gov. to certify and Sec'y of State to enroll amendment if successful.

H 466 C & D assistant ranger funds — APPROPRIATIONS
Introducer: Andrews — Sent to APPROPRN

"Appropriating funds to the Department of Conservation and Development for employment of assistant county rangers and for other purposes." Authorizes C & D Dep't to employ assistant county rangers for each of following counties: Caswell, Chatham, Cherokee, Davie, Davidson, Granville, Guilford, Iredell, McDowell, Northampton, Person, Randolph, Rowan, Rutherford, Vance, Wake, Wilson and Yadkin. Appropriates from General Fund to Dep't $84,662 for fiscal year 1969-70 and $77,974 for fiscal year 1970-71 for salaries and other incidental expenses for ass't county rangers. Appropriates to Dep't $18,450 for erecting and equipping county forestry headquarters building in Chatham County with certain named equipment. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 297 County Commissioner's Pay — BUNCOMBE
Introducer: Dent — Sent to LOC GOVT

"To set the salary of the Buncombe County Board of Commissioners." Provides that members of board may by majority vote fix their salaries at amount per annum not exceeding $20,000; provides that no member of board eligible to vote on matter of setting own salary. Effective April 1, 1969.

S 298 Greensboro school administration — GUILFORD
Introducer: Edwards — Sent to EDUCATN

"To amend Chapter 385, Session Laws, 1949, as amended, relating to the schools of the Greensboro city administrative unit and the governing body thereof." Apparently amends named act (there is some confusion of section numbers) to direct school board, upon nomination by sup't, to elect one or more assoc. or asst. sup'ts., to serve for 2 or 4 year terms as board desires, except may be ended any June 30; to empower board, upon sup't recommendation to appoint one or more asst. principals; to empower board, upon nomination by sup't, to elect treasurer and asst. treasurer, and define powers and duties; to empower sup't to employ such persons as necessary for operation of schools (except persons whose election by board is required) and fix powers and pay, and to delegate authority to them as desired; to require all deeds for real property owned by board to be kept in custody of business official; and to empower sup't, subject to board control, to define powers and duties of principals, asst. principals, teachers and other board employees, with respect to custody, protection and care of schools, etc.

S 300 Education Board selection (Iden. H 461) — JOHNSTON
Introducer: M. Johnson

"To provide for the nomination and election of the members of the Board of Education of Johnston County." Continues board at 5 members and sets expiration of terms of office as follows: Norman Grantham and E.W. Ellis on 1st Monday in Dec., 1970; Ray Boyette on 1st Monday in Dec. 1972; Harold Medlin and John Radford on 1st Monday in Dec. 1974. Prescribes primary election procedures in 1970, 1972, and 1974. Provides for filling vacancies between elections. Provides that Chairman be elected by members at 1st regularly scheduled meeting in January of each year. Provides that this be only controlling act for organization and election of board members and that all other acts, including Omnibus Act of 1969 (H 378), are repealed as they apply to county.

HOUSE

H 457 Aurora election — BEAUFORT
Introducers: Roberson and Burrus — Sent to LOC GOVT

"To repeal Chapter 355 of the Public-Local Laws of 1941 relating to elections in the Town of Aurora." Repeals named act. Sets out requirements for filing for office of Mayor or Comm'r of Aurora, setting forth notice time, fee, statement form. Provides that, except for above, municipal elections in Aurora to be conducted in accord with GS 160, Art. 3. Effective July 1, 1969.

H 458 Wilmington historic sites protected — NEW HANOVER
Introducer: Penton — Sent to LOC GOVT

"To make Chapter 504 of the Session Laws of 1965, relating to historic buildings and sites, applicable to the City of Wilmington." As title indicates. (Cited Act grants certain towns authority to preserve historic sites.)

H 461 Education board selection (Iden. S 300) — JOHNSTON
Introducer: Britt — Sent to EDUCATN

"To provide for the nomination and election of the members of the Board of Education of Johnston County." Identical with S 300, digested above in this bulletin.

H 462 Register of Deeds salary — HAYWOOD
Introducer: Messer and L. Ramsey — Sent to LOC GOVT

"To fix the salary of the Register of Deeds of Haywood County." Authorizes county commissioner's to set salary of Register of Deeds in amount not exceeding $9,000 per year (in lieu of all fees and commissions). All fees and commissions collected by Register to be remitted to County General Fund. Effective July 1, 1969.

H 463 Forest City Charter changes — RUTHERFORD
Introducer: R. Jones — Sent to LOC GOVT

"To amend the Charter of the Town of Forest City, Chapter 2 of the Private Laws of 1925." Permits town board to establish loose-leaf registration for town elections, to appoint a town manager with listed powers, to grant franchises for cable TV, or own such facility (per GS 160-2(6a)). Provides for town referendum to give mayor and 5 comm'rs four year terms, beginning in 1969, with terms to be staggered; referendum to be held on regular municipal election day in 1969.

H 464 Forest City utilities regulation — RUTHERFORD
Introducer: R. Jones — Sent to LOC GOVT

"Authorizing the Board of Commissioners of the Town of Forest City in Rutherford County to regulate water, sewer, electric and other town utilities." Purports to amend sec. 3 of Private Laws of 1925 (apparently intends to amend Chapter 2 of Private Laws of 1925) by adding to end of sec. 8 authorization for bd. of comm'rs to provide by ordinance that town may discontinue service of any town utility to owner or occupant of any property who fails to pay service charges when due. Also provides that comm'rs may hold owners of property receiving any town utility service responsible for all charges due on such property, and that any and all services may be discontinued to property owned or occupied by any person or firm that fails to pay town property or privilege license taxes. Once discontinued, unlawful for any but authorized town employees to turn on any such service.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

H 49 Loose-leaf registration of voters (Digested in Bulletin No. 11, page 57; amendments adopted in House 3/5/69, digested in Bulletin No. 36, page 241)

Amendments adopted in Senate 3/27/69 deleting Mitchell and Montgomery

Counties from bill and adding Camden County.

HOUSE

H 221 Criminal jury trials, Dist. Ct. (Digested in Bulletin No. 31, p. 195)

Amendment adopted in House 3/27/69 making conforming changes in GS 7A-271 and GS 7A-273(3).

H 268 Public notice broadcast (digested in Bulletin No. 36, p. 239) Floor amendment adopted in House 3/27/69 amending Committee Substitute (digested in Bulletin No. 51, p. 399) by changing proposed GS number of legislation to "GS 1-601" (previously, proposed GS 1-592.1)

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 144 DIST. BAR-MEMBERSHIP FEES.(3/26) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 173 WORKMEN'S COMP. BENEFITS INCREASE. H-PASSED 3RD READING.
S. 214 SELF-INSPECTION,MOTOR VEHICLES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 240 ESTABLISHING AUXILIARY POLICE. S-REPTD FAV.
S. 247 COUNTY COMMISSIONER VACANCIES. S-REPTD FAV.
S. 248 COUNTY COMM'R MEETING DATE. S-REPTD FAV AS AMENDED.
S. 249 CLERK TO COUNTY COMM'RS. S-REPTD FAV.
S. 265 SMALL TRAILER REAR LAMPS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 271 (J.RES.) AMENDING RESOLUTION NO. 1. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 274 SMALL TRAILER LIGHTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 284 SURRENDER OF CHAUFFEUR'S LICENSES. S-PLACED ON CAL FOR APRIL 3.
#S. 290 (J.RES.) CONGRATULATING WHITEVILLE HOOP TEAM. RATIFIED - RES.36.
S. 299 SLOW-MOVING VEHICLE REFLECTOR. S-REF TO COM ON HY SAFTY.
S. 301 GAS TAX EXEMPT-PRIVATE SCHOOLS-2S-REF TO COM ON ROADS.

#H. 29 NON-JURY DIVORCE ACTIONS. H-REPTD UNFAV.
#H. 42 NON-JURY DIVORCE ACTIONS. H-REPTD UNFAV.
H. 49 LOOSE-LEAF REGISTRATION OF VOTERS.(3/05, 3/27) S-AMENDMENTS ADOPTED; S-PLACED ON CAL FOR MAR 28.
H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14, 3/21) S-REPTD FAV.
H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) S-REPTD FAV.
H. 111 CHAUFFEUR'S LICENSE. S-REF TO COM ON JUDIC 2.
H. 141 DRAINAGE DISTRICT APPEAL. H-REPTD FAV AS AMENDED.
#H. 155 WORKMEN'S COMP. APPROVED DOCTORS.(3/07, 3/24) RATIFIED-CHAPTER 135.
#H. 158 TRUCK LENGTH EXTENSION. RATIFIED-CHAPTER 128.
H. 174 OATH-COUNTY ELECTION BOARDS. H-REF TO COM ON ELECTION.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR. H-RE-REF TO COM ON ABC.
#H. 188 PURPOSES OF CERTAIN COLLEGES. RATIFIED-CHAPTER 130.
H. 190 FUNERAL AND BURIAL TRUST FUNDS.(3/26) S-REF TO COM ON INSUR.
#H. 193 PURPOSES OF PEMBROKE COLLEGE. RATIFIED-CHAPTER 131.
H. 221 CRIMINAL JURY TRIALS,DIST.CT.. H-PASSED 2ND READING.
H. 237 COUNTY AMBULANCE COMMISSION. S-REPTD FAV.

H. 257 WORKMEN'S COMP. BENEFITS INCREASE. H-POSTPONED INDEF.
#H. 268 PUBLIC NOTICE BROADCAST.(3/26, 3/26) H-FAILED 2ND READING.
#H. 310 MUNICIPAL OFFICIAL RESIDENCE. RATIFIED-CHAPTER 134.
H. 330 AUTO INSPECTION-30 DAY GRACE.(3/26) S-REF TO COM ON ROADS.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21) S-REPTD FAV.
H. 352 REAL ESTATE LICENSING REVISIONS. S-REF TO COM ON MFG LABR.
H. 364 JAIL TIME PENDING APPEAL. H-REPTD FAV AS AMENDED.
H. 393 DISMISSAL OF APPEALS TO CT.APPS.. H-REPTD FAV.
H. 456 (J.RES.) HONORING UZZELL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 459 5-YEAR NOTARY PUBLIC TERM. H-REF TO COM ON JUDIC 1.
H. 460 (J.RES.) HOSP. AND MED. BENEFITS COMM'N. H-REF TO COM ON ST. PERS.
H. 465 PERSONAL TAX EXEMPTIONS SET BY G.A.. H-REF TO COM ON CONSTUTN.
H. 466 C.& D. ASSISTANT RANGER. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 161 (ROBESON) PROFESSIONAL BONDSMEN. S-REPTD FAV.
S. 170 (MONTGOMERY) BISCOE,MT.GILEAD ABC ELECTION. H-PASSED 2ND & 3RD READINGS.
S. 213 (SAMPSON) GARLAND ABC ELECTION. H-PASSED 2ND & 3RD READINGS.
S. 228 (CABARRUS) MT. PLEASANT ABC ENFORCEMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 229 (CABARRUS) CONCORD ABC ENFORCEMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION. S-REPTD FAV.
#S. 259 (BURKE, CALDWELL) MUNICIPAL ANNEXATION PROCEDURE. S-REPTD UNFAV.
S. 266 (CASWELL) WARRANTY DEEDS. S-REPTD FAV.
S. 268 (PERSON) ROXBORO STREET ASSESSMENTS. S-REPTD FAV.
S. 278 (PITT) FARMVILLE CORPORATE LIMITS. S-REPTD FAV.
S. 279 (PITT) FARMVILLE TOWN MANAGER. S-REPTD FAV.
S. 297 (BUNCOMBE) COUNTY COMMISSIONER'S PAY. S-REF TO COM ON LOC GOVT.
S. 298 (GUILFORD) GREENSBORO SCHOOL ADMINISTRATION. S-REF TO COM ON EDUCATN.
S. 300 (JOHNSTON) EDUCATION BOARD ELECTION. S-REF TO COM ON EDUCATN.

#H. 169 (NEW HANOVER, PENDER) HUNTING FROM PUBLIC ROADS.(3/03, 3/21) RATIFIED-CHAPTER 129.
#H. 206 (WILSON) NEW WILSON CHARTER.(3/14) RATIFIED-CHAPTER 136.
H. 238 (NASH) AD. VAL. TAX DISCOUNTS. S-REPTD FAV.
H. 260 (CLEVELAND) TAX LISTING REGULATIONS. S-REPTD FAV.
H. 269 (CURRITUCK) COUNTY COMMISSIONERS ELECTION. S-PASSED 2ND & 3RD READINGS.
#H. 283 (MECKLENBURG) CHARLOTTE FIREMEN'S FUND. RATIFIED - CHAPTER 132.
#H. 284 (MECKLENBURG) CHARLOTTE CONTRACTS,PROMOTIONS. RATIFIED-CHAPTER 133.

H. 295 (STOKES) PREPAYMENTS TAX DISCOUNTS. S-REPTD FAV.
H. 311 (ONSLOW) COUNTY COMM'RS TERMS-NUMBER. S-REPTD FAV.
H. 312 (PITT) GREENVILLE UTILITIES COMM'N PAY.(3/21) S-REPTD FAV.
H. 319 (ALLEGHANY) COUNTY LAND SURVEYORS. H-REPTD FAV.
H. 324 (TYRRELL) SCHOOL BOARD INCREASE. S-REPTD FAV.
H. 325 (BEAUFORT) HUNTING WITH DOGS. S-REPTD FAV; S-PLACED ON CAL APRIL 1.
H. 335 (GUILFORD) GREENSBORO CHARTER AMENDS. H-CONCURRED IN S-AMENDMENT.
H. 326 (DARE) MANTEO POLICE JURISDICTION. S-REPTD FAV.
H. 346 (ROCKINGHAM) GARBAGE DISPOSAL.(3/20) S-REPTD FAV.
H. 351 (ALAMANCE) ELON ORDINANCE PROCEDURE. S-REPTD FAV.
H. 357 (BRUNSWICK) WORTHLESS CHECKS PUNISHMENT. S-REPTD FAV.
H. 362 (LINCOLN) LINCOLNTON OFFICIALS' SALARIES. S-REPTD FAV.
H. 365 (NASH) COMPENSATE POWELL FOR INJURIES. S-REPTD FAV.
H. 368 (HARNETT) COATS MUNICIPAL ELECTION. S-REPTD FAV.
H. 373 (LINCOLN) LINCOLNTON ABC OFFICERS. H-PASSED 2ND & 3RD READINGS.
H. 376 (ROBESON) FAIRMONT SCHOOL ANNEXATION. S-REPTD FAV.
H. 381 (NEW HANOVER, ROBESON, WAKE) REMOVING UNAUTHORIZED VEHICLES. (3/21, 3/24) S-REPTD FAV AS AMENDED.
H. 406 (WAKE) RUBY SCHOOL BOARD TERM. S-REPTD FAV.
H. 407 (WILKES) DEPREDATION OF DOMESTIC FOWLS. S-REF TO COM ON WILDLIFE.
H. 457 (BEAUFORT) AURORA ELECTION. H-REF TO COM ON LOC GOVT.
H. 458 (NEW HANOVER) WILMINGTON HISTORIC SITES PROTECTED. H-REF TO COM ON LOC GOVT.
H. 461 (JOHNSTON) EDUCATION BOARD SELECTION. H-REF TO COM ON EDUCATN.
H. 462 (HAYWOOD) REGISTER OF DEEDS SALARY. H-REF TO COM ON LOC GOVT.
H. 463 (RUTHERFORD) FORREST CITY CHARTER CHANGES. H-REF TO COM ON LOC GOVT.
H. 464 (RUTHERFORD) FORREST CITY UTILITIES REGULATION. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

10:00 a.m., Friday, March 28, 1969.

#

SUMMARY OF ADDRESS OF GOVERNOR

Delivered at a Joint Session of the General Assembly
of North Carolina at 12:30 p.m. March 27, 1969

Governor Robert W. Scott appeared before a joint session of the General Assembly to present an outline of his program for assistance to local governments and refinements of his thinking related to the reorganization of the Department of Administration.

Department of Local Affairs: Recognizing escalating needs of local governments for technological, planning and other services beyond their present or anticipated manpower, financial or technical abilities, the Governor proposed creation of a Department of Local Affairs to be staffed by experts in a wide range of service areas. Resources of the Department would be available to counties, municipalities and, impliedly, to other local governmental entities and unincorporated population areas for cooperative attention to local needs. To assure cooperation the Governor proposed establishment of an eighteen member Advisory Council on Local Affairs with assured, experienced, local representation to work with the Local Affairs Department.

The Governor endorsed reforms of the 100 year old State Constitution proposed by the Local Government Study Commission and he stressed the need for increased flexibility of local government with respect to form and structure within the continued philosophical framework of State supervision of local fiscal affairs.

Internal Reorganization

The Governor asked the General Assembly for favorable consideration of the Study Commission recommended bill (S 293 - H 452, digested in Bulletin No. 51, p. 393) which would reorganize the Board of Conservation and Development to provide better balance between areas of development, conservation and tourism. He also asked passage of yet to be introduced legislation to increase the number of highway commissioners.

Department of Administration Reorganization: Governor Scott asked the General Assembly for funds amounting to $364,500 to reorganize the Department of Administration by adding an Office of State-Federal Relations ($36,500) and an Administrative Management Analysis Division ($108,000). The present Property Control and Construction Division and the State Planning Task Force would become the Property Management and Construction Division ($108,000) and the Division of State Planning and Development ($112,000), respectively. A further breakdown of the Property Management and Construction Division into three sections: Architecture and Engineering, Real Property Management and Control and Legal was indicated. The name changes are reflective of increased and new responsibilities of the existing Departments.

The remaining four divisions of the Department of Administration (Budget, Purchase and Contract, General Services and Data Processing) would remain unchanged. An additional $36,000 was asked to create a Deputy Director's Office within the Department. The Governor stressed existing and sufficient statutory authority to accomplish the reorganization he envisions.

G41
25:1969/53
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 53 -415- FRIDAY, MARCH 28, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 302 Highway Commission membership (Iden. H 485) GS 136
Introducers: Harrington and others Sent to PUB ROAD

"To amend G. S. 136-1 relating to the membership of the State Highway Commission." Rewrites first paragraph of named section to increase membership to chairman and 23 members (now, chairman and 14) appointed by Governor to serve at his pleasure (now, 4-year terms). Deletes requirement that commissioners live in specific engineering districts. Deletes proviso of cited section which makes each comm'r responsible for relations with public in his district. Effective July 1, 1969.

S 303 State and regional planning (Iden. H 483) GS 143
Introducers: Henley and others Sent to ST GOVT

"With respect to State and regional planning." Amends GS 143-337 (structure and organization of Department of Administration), deleting "long-range planning" division and substituting "State and regional planning" division. Rewrites GS 143-341(6) (describing duties of long-range planning division) setting out duties of division of State and regional planning including expansion of powers of long-range plann. div. as follows: (1) to assist Director of Budget in study of capital improvements of State agencies and to prepare capital improvements budget and coordinate long-range capital improvements programs, (2) collect and analyze economic and social data pertinant to State planning, (3) to make economic studies to assist Governor, (4) to encourage planning process in State/local agencies, (5) to provide State agencies with information and technical assistance for planning, (6) to maintain liaison with federal, interstate and private agencies for obtaining information regarding State and regional planning, (7) to coordinate a comprehensive development plan for State, (8) to develop multi-county regional planning districts for State and assist those districts in preparing development plans coordinated with comprehensive development plan for State.

S 304 Local Affairs Department (Iden. H 484) GS 113, 143, 153, 160
Introducers: Henley and others Sent to ST GOVT

"To establish the North Carolina Department of Local Affairs." Inserts new Art. 34 in GS 143, creating NC Dep't of Local Affairs. Provides that Dep't to be under direction of Director, appointed by and responsible to Governor, to serve at pleasure of Governor, who is to fix his salary with approval of Advisory Budget Comm'n.

Permits Governor to appoint Acting Director if necessary. Provides following duties for Director: (1) administer Dep't: (2) organize and reorganize Dep't: (3) appoint, with Governor approval, division heads, and to delegate to division head or other employee any duties given to him; (4) appoint subordinate officers and employees of divisions, upon recommendation of division heads; (5) transfer employees from division to division: (6) adopt rules and regulations; and (7) make annual report to Governor for transmittal to General Assembly. Provides that Dep't to be initially organized into Recreation Division, Law and Order Division, and Community Planning Division (with Director, on Governor approval, empowered to establish additional divisions or abolish divisions), each division under supervision of division head, appointed by Director, with salary fixed by Governor on approval of Advisory Budget Comm'n. Establishes Advisory Council on Local Affairs, to advise director, and to consist of Director (ex officio chairman) and 18 members, appointed by Governor to serve at his pleasure, at least 6 of whom shall be persons who at time of appointment or within preceding 2 years, served as mayor or member of governing board of municipality or county. Provides initial Council to be appointed on July 1, 1969 or as soon as practical thereafter, and to include at least one member of NC Recreation Comm'n, one of Governor's Committee on Law and Order, one of Board of Public Welfare, and one of Board of Conservation and Development, to serve for remainder of their current terms on those agencies. Provides that members of Council to serve without compensation, except for expense reimbursement, and requires it to meet at least once a year on call of Director. Provides that Council to advise Director and may request him to conduct such studies of local governmental problems as it deems desirable.

Creates Committee on Recreation, to consist of President of NC Recreation Society, ex officio, and nine appointed by Governor for 6-year overlapping terms; committee to advise Director on Dep't programs in recreation.Creates Committee on Law and Order, to consist of Governor, Attorney General, Director of SBI, Commander of SHP, Director of Administration, Chairman of NC Good Neighbor Council, Director of Administrative Office of Courts, Comm'r of Correction, Chairman of Board of Paroles, Director of Probation Comm'n, Adjutant General, and Comm'r of MV, all ex officio, and 14 appointed by Governor (to consist of 1 sheriff, 2 police executives, 1 Superior Ct Judge, 1 District Court Judge, 1 Superior Court Solicitor, 2 citizens with knowledge of juvenile delinquency, 3 officials representing local gov't, 1 attorney specializing in criminal defense cases, and 2 citizens not public officials) for 1 year terms, with eligibility for reappointment. Provides that all members who are public officers to serve ex officio. Provides that committee to have policy-making and supervisory authority over policies, programs, and activities of Dep't in field of administration of criminal justice. Creates Committee on Community Planning, consisting of President of NC Chapter of American Institute of Planners, ex officio, and 9 appointed by Governor, at least 5 of whom, at time of appointment, to be members of muniicpal, county, or joint planning boards, all to serve 1 year. Permits Director to establish additional committees and advisory agencies, and requires each committee to meet at least quarterly on call of chairman or Director, with members serving without compensation except for reimbursement for expenses. Provides such committees to advise Director in areas of respective competencies.

Sets forth functions of Dep't: (1) in Recreation, to study needs of state, to cooperate with local programs, to aid in recruiting and training and placing recreation workers, to establish recreation standards, to cooperate with governmental and private agencies in promotion of recreation, and to accept funds to be used in carrying out pruposes for which made: (2) in Law and Order, to coordinate acitivities of local and State law enforcement agencies, to study and recommend improvement in law enforcement, to encourage public support for law enforcement, to seek ways to make NC safe for citizens, to accept funds and to make grants; (3) in Local planning assistance, to provide planning assistance

(as defined) to local and regional units and agencies, to receive and expend fed'l and other funds for planning assistance, to perform planning assistance, to assume full responsibility for proper execution of planning program for which grant of state or fed'l funds made, to cooperate with local planning boards to encourage coordinated development for state, and to establish training programs for those employed or to be employed in community development activities: (4) in area of Federal assistance, to apply for and accept from fed'l gov't or private agencies, grants to accomplish purposes of Dep't; and (5) generally, to study and sponsor research on local gov't, to collect and disseminate data necessary to Dep't and useful to local gov't, to maintain inventory of data and act as clearing house on programs available to local government, to facilitate local participation in such programs, to assist in coordinating State and fed'l activities relating to local gov't, to assist local gov'ts in identifying and solving problems, to advise local gov'ts in area of intergovernmental cooperation, and to inform and advise Governor on needs of local government.

Transfers powers, duties, property of NC Recreation Comm'n, Governor's Committee on Law and Order, Division of Community Planning of Dep't of Conservation and Development, and such of these of State Planning Task Force Division of Dep't of Administration as Governor may designate, all effective July 1, 1969.

Purports to add new GS 153-9(6) (probably GS 153-9(60)) empowering boards of county comm'rs to plan and execute training and development programs for law enforcement agencies, by contracting with other local governments and State and fed'l governments, by accepting and disbursing grants and services, by creating joint agencies, by applying for and expending federal grant funds and by appropriating and expending available tax and nontax funds. Adds new GS 160-200(45) to same effect for municipalities. Repeals specifically GS 113-15.1, 143-205 through 143-210.1 and 143-400 through 143-402.2. Effective July 1, 1969.

S 305 Well-drilling vehicles — GS 20
Introducer: Penn — Sent to HY SAFTY

"To amend G.S. 20-87(10) to place vehicle mounted well drilling equipment equipped with water tanks under the provision thereof." Adds "vehicles upon which well drilling equipment is permanently affixed which transport water for use with such equipment" to those on which additional $25 annual license tax must be paid in addition to $3.00 tax on special mobile equipment as provided by cited section.

S 308 Students on UNC board — GS 116
Introducer: Scott — Sent to HIGH ED

"To add the President of the Student Government on each campus of the University of North Carolina to the Board of Trustees of the University of North Carolina as ex officio voting members." Adds new GS 116-4.1 as title indicates. Grants student government presidents authority to vote on all matters coming before Board.

S 310 Abolishing Seashore Commission (Iden. H 477) — GS 143
Introducer: Burney — Sent to CONS&DEV

"Abolishing the North Carolina Seashore Commission, transferring the Seashore Commission's duties to the Department of Conservation and Development and for related purposes." Repeals Art. 43, of GS Ch 143 (North Carolina Seashore Commission). Provides Dep't of C & D may create within its dep't a division for purposes here set out or may delegate those duties and powers to the head of an existing division within Dep't. Sets out powers granted to Director of Dep't of C & D as follows:

(1) to assist in development of State seacoast, (2) promote recreational and industrial developments in seacoast areas, emphasizing attractiveness of area to visitors and permanent residents, (3) coordinate State, local, and federal efforts to develop seacoast area to attract visitors and new residents, (4) confer with interested officials and individuals and others concerning seacoast area development and carry out overall development programs, (5) act as liaison between State/local agencies and federal government regarding development of seacoast region, (6) report annually to C & D Board and Gov'r as he may request, (7) file such recommendations as deemed proper with other State, local or federal agencies. Creates Seashore Advisory Board to study duties of division and make recommendations to C & D Board; to consider matters referred to it by Gov'r, General Assembly, Director of C & D and report in writing on all matters referred; to make recommendations on all matters it deems relevant to duties of C & D in this area. Authorizes Board to hold public hearings. Board to consist of 11 members appointed by Gov'r to serve at his pleasure. Designates as ex officio members of board (with power to vote on all matters coming before Board): Chm'n of Board of Water and Air Resources, Chm'n, N.C. Wildlife Comm'n, Chm'n SHC, and Property Control Officer of Dep't of Admin. Provides for election of vice-chairman and secretary of Board, payment of salary to secretary, and scheduling of meetings. Provides per diem allowance for members of Advisory Board on official business. Effective, July 1, 1969.

S 311 Dredge permits-riparian owners — GS 146
Introducer: Wood — Sent to CONS & DEV

"To amend Chapter 146 of the General Statutes of North Carolina to authorize the Department of Administration to issue permits to riparian owners ajoining navigable waters to dredge in navigable waters and to establish a schedule of charges for spoil taken from navigable waters and State-owned lakes." Adds new GS 146-6.3 authorizing any owner of land adjoining navigable water wishing to dredge such waters in front of his land, to apply to Dep't of Administration for permit. Requires that applications contain plat of area, and copy of deed of applicant. Requires applicant to deliver to owners of riparian property adjoining his, copy of application and gives each such owner 30 days to file written objections to dredging. Directs Dep't, if finds that dredging will not interfere with navigation, injure adjoining owner, or have undesirable effects on estuarine ecology, to issue dredge permit and fix consideration, subject to approval of Governor and Council of State in each instance. Requires that all materials excavated be encased or entrapped to prevent them from moving back into the navigable water. Establishes following schedule of charges for materials dredged and used for private land fill: $.25 per cubic yard for first 1,000, $.15 for next 1,000, and $.10 for all in excess, with no charge either if filling to reclaim lands previously lost to owner by natural causes, or if maintaining existing channels with no enlargement or extension. Authorizes Governor and Council of State to adopt regulations adjusting charges, and directs proceeds be paid into State Land Fund.

S 312 Navigable waters-save beauty — GS 146
Introducer: Wood — Sent to CONS & DEV

"To amend Chapter 146 of the General Statutes of North Carolina to establish regulations to preserve the natural beauty of navigable waters within the State." Adds new GS 146-20.1 making unlawful placing or leaving trash or other waste material of any kind in or on navigable water in State; violation is misdemeanor punishable by fine, imprisonment or both in court's discretion. Makes unlawful erection on floor of, in or on any body of navigable water of any sign or other structure without first getting permit for

same from US Army Corps of Engineers and NC Dep't of Administration, or agency designated by Dep't. Doesn't apply to commercial fishing nets. Makes erections without permit or contrary to permit misdemeanors punishable by fine, imprisonment, or both in court's discretion. In such cases, State authorized to immediately remove unlawful signs or structures, and State expenses constitute lien on violators property in State. Requires owners of abandoned structures erected upon floor of, in, or on any body of navigable water to remove same and clear area within 30 after abandonment. Failure constitutes misdemeanor punishable by fine, imprisonment or both in court's discretion. Authorizes State to immediately proceed to remove abandoned structure and clear area with cost of such to be charged to owner and constitute lien on his properties in State.

HOUSE

H 467 (Joint Resolution) Honoring Red Springs hoop team — MISC RES
Introducers: R McMillan, R. Campbell, McFadyen, and Speros — Passed and sent to SENATE

"Congratulating and commending the Red Springs High School's basketball team for their performance and sportsmanship in winning the State 1-A conference basketball championship." As title indicates.

H 468 Licensing Osteopaths — GS 90
Introducers: H. Johnson and Mills — Sent to HEALTH

"To provide for the licensing of osteopathic physicians to practice medicine and surgery and to abolish the Board of Osteopathic Examination and Registration." Provides such licensing to be done by N.C. Board of Medical examiners and abolishes Board of Osteopathic examination and Registration, transferring its duties to Board of Medical Examiners. Makes conforming statutory changes as follows: Amends GS 90-2 (composition of Board of Medical Examiners) adding 1 doctor of osteopathy (D.O.). Amends GS 90-3 (providing Medical Society to appoint Board) providing Governor, on recommendation of N.C. Osteopathic Society, Inc., to appoint D.O. member; initial member to hold license to practice medicine or surgery in another state, subsequent members to be licensed by N. C. Adds to GS 90-0 (credentials presented to Board of Medical examiners prior to licensing) diploma from osteopahtic college approved by American Osteopathic Association, and provides applicants holding D.O. degree to be examined on principles of osteopathic medicine by D.O. Board member in addition to other examination subjects. Further provides all applicants to be examined by Board by number only, with no other identifying information to appear on examination papers. Amends GS 90-10 (allowing Board to establish preliminary and final examinations for candidates) and GS 90-13 (allowing Board to issue license to applicant without examination if applicant licensed in another state) to provide for D.O. applicants. Amends GS 90-14 (prescribing under what conditions Board may rescind license) by changing one such condition of person's having held himself out as being able to treat ailments under a system for which he is not "licensed" to doing the same without "an earned diploma or degree". Adds new GS 90-21.1 and 21.2 providing generally for abolition of Board of Osteopathic Examination and Registration, for transferral of all books, records and funds, etc. of such board to Board of Medical Examiners, and subjecting persons licensed by such board to jurisdiction of Board of Medical Examiners. Effective July 1, 1969.

Amends GS 90-132 providing persons previously licensed by Board of Osteopathic Examination and Registration and D. O's. hereafter licensed by Board of Medical examiners to register annually with Board of Medical Examiners (presently with Osteopathic Board). Amends GS 90-136 transferring to Board of Medical Examiners power to revoke or suspend license of osteopath on stated conditions, and GS 90-137 transferring to said board power of restoration of license. Repeals GS 90-130 (Board of Osteopathic Examination and Registration composition, membership, etc.), GS 90-131 (educational requirements for licensing of D. O's., etc), GS 90-133 (fees of Osteopathic Examination Board) and GS 90-135 (recordation of osteopathic certificates). Provisions of this paragraph to be effective upon date State Board of Osteopathic Examination and Registration ceases to exist persuant to proposed GS 90-21.1.

H 473 Handicapped children — GS 115
Introducer: Euliss — Sent to APPROPRN

"To provide a program of instruction for handicapped children in North Carolina and to make appropriations therefor." Adds new Art. 20B to GS 115, entitled "Education of Handicapped Children." Directs State Sup't of Public Instruction, with approval of State Board of Education, to formulate rules prescribing program, and eligibility therefor, for education of handicapped children, defined to include "mentally retarded, hard of hearing, deaf, speech impaired, visually handicapped, seriously emotionally disturbed, crippled, or other health impaired children." who therefore need special education. Authorizes local school boards to establish special programs for such children, including joint programs. Provides that local sup't, when directed by local board, to survey children in unit, to determine which children handicapped, and report findings to board. Authorizes use by local boards of funds for this purpose. Authorizes local boards establishing such programs to request from State Board of Education teacher allotments and such other funds as necessary, and requires State Board to provide such funds when program meets its requirements, such funds to come from Nine-Month School Fund. Authorizes Director of Budget, upon request of State Board of Education, to make transfers to Nine-Month School Fund of any funds which State Board finds available in any budget administered by it, to provide funds for programs established under this Act. Requires State Board to transfer to State Dep't of Public Instruction from Nine-Month School Fund, and such other appropriations as available, funds sufficient to administer and supervise program established. Effective July 1, 1969.

H 474 Clarify laws of larceny — GS 14
Introducer: J. Ramsey — Sent to JUDIC 2

"To clarify the laws relating to larceny." Rewrites GS 14-70 to abolish all distinctions between petit and grand larceny and makes larceny a felony punishable under GS 14-2 (calling for fine, imprisonment not over 10 years, or both) and subject to same rules of criminal procedures and principles of law as to accessories before and after fact as other felonies. (Now, all distinctions between petit and grand larceny, "where the same has had the benefit of clergy", are abolished.)

Rewrites GS 14-72 to provide that larceny of property or receipt of known stolen goods of value of $200 or less is misdemeanor punishable by fine, imprisonment not over 2 years, or both (now, punishable in discretion of court).

Makes larceny a felony without regard to value of stolen property when larceny is from the person; committed pursuant to violation of GS 14-51 ("First and second degree burglary"), GS 14-53 ("Breaking out of dwelling house burglary"), GS 14-54 ("Breaking into or entering houses otherwise than burglariously"), or GS 14-57 ("Burglary with explosives"); or is of any high explosive. (Now, section doesn't apply to larceny from person, from dwelling, or from any building where valuable personal property is obtained by breaking and entering.) Where larceny is felony then crime of receiving known stolen goods in such cases is also felony without regard to value.

H 475 Clarification of burglary — GS 14
Introducer: J. Ramsey — Sent to JUDIC 2

"To clarify the laws relating to burglary and related offenses." Adds sentence to GS 14-51 declaring that for purposes of defining burglary, larceny deemed felony without regard to value of property in question. Rewrites GS 14-53 to declare that if any person enter home of another with intent to commit felony or larceny (now: felony or other infamous crime), and commits such, and breaks out at night, he is guilty of burglary. Rewrites GS 14-54 to provide that any person breaking or entering any building with intent to commit felony or larceny guilty of felony punishable per GS 14-2, while any other person breaking or entering building guilty of misdemeanor punishable per GS 14-3(a) (now, generally the same, but talks of intent of felony or other infamous crime). Defines "building". Rewrites GS 14-55 to make being armed with weapon with intent to break or enter and commit felony or larceny (now, felony or other infamous crime), or being found with housebreaking tools, or being found in building with above intents, guilty of felony. Rewrites GS 14-56 to make it punishable by up to five years imprisonment to break seal or to break and enter into any railroad car, truck or trailer containing goods, with intent of felony or larceny (now, railroad cars only). Rewrites GS 14-57 to cause any person breaking or entering building with intent to commit felony or larceny (now, any crime) and using or attempting to use explosives in such crime, to be guilty of burglary with explosives.

H 476 Post-conviction review — GS 7A
Introducer: J. Ramsey — Sent to JUDIC 2

"To allow discretionary review by the Supreme Court of North Carolina in post-conviction cases." Rewrites GS 7A-28 to provide for review of post-conviction proceedings from Court of Appeals in accord with GS 7A-31 in discretion of Supreme Court (now, decision of Court of Appeals is final). Amends GS 7A-31(a) to permit Supreme Court to certify post-conviction proceedings from Court of Appeals. Amends GS 15-222 to conform to other amendments.

H 477 Abolishing Seashore Commission (Iden. S 310) — GS 143
Introducer: Jernigan — Sent to CONS&DEV

"Abolishing the North Carolina Seashore Commission, transferring the Seashore Commission's duties to the Department of Conservation and Development and for related purposes." Identical with S 310, digested above in today's bulletin.

H 483 State and regional planning (Iden. S 303) GS 143
Introducer: L. Ramsey Sent to LOC GOVT

"With respect to State and regional planning." Identical with S 303, digested above in today's bulletin.

H 484 Local Affairs Department (Iden. S 304) GS 113, 143, 153, 160
Introducer: L. Ramsey Sent to LOC GOVT

"To establish the North Carolina Department of Local Affairs." Identical with S 304, digested above in today's bulletin.

H 485 Highway Commission membership (Iden. S 302) GS 136
Introducer: Mills Sent to ROADS

"To amend G.S. 136-1 relating to the membership of the State Highway Commission." Identical with S 302, digested above in today's bulletin.

H 486 Refrigeration contracting GS 87
Introducer: Twiggs Sent to JUDIC 2

"To amend Article 5, Chapter 87, Section 64 of the General Statutes relating to examination, renewal and reinstatement fees for persons and firms engaged in refrigeration contracting." Amends cited section to raise refrigeration contracting license examination fee to $30 (now, $25), license renewal fee to $30 (now, $25), and license reinstatement fee to $35 (now $30).

H 487 Poll watchers clarification GS 163
Introducer: Twiggs Sent to JUDIC 2

"To bring G.S. 163-153(2) in conformance with G.S. 163-45." Amends GS 163-153(2) to permit watchers appointed in conformance with GS 163-45 to be allowed within voting enclosure in counties which adopt full-time and permanent registration.

H 490 Voting residence period CONSTITUTION
Introducers: Andrews and others Sent to CONSTUTN

"To amend the Constitution of North Carolina to reduce the residence period required for voting in State elections from one year to six months." Rewrites Art. VI, Sec. 2(1) of revised Constitution of NC (S 150, H 231) and Art. VI, Sec. 2 of present Constitution, to permit any person having resided in NC 6 months and precinct for 30 days preceding election, and possessing other qualifications, to vote in any election held in NC. (Present and revised versions require 1 year residency in NC, and in addition present Art. VI, Sec. 2, provides that person's convicted of crimes punishable by imprisonment in State prison may not vote unless pardoned, and permits General Assembly to change residency requirements for voting in Presidential elections.) Directs that amendment be submitted to voters at next general election, provides for certification by Gov., and enrollment by Sec'y of State if successful, and provides that amendment effective Jan. 2, next after ratification by voters.

H 491 Interest charges on borrowed money GS 24, 53
Introducers: Clark and others Sent to BANKS

"To amend the General Statutes relating to interest and charges on borrowed money." Adds new GS 24-1.1 permitting parties to loan, advance or

forbearance to contract in writing for payment of any interest rate not in excess of 8% simple interest per annum for such time as interest may accrue. Amends GS 24-2 to provide that usury (which calls forth various penalties in the section) is taking or charging greater rate of interest than "permitted by this chapter or other applicable law" (now, 6%). Amends GS 24-4 to permit loans by guardians out of estates up to maximum "lawful" (now, "legal") rate. Rewrites GS 24-8 to declare that any interest paid, reserved or charged on any loan, advance or forbearance up to 10% simple interest per annum, where original principal equal to or more than $100,000, or where loan or loans made against written commitment or loan agreement to lend aggregate principal of $100,000 or more within period of 36 months from date of commitment or agreement, not usurious. (Present GS 24-8 permits loans in excess of $30,000 to corporations to carry interest up to 8%.) Rewrites GS 24-10 to prohibit lenders from receiving from borrowers or borrower's agent fee or discount which is in excess of 1% of principal of loan, for any loan made under GS 24-1.1 or 24-8, except where one-half of principal due within 75 days, then fees or discounts not to exceed 1/2 of 1% of principal or $400, whichever greater. (Present GS 24-10 permits interest up to 7% for certain residential loans.) Rewrites GS 24-11 to permit borrowers to agree to pay pre-payment penalty not in excess of 2% of principal balance during first 3 years of loan, and not in excess of 1% of principal balance thereafter. (Present GS 24-11 limits fees and discounts to 1% of principal.)

Rewrites GS 53-43(6) to permit any NC commercial bank or any national bank operating in NC to charge 12% simple interest per annum, agreed to in writing by parties to contract. Prohibits taking directly or indirectly money, goods or services in excess of 12%. Permits bank charging set-up charge on loans up to $500, and not counting as interest, but limits such charge to 4% per annum of funds advanced or $15, whichever less, except may charge minimum of $4 on loans less than $100. Permits only 10% simple interest per annum on loans secured by mortgages, deeds of trust or other liens upon real estate. Permits NC commerical banks and national banks operating in NC to collect service charge up to 1 1/2% per month on unpaid balance at end of previous month on accounts of cardholders or consumers in open-end credit or similar plans, but "no charge of any kind may be made under such plan except the charge of 1% per month to the cardholder or consumer." (Present GS 53-43(6) permits banks and savings and loan assn's operating in state to deduct in advance from proceeds of loan, 6% per annum.) Rewrites GS 53-141(2) to permit industrial banks to make loans in accord with GS 53-43(6)a (now, conforms to present GS 53-43(6)). Strikes out GS 53-141(3) (Permits industrial banks to charge various loan fees.) and renumbers remaining subsections accordingly.

LOCAL BILLS INTRODUCED

SENATE

S 306 Pinehurst boundaries — MOORE
Introducer: Saunders — Sent to LOC GOVT

"To amend Chapter 993, Session Laws of 1949, to make more definite the outside boundaries of Pinehurst, Moore County, North Carolina." Rewrites section 1 of cited chapter describing outside boundaries of Pinehurst by metes and bounds. (Presently describes Village of Pinehurst as encumpassing area in all directions one mile from "General Offices of Villege of Pinehurst...") Provides remainder of cited chapter to apply to area set out in bill.

S 307 Greensboro school bd recreation — GUILFORD
Introducers: Edwards, Murrow and Bowles — Sent to LOC GOVT

"To authorize the Greensboro City Board of Education and the City of Greensboro to enter into contracts whereby the Board of Education may furnish the city certain services in connection with the city's recreation programs." Authorizes Greensboro Board of Education and City of Greensboro to contract annually for Board to furnish City services and school buses for City's recreation programs. Requires such contracts to contain terms, conditions and compensation agreed upon by Board and City, provided buses not needed by schools during periods used for recreation programs.

S 309 Mt. Airy Housing Appeals Board — SURRY
Introducer: Folger — Sent to LOC GOVT

"To authorize the creation and organization of a Housing Appeals Board to which appeals may be taken from the decision of the building inspector upon any provisions of the housing code of the town of Mount Airy in Surry County." Provides Town Board of Commissioners may create such Housing Appeals Board consisting of 5 members serving three-year staggered terms. Sets up powers and duties of Board and prescribes procedures to follow or appeal to Board. Provides Board with powers and duties of building inspector to extent necessary for revocation or amendment of inspector's order, and states generally that Board to administer housing code to insure public welfare, safety and substantial justice. Provides decision of Housing Board subject to review by Superior Court by certiorari procedings instituted within 15 days of Board's decision, but not otherwise. Failure of person ordered by building inspector to take action relating to a building, or, on appeal, failure to comply with written order of Housing Appeals Board building inspector may cause such ordered action to take place, and costs incurred in such action become lien against real property involved.

HOUSE

H 469 Newport comm'rs salaries — CARTERET
Introducer: Boshamer — Sent to LOC GOVT

"Fixing the salary of the Board of Commissioners of Newport." As title indicates, salary set at $15 per month. Effective July 1, 1969.

H 470 County official's pay — VANCE
Introducer: Church — Sent to LOC GOVT

"Changing the compensation of the sheriff, register of deeds and county commissioners of Vance County." Amends SL 1967, Ch. 498 to increase salaries of various County officials as follows: sheriff to $7,400 (now, $6,500) with allowance to $2,000 (now, $2,300); register of deeds to $9,150 (now, $8,250); and county commissioners to $1,200 (now, $1,000) with comm'n chairman to $2,100 (now, $1,900).

H 471 Municipal subdivision — MCDOWELL
Introducer: Beam — Sent to LOC GOVT

"To amend G. S. 160-227.1 to make the Subdivision Laws applicable to municipalities in McDowell County." Modifies GS 160-227.1 by deleting McDowell from list of counties excluded from its provisions to make Part 3A ("Subdivisions") applicable to McDowell County.

H 472 Loose-leaf voter registration-dup. ASHE
Introducer: Barr Sent to ELECTION

"To provide for a new registration of voters in Ashe County in lieu of and prior to setting up a loose-leaf system otherwise." Duplicate of H 428, digested in Bulletin No. 50, p. 389.

H 478 Ahoskie town limits HERTFORD
Introducer: Jernigan Sent to LOC GOVT

"To amend Chapter 609 of the Session Laws of 1963 defining the corporate limits of the Town of Ahoskie." Rewrites Sec. 2.1 of SL 1963, Ch. 609 (Charter of Ashoskie), redescribing by metes and bounds Ahoskie corporate limits.

H 479 Pasquotank commissioners pay PASQUOTANK
Introducer: Culpepper Sent to LOC GOVT

"To amend Chapters 62 and 664 of the 1965 Session Laws relating to the compensation of the chairman and other members of the Pasquotank County Board of Commissioners." Amends SL 1965, Ch. 62 to permit Pasquotank County Board of Commissioners to provide Board Chairman with maximum travel and expense allowance of $100 per month (presently $50 per month). Rewrites SL 1965, Ch. 664 (which makes local amendment to GS 153-13 "Compensation of County Comm'rs") to provide Board may allow travel and expense allowance for Comm'rs of up to $50 per month for performing official duties in County and reimbursement in addition for expenses as may be incurred by Comm'rs performing official duties outside County. Effective July 1, 1969.

H 480 Pasquotank county accountant PASQUOTANK
Introducer: Culpepper Sent to LOC GOVT

"To provide for the appointment and compensation of the Pasquotank County accountant by the Board of County Commissioners." Provides that present county accountant to continue in office until March 1, 1971, and thereafter Comm'rs to appoint accountant and fix compensation as provided in GS 153-115. Repeals Pub Loc L 1915, Ch. 61, Pub Loc L 1939, Ch 302 and that part of SL 1959, Ch. 1088, Sec. 1 relating to salary of county accountant, all effective March 1, 1971.

H 481 Ditch digging BLADEN
Introducer: Green Sent to LOC GOVT

"To prevent the digging of ditches below a certain level in Bladen County." Makes it a misdemeanor punishable by fine or imprisonment in court's discretion to dig any ditch under any portions of U. S. Highways # 701 and # 53 and S. R. 1515 which surround White Lake in Bladen County below 66' above sea level.

H 482 Asheville init., refer. and recall BUNCOMBE
Introducers: Stevens and Harkins Sent to LOC GOVT

"To amend Chapter 121, Private Laws of 1931, relating to initiative, referendum and recall in the City of Asheville." Amends Priv. L 1931, Ch. 121 to permit submission of proposed ordinance to City Council by petition signed by 15% of registered voters of Asheville (now, 15% of one-ninth of total of all votes cast for members of city council in next preceding municipal election). Provides that if council does not pass proposed ordinance (and petitioners have requested a vote) council to submit to referendum, held not more than 90 (now, 45) days after call for election. Prohibits resubmission of any question within 3 years from date of election. Changes number of persons required to sign recall petition to 15% of registered voters (now, 15% of one-ninth of total of all votes cast for members of city council in next preceding municipal election).

H 488 Permanent registration — WAKE
Introducer: Twiggs — Sent to JUDIC 2

"To remove the local modification to G. S. 163-69 as applicable to Wake County." Amends Sec. 1 1/2 of SL 1965, Ch. 1116 to make it clear that 4-year (and not 6-year) purging period per G. S. 163-69 for persons failing to vote applies to County.

H 489 Eminent domain-water/sewer — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, Campbell, Carson, Hicks, and Jones — Sent to LOC GOVT

"To amend Article 24 of Chapter 153 of the General Statutes to permit the Board of Commissioners of Mecklenburg County to exercise the power of eminent domain with respect to water and sewer systems in the same manner as permitted in Article 9 of Chapter 136 of the General Statutes." Modifies GS 153-284 by adding new subsec. (3) authorizing Mecklenburg Bd. of Comm'rs to exercise same authority of eminent domain as is given in GS 136, Art. 9 ("Condemnation") to the State Highway Comm'n and authorizing County Manager of Mecklenburg to serve in same capacities as are given in GS 136, Art. 7 to the Director of Highway Comm'n. Provisions of bill apply only to Mecklenburg County. Effective from date of ratification but not applicable to condemnation procedures in which complaint or petition filed before ratification date.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 116 Liberty-town elections (Randolph) (digested in Bulletin No. 27, p. 164; amended in Senate 2/25/69, digested in Bulletin No. 30, p. 189)

Amendments adopted in House 3/28/69 (1) providing that in case of tie vote for any office, registrar to cast deciding vote, and (2) providing that if persons, up to 10 in number, receiving highest number of nominating votes at mass meeting, for comm'r, and persons, up to 2, receiving highest number of nominating votes for mayor, fail to file written request to be placed on ballot, then names put on ballot anyway, and further permitting any person qualified for office and not nominated at mass meeting to be placed on ballot by filing petition signed by 10% of qualified voters of town, within time limits, and providing finally that person receiving plurality of votes for office will be declared elected.

HOUSE

H 141 Drainage district appeal (digested in Bulletin No. 22, p. 126)

Amendment adopted in House 3/28/69 to add new subsection apparently intended to amend GS 156-93.3(15) (GS reference is omitted) to the same effect as original bill amends GS 156-75 and GS 156-93.2(10).

H 364 Jail time pending appeal (digested in Bulletin No. 44, p. 322)

Amendment adopted in House 3/28/69 changing proviso to read that if sentence which was appealed (and appeal then withdrawn) is a consecutive sentence imposed to begin at expiration of sentence by virtue of which defendant in custody, then defendant not entitled to credit by virtue of time spent in custody for pre-existing sentence.

H 366 New Bern charter amendments (digested in Bulletin No. 44, p. 324)
Amendment adopted in House 3/28/69 providing act to apply retroactively from March 1, 1969 (now, act effective upon ratification).

H 378 Omnibus school board appointments (digested in Bulletin No. 45, p. 332)
Floor amendments adopted in House 3/28/69, to provide that in Stokes County, members of bd. of education to serve 4-year terms (originally, 2-yr. terms) and that in Iredell County, named persons to replace those named in original.

H 381 (Wake, Robeson) Removing unauthorized vehicles (digested in Bulletin No. 46, p. 339)
Amendment adopted in Senate 3/28/69 adding Craven to list of counties to which act applies.

SENATE AND HOUSE CALENDAR ACTION MAR.28,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS.(2/14) H-PASSED 2ND READING.
#S. 132 EGG LAW-QUALITY STANDARDS.(3/25) RATIFIED - CHAPTER-139.
S. 137 (J.RES.) SEMI-PERMANENT LICENSE PLATES. S-REPTD FAV.
S. 198 (J.RES.) MED STUDENT RECRUITMENT. H-REPTD FAV.
S. 199 (J.RES.) MED SCHOOLS - INCREASE GRADS. H-REPTD FAV.
S. 200 (J.RES.) PREMED EDUCATION NEEDS. H-REPTD FAV.
S. 207 (J.RES.) WAKE BICENTENNIAL. H-REPTD FAV.
S. 214 SELF-INSPECTION,MOTOR VEHICLES. H-REF TO COM ON HY SAFTY.
S. 215 BLIND VOTER ASSISTANCE.(3/20) H-REPTD FAV.
S. 240 ESTABLISHING AUXILIARY POLICE. S-PLACED ON CAL FOR MAR 31.
S. 247 COUNTY COMMISSIONER VACANCIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 248 COUNTY COMM'R MEETING DATE. S-PLACED ON CAL FOR APRIL 1.
S. 249 CLERK TO COUNTY COMM'RS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 255 (J.RES.) OFFICIAL LICENSE PLATES. S-REPTD FAV.
S. 265 SMALL TRAILER REAR LAMPS. H-REF TO COM ON HY SAFTY.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2. S-REPTD FAV; S-RE-REF TO COM ON FINANCE.
S. 271 (J.RES.) AMENDING RESOLUTION NO. 1. H-REF TO COM ON RULES.
S. 274 SMALL TRAILER LIGHTS. H-REF TO COM ON HY SAFTY.
#S. 295 (J.RES.) INVITING GOVERNOR - 2. RATIFIED - RES.37.
S. 301 GAS TAX EXEMPT-PRIVATE SCHOOLS-2. S-REPTD FAV; S-PLACED ON CAL FOR APRIL 1.
S. 302 HIGHWAY COMMISSION MEMBERSHIP. S-REF TO COM ON ROADS.
S. 303 STATE AND REGIONAL PLANNING. S-REF TO COM ON ST GOVT.
S. 304 LOCAL AFFAIRS DEPARTMENT. S-REF TO COM ON ST GOVT.
S. 305 WILL-DRILLING VEHICLES. S-REF TO COM ON HY SAFTY.
S. 308 STUDENTS ON UNC BOARD. S-REF TO COM ON HIGHR ED.
S. 310 ABOLISHING SEASHORE COMMISSION. S-REF TO COM ON CONS&DEV.
S. 311 DREDGE PERMITS-RIPARIAN OWNERS. S-REF TO COM ON CONS&DEV.
S. 312 NAVIGABLE WATERS-SAVE BEAUTH. S-REF TO COM ON CONS& DEV.

H. 30 LAW OFFICERS' INCOME TAX EXEMPTION.(3/18) S-REPTD FAV.
H. 49 LOOSE-LEAF REGISTRATION OF VOTERS.(3/05, 3/27) S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR IN AMEND.
H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14, 3/21) S-PLACED ON CAL FOR APRIL 1.

H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) S-PLACED ON CAL FOR APRIL 1.
H. 141 DRAINAGE DISTRICT APPEAL.(3/28) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 156 POLITICAL AD POSTING. H-REPTD FAV.
H. 221 CRIMINAL JURY TRIALS,DIST.CT..(3/27) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 233 SLOW MOVING VEHICLES: REFLECTORS. H-PLACED ON CAL FOR MAR.31..
H. 237 COUNTY AMBULANCE COMMISSION. S-PASSED 2ND & 3RD READINGS.
#H. 263 TAKING WILDLIFE-ARTIFICIAL LIGHT.(3/07, 3/25) RATIFIED - CHAPTER 140.
H. 268 PUBLIC NOTICE BROADCAST.(3/26, 3/26) H-RECONSIDERED 2ND READING; H-PLACED ON CAL FOR APR.1.
H. 305 (J.RES.) UNC MED SCHOOL B BUDGET REQUEST. H-REPTD FAV.
H. 306 LRC HEALTH MANPOWER STUDY. H-REPTD FAV.
H. 330 AUTO INSPECTION-30 DAY GRACE.(3/26) S-REPTD FAV.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21) S-RE-REF TO COM ON JUDIC 2.
H. 364 JAIL TIME PENDING APPEAL.(3/28) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS.(3/28) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
#H. 393 DISMISSAL OF APPEALS TO CT.APPS.. H-POSTPONED INDEF.
H. 399 BEER BUYER AGE. H-RE-REF TO COM ON JUDIC 1.
H. 413 GAS TAX PROCEEDS - WILDLIFE. H-REPTD FAV; H-RE-REF TO COM ON FINANCE.
H. 467 (J.RES.) HONORING RED SPRINGS HOOP TEAM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 468 LICENSING OSTEOPATHS. H-REF TO COM ON HEALTH.
H. 473 HANDICAPPED CHILDREN. H-REF TO COM ON APPROPRN.
H. 474 CLARIFY LAWS OF LARCENY. H-REF TO COM ON JUDIC 2.
H. 475 CLARIFICATION OF BURGLARY. H-REF TO COM ON JUDIC 2.
H. 476 POST-CONVICTION REVIEW. H-REF TO COM ON JUDIC 2.
H. 477 ABOLISHING SEASHORE COMMISSION. H-REF TO COM ON CONS&DEV.
H. 483 STATE AND REGIONAL PLANNING. H-REF TO COM ON LOC GOVT.
H. 484 DEPARTMENT LOCAL AFFAIRS. H-REF TO COM ON LOC GOVT.
H. 485 HIGHWAY COMMISSION MEMBERSHIP. H-REF TO COM ON ROADS.
H. 486 REFRIGERATION CONTRACTING. H-REF TO COM ON JUDIC 2.
H. 487 POLL WATCHERS CLARIFICATION. H-REF TO COM ON JUDIC 2.
H. 490 VOTING RESIDENCE PERIOD. H-REF TO COM ON CONSTUTN.
H. 491 INTEREST CHARGES ON BORROWED MONEY. H-REF TO COM ON BANKS.

LOCAL BILLS

S. 71 (BUNCOMBE) ASHEVILLE CITY COUNCIL ELECTION.(2/28) H-REPTD FAV.
S. 116 (RANDOLPH) LIBERTY-TOWN ELECTIONS.(2/25, 3/28) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-CONCURRED IN H AMEND.

S. 161 (ROBESON) PROFESSIONAL BONDSMEN. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 162 (DAVIDSON) THOMASVILLE SCHOOL LAND.(3/21) H-PASSED 2ND READING.
S. 177 (CALDWELL) SOIL-WATER CONSERVATION FUNDS. H-REPTD FAV.
S. 209 (ONSLOW) COUNTY COMM'RS TERMS - NUMBER. H-REPTD FAV.
S. 225 (JOHNSTON) GARBAGE DISPOSAL. H-REPTD FAV.
S. 228 (CABARRUS) MT. PLEASANT ABC ENFORCEMENT. H-REF TO COM ON ABC.
S. 229 (CABARRUS) CONCORD ABC ENFORCEMENT. H-REF TO COM ON ABC.
S. 231 (BURKE) MORGANTON POLICE JURISDICTION. H-REPTD FAV.
S. 232 (SURRY) ELKIN FIREMEN RETIREMENT. H-REPTD FAV.
S. 236 (SAMPSON) CLINTON SUPPLEMENTAL RETIREMENT. H-REPTD FAV.
S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION. S-PASSED 2ND READING.
S. 239 (RANDOLPH) FRANKLINVILLE ELECTION. H-REPTD FAV;H-PASS 2nd & 3RD
S. 241 (WILKES) SCHOOL PROPERTY CONVEYANCE. H-REPTD FAV.
S. 256 (HALIFAX) ROANOKE RAPIDS ELECTION. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
S. 266 (CASWELL) WARRANTY DEEDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 268 (PERSON) ROXBORO STREET ASSESSMENTS. S-PASSED 2ND READING.
S. 278 (PITT) FARMVILLE CORPORATE LIMITS. S-PASSED 2ND READING.
S. 279 (PITT) FARMVILLE TOWN MANAGER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS. S-REPTD FAV.
S. 306 (MOORE) PINEHURST BOUNDARIES. S-REF TO COM ON LOC GOVT.
S. 307 (GUILFORD) GREENSBORO SCHOOL BD. RECREATION. S-REF TO COM ON LOC GOVT.
S. 309 (SURRY) MT. AIRY HOUSING APPEAL BOARD. S-REF TO COM ON LOC GOVT.

#H. 229 (CABARRUS) COUNTY SCHOOL BONDS. RATIFIED - CHAPTER-137.
#H. 232 (WILSON) WILSON FIREMEN RETIREMENT. RATIFIED - CHAPTER-138.
H. 238 (NASH) AD. VAL. TAX DISCOUNTS. S-PASSED 2ND & 3RD READINGS.
H. 260 (CLEVELAND) TAX LISTING REGULATIONS. S-PASSED 2ND & 3RD READINGS.
H. 282 (RANDOLPH) ASHEBORO SCHOOL BOARD RESIDENCE. S-REPTD FAV.
H. 295 (STOKES) PREPAYMENTS TAX DISCOUNTS. S-PASSED 2ND & 3RD READINGS.
H. 299 (DUPLIN) HUNTING FROM PUB ROADS.(3/26) S-REF TO COM ON WILDLIFE.
H. 311 (ONSLOW) COUNTY COMM'RS TERMS-NUMBER. S-PASSED 2ND & 3RD READINGS.
H. 312 (PITT) GREENVILLE UTILITIES COMM'N PAY.(3/21) S-PASSED 2ND & 3RD READINGS.
H. 319 (ALLEGHANY) COUNTY LAND SURVEYORS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 324 (TYRRELL) SCHOOL BOARD INCREASE. S-PASSED 2ND & 3RD READINGS.
H. 326 (DARE) MANTEO POLICE JURISDICTION. S-PASSED 2ND & 3RD READINGS.
H. 333 (JOHNSTON) PREPAYMENT TAX DISCOUNTS. H-REPTD FAV AS AMENDED.

H. 346 (ROCKINGHAM) GARBAGE DISPOSAL.(3/20) S-PASSED 2ND & 3RD READINGS.
H. 351 (ALAMANCE) ELON ORDINANCE PROCEDURE. S-PASSED 2ND & 3RD READINGS.
H. 357 (BRUNSWICK) WORTHLESS CHECKS PUNISHMENT. S-PASSED 2ND & 3RD READINGS.
H. 362 (LINCOLN) LINCOLNTON OFFICIALS' SALARIES. S-PASSED 2ND & 3RD READINGS.
H. 363 (LINCOLN) LINCOLN INCORPORATING EXTENSION. H-REPTD FAV.
H. 365 (NASH) COMPENSATE POWELL FOR INJURIES. S-PASSED 2ND & 3RD READINGS.
H. 366 (CRAVEN) NEW BERN CHARTER AMENDMENTS.(3/28) H-REPTD FAV AS AMENDED; H-PASSED 2ND READING; H-RECONSIDERED 2ND READING; H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR MAR.31.
H. 368 (HARNETT) COATS MUNICIPAL ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 372 (LINCOLN) LINCOLN STREET ASSESSMENT. H-REPTD FAV.
H. 373 (LINCOLN) LINCOLNTON ABC OFFICERS. S-REF TO COM ON ABC.
H. 376 (ROBESON) FAIRMONT SCHOOL ANNEXATION. S-PASSED 2ND & 3RD READINGS.
H. 377 (CARTERET) HAVELOCK WATER CONNECTIONS. H-REPTD FAV.
H. 381 (NEW HANOVER, ROBESON, WAKE) REMOVING UNAUTHORIZED VEHICLES. (3/21, 3/24, 3/28) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR IN AMEND.
H. 406 (WAKE) RUBY SCHOOL BOARD TERM. S-PASSED 2ND & 3RD READINGS.
H. 423 (PAMLICO) REACTIVATE CHARTER OF ARAPAHOE. H-REPTD FAV.
H. 469 (CARTERET) NEWPORT COMM'RS SALARIES. H-REF TO COM ON LOC GOVT.
H. 470 (VANCE) COUNTY OFFICIALS'S PAY. H-REF TO COM ON LOC GOVT.
H. 471 (MCDOWELL) MUNICIPAL SUBDIVISION. H-REF TO COM ON LOC GOVT.
H. 472 (ASHE) LOOSE-LEAF VOTER REGISTRATION-DUP. H-REF TO COM ON ELECTIONS.
H. 478 (HERTFORD) AHOSKIE TOWN LIMITS. H-REF TO COM ON LOC GOVT.
H. 480 (PASQUOTANK) PASQUOTANK COUNTY ACCOUNTANT. H-REF TO COM ON LOC GOVT.
H. 481 (BLADEN) DITCH DIGGING. H-REF TO COM ON LOC GOVT.
H. 482 (BUNCOMBE) ASHEVILLE REFERENDUM & RECALL. H-REF TO COM ON LOC GOVT.
H. 488 (WAKE) PERMANENT REGISTRATION. H-REF TO COM ON JUDIC 2.
H. 489 (MECKLENBURG) EMINENT DOMAIN-WATER/SEWER. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate:

9:30 a.m., Saturday, March 29, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, March 31, 1969.

Next Sessions of House:

10:00 a.m., Saturday, March 29, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, March 31, 1969.

#

G41
25:1969/54

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 54 -433- MONDAY, MARCH 31, 1969

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, March 29, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 313 Old Rock House appropriation — APPROPRIATION
Introducer: Evans — Sent to APPROPRN

"To appropriate funds for the restoration of the home of Hezekiah Alexander, known as 'The Old Rock House.'" As title indicates, appropriating from General Fund to Dep't of Archives and History $100,000.

S 314 Income tax rate increase — GS 105
Introducer: Kirby — Sent to FINANCE

"To increase the tax rates upon the incomes of individuals and corporations." Amends GS 105-130.3 to increase income tax on net income of corporations or portion thereof allocated and apportioned to NC, to 6.6% (now, 6%). Amends GS 105-136 to increase rates of income tax to be paid by individuals as follows: on net income up to $2000, 3.3% (now, 3%); from $2000 to $4000, 4.4% (now, 4%); from $4000 to $6000, 5.5% (now, 5%); from $6000 to $10,000, 6.6% (now, 6%); over $10,000, 7.7% (now, 7%). Effective for taxable years beginning on and after Jan. 1, 1969.

S 315 (Joint Resolution) Honoring Eisenhower - 2 — MISC RES
Introducers: Dent and others — Adopted and sent to HOUSE

"Honoring the Life and Memory of the Honorable Dwight David Eisenhower, Former President of the United States." As title indicates.

S 316 Onslow Tech funds (Iden. H 496) — APPROPRIATION
Introducer: Ellis — Sent to APPROPRN

"To make certain appropriations to the State Board of Education for the purpose of adding to the Onslow Technical Institute a two-year curriculum of transferable college courses in liberal arts and sciences." As title indicates, appropriating from General Fund to State Board of Education, Dep't of Community Colleges, $110,000 for fiscal year 1969-70 and $163,850 for fiscal year 1970-71. Provides that Act not to be construed as authorizing Onslow Technical Institute to derogate, neglect or abandon primary function of providing vocational, technical and general adult education.

S 317 Commitment of chronic alcoholics — GS 122
Introducer: Penn — Sent to JUDIC 1

"To amend G. S. 122-65.8 so as to clarify the intent of the original act in regard to the commitment of chronic alcoholics by courts having jurisdiction over them to facilities of the Department of Mental Health." Amends GS 122-65.8 to make clear that no chronic alcoholic is to be admitted or committed to any facility of Dep't of Mental Health by court in any manner other than procedure provided in GS 122-65.8(1) (CSC beginning judicial hospitalization procedures in accord with Art. 7 of GS 122).

S 318 Alcoholism advisory council — GS 122, 143
Introducer: Penn — Sent to MENTAL H

"To create an Advisory Council on Alcoholism to the State Board of Mental Health." Creates Advisory Council on Alcoholism to the NC Board of Mental Health, composed of chairmen of House and Senate committees on Mental Health; Judge of Superior Court, appointed by Chief Justice of NC Supreme Court for 3-year term; member of NC State Bar, appointed by President of NC State Bar Assn. for 3-year term; four members appointed by Executive Committee of the Alcoholism Programs of NC, for 3-year terms, except two of first four appointees to serve for only two years; and four members appointed by NC Board of Mental Health, for 3-year terms, except two of first four appointees to serve only two years. Directs Council to study, evaluate and make recommendations to State Board of Mental Health in enumerated areas concerning alcoholism and to make annual report to Board with copies to Governor and General Assembly. Provides that members to be paid same per diem and expense payments as for members of State boards and comm'ns generally, from funds appropriated to State Dep't of Mental Health.

HOUSE

H 492 (Joint Resolution) Honoring Eisenhower — MISC RES
Introducers: Mills and others — Passed and sent to SENATE

"In commemoration of the life and passing of Dwight David Eisenhower, soldier, President, and revered citizen of world history." As title indicates.

H 493 (Joint Resolution) Public employment study — STUDY
Introducers: A. Jones and Vogler — Sent to ST PERS

"To create a commission to study employee-employer relations in the public service." Creates Commission to Study Employee-Employer Relations in the Public Service, composed of 19 members appointed by Governor, including 2 members of Senate nominated by Lieut. Governor, 2 members of House nominated by Speaker, 3 civic or industrial leaders to represent public, and one responsible official from each of following organizations: N.C. Citizens Assn., N.C. County Comm'rs Assn., N.C. League of Municipalities, N.C. State School Boards Assn., N.C. State Board of Education, N.C. State Personnel Board, American Federation of State, county and municipal employees, N. C. Education Assn., N.C. State Employees Assn., N.C. Teachers Assn., N.C. Highway and Correction Employees, and N.C. Industrial Council. Directs Comm'n to review whole area of relations of public employees and employers and to make recommendations to Governor for establishment of orderly, fair and workable procedures governing relations. Provides for meetings, officers

and staff assistance for Comm'n. Provides that members not employees or officers of State to receive $10 per day for each day spent on Comm'n work, and travel and expense reimbursement at rates specified in GS 138-5(b); expenses of Comm'n to be paid from Contingency and Emergency Fund. Requires Comm'n to report to Governor not later than July 1, 1970.

H 494 Municipal cemetery transfers — GS 160
Introducer: Gregory — Sent to LOC GOVT

"To authorize municipalities to transfer and convey cemetery property and perpetual care funds to religious and charitable organizations." Adds to GS 160-200(36) authority for municipalities to transfer cemetery property with or without consideration together with accumulated perpetual care or trust funds, to any religious or charitable organization, provided transferee agrees to maintain cemetery as such in perpetuity and to use such funds only for maintenance of cemetery.

H 496 Onslow Tech funds (Iden. S 316) — APPROPRIATION
Introducer: Ragsdale — Sent to APPROPRN

"To make certain appropriations to the State Board of Education for the purpose of adding to the Onslow Technical Institute a two-year curriculum of transferable college courses in liberal arts and sciences." Identical with S 316, digested above in today's bulletin.

H 499 Potato hauling vehicles fee — GS 20
Introducers: Burrus and Roberson — Sent to HY SAFTY

"To amend G. S. 20-38 and 20-87 pertaining to specially constructed vehicles." Amends GS 20-38(35) to include in definition of "special mobile equipment" vehicles on which is permanently mounted harvester or gondola type body although such vehicle used for hauling potatoes from field to grader. Amends GS 20-87(10) to provide that such vehicles to pay $3 license fee each year or portion thereof.

H 506 Dredge permits-riparian owners (Iden. S 311) — GS 146
Introducer: Green — Sent to CONS&DEV

"To amend Chapter 146 of the General Statutes of North Carolina to authorize the Department of Administration to issue permits to riparian owners adjoining navigable waters to dredge in navigable waters and to establish a schedule of charges for spoil taken from navigable waters and State owned lakes." Identical with S 311, digested in Bulletin No. 53, page 418.

H 507 Navigable waters-save beauty (Iden. S 312) — GS 146
Introducer: Green — Sent to CONS&DEV

"To amend Chapter 146 of the General Statutes of North Carolina to establish regulations to preserve the natural beauty of navigable waters within the State." Identical with S 312, digested in Bulletin No. 53, page 418.

H 508 Historic preservation — GS 121
Introducer: Horton — Sent to CONS&DEV

"To identify and protect historically or architecturally significant North Carolina buildings." Adds new GS 121-7.1 authorizing Dep't of Archives

and History to establish registry of historic or architecturally significant privately owned structures as determined by Historic Sites Advisory Committee to possess such value, so as to preserve them from loss or damage. Registry to be known as "State Register of Historically Significant Buildings." Authorizes Dep't to enter voluntary agreement with owners of buildings so registered under which Dep't permanently attaches seal to buildings bearing legend forbidding them from being altered, moved, or destroyed until 60 days' notice given to Dep't. Upon such agreement, owner shall make further agreement making encumbrance on land under building in form of covenant running with land whereby building may not be altered, moved or destroyed until 60 days' notice given to Dep't, after which owner remitted to former estate. Empowers Director of Dep't to bring action to enjoin alteration, move, or destruction of registered building within 60 days after receipt of same. Makes persons who intentionally violate provisions of seal guilty of misdemeanor.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 495 County officials' salaries — ALAMANCE
Introducers: Harris and Euliss — Sent to LOC GOVT

"To establish the salaries and remuneration of the sheriff, register of deeds and the county commissioners of Alamance County." Establishes annual salaries of county officials as follows: sheriff, $11,500; register of deeds, $10,000; chairman of board of comm'rs, $3,000; other members of board of comm'rs, $1,500; vice-chairman of board of comm'rs, $1,800. Does not affect power of comm'rs to make allowances to said officers for expenses or ex officio functions. Modifies GS 153-13, to provide that each member of comm'rs, except chairman, receive $20 per meeting attended as comm'r and 10¢ per mile in attending such events (now, $10 for meetings of Bd. only and 7¢ per mile for attending board meetins). Provides that chairman of comm'rs receive $1,200 for attending meetings and mileage.

H 497 City-county retirement plan — FORSYTH
Introducer: McKnight — Sent to FINANCE

"Placing retirement benefits under the Forsyth County Employees' Retirement Plan, and the Winston-Salem Employees' Retirement Fund, on a par with those received under the Local Governmental Employees' Retirement Fund insofar as state income taxability thereof is concerned." Purports to modify GS 105-141(13) (apparently GS 105-141(b)(13) to make benefits received under and pursuant to provisions of two named employee funds exempt from income tax to same extent as provided in GS 128-31 for benefits from NC Local Governmental Employees' Retirement System. Applicable to all benefits received under two named funds from and after Jan. 1, 1969.

H 498 City-county joint purchasing — FORSYTH
Introducer: McKnight — Sent to LOC GOVT

"Amending Chapter 382 of the Session Laws of 1967 so as to authorize the Town of Kernersville to join with Forsyth County and the City of Winston-Salem in joint purchasing arrangements." Rewrites local modification to GS 153-246 (permitting Winston-Salem and Forsyth County to enter into joint purchasing agreements for supplies, materials and services) to add Town of Kernersville and provide such agreements may be entered into by any two or all of the three parties.

H 500 Sheriff, Register salaries — WAKE
Introducers: Twiggs, S. Johnson, A. McMillan, and H. Taylor — Sent to LOC GOVT

"To establish the salaries of the sheriff and register of deeds of Wake County." Sets annual salary of sheriff at $15,500 and register at $12,000, to be paid in equal monthly installments. Effective July 1, 1969.

H 501 Taylortown cemetery — MOORE
Introducer: Auman — Sent to LOC GOVT

"Authorizing the Taylortown Sanitary District in Moore County to establish, maintain and operate a public non-profit cemetery." As title indicates, so long as cemetery non-profit and does not advertise that it offers perpetual care of lots sold and located therein. Requires district to maintain records of receipts from sale of lots and expenditures in operation of cemetery, to verify and authorizes State Burial Comm'r to audit books. Permits State Burial Comm'r, if audit shows cemetery operating in violation of Act, to stop sale of lots. Permits district directors to establish, upon approval of Burial Comm'r, regulations for cemetery.

H 502 School committees size — CUMBERLAND
Introducers: Carter, Bryan, Raynor, and Rose — Sent to EDUCTN

"To increase the maximum number of members of school committees to seven persons in Cumberland County." Modifies GS 115-70 to permit school committees in Cumberland County to have maximum size of seven persons (general law: maximum five).

H 503 Fairmont school board members — ROBESON
Introducer: R. McMillan — Sent to EDUCATN

"Appointing certain members of Fairmont City Board of Education." Appoints Dr. Milton Jordan and Mr. Willie Brooks Webster to 4-year terms on Fairmont Board of Ed, beginning July 1, 1969, as per SL 1955, Ch. 307.

H 504 Pistol permits — CLAY
Introducer: Bradley — Sent to LOC GOVT

"Amending Chapter 1073 of the 1959 Session Laws so as to provide for the issuance of pistol permits in Clay County by the Clerk of Superior Court." Amends cited Act to exempt Clay County from its provisions (which make the sheriff issue pistol permits instead of CSC).

H 505 Mayodan town election — ROCKINGHAM
Introducer: McMichael — Sent to LOC GOVT

"To allow persons residing thirty days within annexed areas of Mayodan to vote in the municipal election." Provides (regarding areas annexed to Town of Mayodan as of May 1, 1969) that voters having resided in those areas for 30 days next preceding Mayodan municipal election to be held in May 1969 are eligible to vote in such election. (Clarifies status of such voters under GS 160-45 requirement that voters must reside in a precinct for 30 days immediately preceding election.)

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 255 (Joint Resolution) Official license plates (digested in Bulletin No. 47, p. 346).

Amendment adopted in Senate, 3/31/69, allowing members of General Assembly to have special license plates for two cars (original bill provided for only one car).

HOUSE

H 233 Slow-moving vehicles: reflectors (digested in Bulletin No. 32, p. 204).

Amendments adopted in House, 3/31/69, (1) providing that violation of subsection not to consitute negligence per se; (2) amending GS 20-16(c) to provide that no points are to be assessed for conviction of violation of failure to display slow moving vehicle reflectors; (3) making clear that Act applies to animal drawn and motor powered vehicles both; and (4) changing effective date to July 1, 1969 (from Jan. 1, 1970).

H 333 Prepayment tax discounts (Johnston) (digested in Bulletin No. 42, p. 305).

Amendment adopted in House, 3/31/69, giving deduction for prepayment during month of August or before (originally, during August).

SENATE AND HOUSE CALENDAR ACTION MAR.31,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS.(2/14) H-PLACED ON CAL FOR APR.1.
S. 53 ABC ELECTIONS IN MUNICIPALITIES.(3/21, 3/26) H-REF TO COM ON ABC.
S. 137 (J.RES.) SEMI-PERMANENT LICENSE PLATES. S-PLACED ON CAL FOR APR.2.
S. 144 DIST. BAR-MEMBERSHIP FEES.(3/26) H-REF TO COM ON JUDIC 2.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26) H-REF TO COM ON RULES.
S. 171 EXPANDED MINIMUM WAGE COVERAGE.(3/26) H-REF TO COM ON MFG LABR.
#S. 172 INSURANCE CO. STOCK ACQUISITIONS. RATIFIED - CHAPTER 143.
S. 207 (J.RES.) WAKE BICENTENNIAL. H-PASSED 2ND & 3RD READINGS.
S. 240 ESTABLISHING AUXILIARY POLICE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 247 COUNTY COMMISSIONER VACANCIES. H-REF TO COM ON LOC GOVT.
S. 249 CLERK TO COUNTY COMM'RS. H-REF TO COM ON LOC GOVT.
S. 255 (J.RES.) OFFICIAL LICENSE PLATES.(3/31) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 313 OLD ROCK HOUSE APPROPRIATION. S-REF TO COM ON APPROPRN.
S. 314 INCOME TAX RATE INCREASE. S-REF TO COM ON FINANCE.
S. 315 (J.RES.) HONORING EISENHOWER - 2. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 316 ONSLOW TECH FUNDS. S-REF TO COM ON APPROPRN.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS. S-REF TO COM ON JUDIC 1.
S. 318 ALCOHOLISM ADVISORY COUNCIL. S-REF TO COM ON MENTAL H.

H. 30 LAW OFFICERS' INCOME TAX EXEMPTION.(3/18) S-PASSED 2ND READING.
H. 49 LOOSE-LEAF REGISTRATION OF VOTERS.(3/05, 3/27) H-CONCURRED IN S-AMENDMENT.
H. 141 DRAINAGE DISTRICT APPEAL.(3/28) S-REF TO COM ON JUDIC 1.
H. 156 POLITICAL AD POSTING. H-RE-REF TO COM ON ELECTION.
H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
#H. 237 COUNTY AMBULANCE COMMISSION. RATIFIED - CHAPTER 147.
H. 330 AUTO INSPECTION-30 DAY GRACE.(3/26) S-PASSED 2ND READING.
H. 364 JAIL TIME PENDING APPEAL.(3/28) H-PASSED 3RD READING.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS.(3/28) H-PLACED ON CAL FOR APR.1.
#H. 456 (J.RES.) HONORING UZZELL. RATIFIED - RES. 38.

H. 467 (J.RES.) HONORING RED SPRINGS HOOP TEAM. S-PASSED 2ND & 3RD READINGS.
H. 492 (J.RES.) HONORING EISENHOWER. H-PASSED 2ND & 3RD READING; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 493 PUBLIC EMPLOYMENT STUDY. H-REF TO COM ON ST.PERS.
H. 494 MUNICIPAL CEMETERY TRANSFERS. H-REF TO COM ON LOC GOVT.
H. 496 ONSLOW TECH FUNDS. H-REF TO COM ON APPROPRN.
H. 499 POTATOE HAULING VEHICLES FEE. H-REF TO COM ON HY SAFTY.
H. 506 DREDGE PERMITS-RIPARIAN OWNERS. H-REF TO COM ON CONS&DEV.
H. 507 NAVIGABLE WATERS-SAVE BEAUTY. H-REF TO COM ON CONS & DEV.
H. 508 HISTORIC PRESERVATION. H-REF TO COM ON CONS&DEV.

LOCAL BILLS

S. 71 (BUNCOMBE) ASHEVILLE CITY COUNCIL ELECTION.(2/28) H-PASSED 2ND & 3RD READINGS.
#S. 116 (RANDOLPH) LIBERTY-TOWN ELECTIONS.(2/25, 3/28) RATIFIED - CHAPTER 146.
S. 161 (ROBESON) PROFESSIONAL BONDSMEN. H-REF TO COM ON LOC GOVT.
S. 162 (DAVIDSON) THOMASVILLE SCHOOL LAND.(3/21) H-PASSED 3RD READING.
#S. 170 (MONTGOMERY) BISCOE,MT.GILEAD ABC ELECTION. RATIFIED - CHAPTER 145.
S. 209 (ONSLOW) COUNTY COMM'RS TERMS - NUMBER. H-PASSED 2ND & 3RD READINGS.
#S. 213 (SAMPSON) GARLAND ABC ELECTION. RATIFIED - CHAPTER 144.
S. 231 (BURKE) MORGANTON POLICE JURISDICTION. H-PASSED 2ND & 3RD READINGS.
S. 232 (SURRY) ELKIN FIREMEN RETIREMENT. H-PASSED 2ND & 3RD READINGS.
S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION. S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 239 (RANDOLPH) FRANKLINVILLE ELECTION. RATIFIED - CHAPTER 163.
S. 241 (WILKES) SCHOOL PROPERTY CONVEYANCE. H-PASSED 2ND & 3RD READINGS.
#S. 256 (HALIFAX) ROANOKE RAPIDS ELECTION. RATIFIED - CHAPTER 164.
S. 266 (CASWELL) WARRANTY DEEDS. H-REF TO COM ON LOC GOVT.
S. 268 (PERSON) ROXBORO STREET ASSESSMENTS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 278 (PITT) FARMVILLE CORPORATE LIMITS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 279 (PITT) FARMVILLE TOWN MANAGER. H-REF TO COM ON LOC GOVT.
S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

#H. 238 (NASH) AD. VAL. TAX DISCOUNTS. RATIFIED - CHAPTER 148.
#H. 260 (CLEVELAND) TAX LISTING REGULATIONS. RATIFIED - CHAPTER 149.
#H. 269 (CURRITUCK) COUNTY COMMISSIONERS ELECTION. RATIFIED - CHAPTER 141.
H. 282 (RANDOLPH) ASHEBORO SCHOOL BOARD RESIDENCE. S-PASSED 2ND & 3RD READINGS.

#H. 295 (STOKES) PREPAYMENTS TAX DISCOUNTS. RATIFIED - CHAPTER 150.
#H. 311 (ONSLOW) COUNTY COMM'RS TERMS-NUMBER. RATIFIED - CHAPTER 151.
#H. 312 (PITT) GREENVILLE UTILITIES COMM'N PAY.(3/21) RATIFIED - CHAPTER 152.
H. 319 (ALLEGHANY) COUNTY LAND SURVEYORS. S-REF TO COM ON JUDIC 2.
#H. 324 (TYRRELL) SCHOOL BOARD INCREASE. RATIFIED - CHAPTER 153.
#H. 326 (DARE) MANTEO POLICE JURISDICTION. RATIFIED - CHAPTER 154.
H. 333 (JOHNSTON) PREPAYMENT TAX DISCOUNTS.(3/31) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 335 (GUILFORD) GREENSBORO CHARTER AMENDMENT.(3/26) RATIFIED - CHAPTER 142.
#H. 346 (ROCKINGHAM) GARBAGE DISPOSAL.(3/20) RATIFIED - CHAPTER 155.
#H. 351 (ALAMANCE) ELON ORDINANCE PROCEDURE. RATIFIED - CHAPTER 156.
#H. 357 (BRUNSWICK) WORTHLESS CHECKS PUNISHMENT. RATIFIED - CHAPTER 157.
#H. 362 (LINCOLN) LINCOLNTON OFFICIALS' SALARIES. RATIFIED - CHAPTER 158.
H. 363 (LINCOLN) LINCOLN INCORPORATING EXTENSION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 365 (NASH) COMPENSATE POWELL FOR INJURIES. RATIFIED - CHAPTER 159.
H. 366 (CRAVEN) NEW BERN CHARTER AMENDMENTS.(3/28) H-PASSED 2ND READING.
#H. 368 (HARNETT) COATS MUNICIPAL ELECTION. RATIFIED - CHAPTER 160.
H. 372 (LINCOLN) LINCOLN STREET ASSESSMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 376 (ROBESON) FAIRMONT SCHOOL ANNEXATION. RATIFIED - CHAPTER 161.
H. 377 (CARTERET) HAVELOCK WATER CONNECTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 382 (MECKLENBURG) CITY-COUNTY SCHOOL BOARD PAY. H-REPT FAV.
H. 400 (PASQUOTANK) AMBULANCE EMPLOYEE PAY. H-REPTD FAV.
#H. 406 (WAKE) RUBY SCHOOL BOARD TERM. RATIFIED - CHAPTER 162.
H. 411 (PASQUOTANK) PASQUOTANK RETIREMENT SYSTEM. H-REPTD FAV.
H. 412 (ASHE) EXTEND JEFFERSON CORP. LIMITS. H-REPTD FAV.
H. 416 (COLUMBUS) WHITEVILLE SCHOOL BOARD. H-REPTD FAV.
H. 419 (PENDER) PENDER OFFICIALS SALARIES. H-REPTD FAV.
H. 423 (PAMLICO) REACTIVATE CHARTER OF ARAPAHOE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 425 (ROBESON) RED SPRINGS CITY-MANAGER. H-REPTD FAV.
H. 481 (BLADEN) DITCH DIGGING. H-RE-REF TO COM ON CONS+DEV.
H. 495 (ALAMANCE) COUNTY OFFICIALS' SALARIES. H-REF TO COM ON LOC GOVT.
H. 497 (FORSYTH) CITY-COUNTY RETIREMENT PLAN. H-REF TO COM ON FINANCE.
H. 498 (FORSYTH) CITY-COUNTY JOINT PURCHASING. H-REF TO COM ON LOC GOVT.
H. 500 (WAKE) SHERIFF,REGISTER SALARIES. H-REF TO COM ON LOC GOVT.
H. 501 (MOORE) TAYLORTOWN CEMETERY. H-REF TO COM ON LOC GOVT.
H. 502 (CUMBERLAND) SCHOOL COMMITTEES SIZE. H-REF TO COM ON EDUCATN.
H. 503 (ROBESON) FAIRMONT SCHOOL BOARD MEMBERS. H-REF TO COM ON EDUCATN.
H. 504 (CLAY) PISTOL PERMITS. H-REF TO COM ON LOC GOVT.
H. 505 (ROCKINGHAM) MAYODAN TOWN ELECTION. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House: 12 noon, Tuesday, April 1, 1969.

G41
25:1969/55
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh
N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 319 Educational research projects — GS 115
Intorducer: Evans — Sent to EDUCATN

"To authorize the State Board of Education and Local Boards of Education to engage in educational research and special educational projects." Amends GS 115-11 (powers of State Board of Education) adding power to conduct and use State funds for educational research projects which may involve local school units and may be conducted in summer for improving public schools. Amends GS 115-35 (powers of local school boards) adding power to conduct educational research projects for improving public schools. Adds provision to GS 115-79 (objects of expenditure of public schools) that nothing in Chapter to prevent use of State monies in support of summer school programs approved by State Board of Education.

S 320 Teacher allotment — GS 115
Intorducer: Evans — Sent to EDUCATN

"To provide for the allotment of teachers by the State Board of Education." Rewrites GS 115-59, relating to school organizational statements and personnel needs, to eliminate "average daily attendance" basis for determining schools' personnel needs; provides instead that initially State Education Board to make personnel needs determination for each administrative unit on basis of any information available to it. Board to allocate teachers and instructional personnel (section now refers to "elementary and high school teachers") to various administrative units in not more than 3 categories: (1) general teachers; (2) vocational teachers; (3) special education teachers. After opening of schools each superintendent and administrative unit board to reassess school organization and make request of State Board relating to unit's allocation of teachers and instructional personnel. To extent funds available, Board to adjust allocation of instructional personnel necessary to meet needs of administrative units. Repeals GS 115-303 and GS 115-305 (allotment of teachers for training educable mentally handicapped children), and GS 115-11(12) (special teaching personnel and funds for clerical assistance to principals). Deletes from GS 115-313 provision that teachers for approved local programs be alloted from teachers provided for Nine Months School Fund which allocation may be in addition to regular teacher allotment to unit.

S 321 Six day State Fair (Iden. H 516) — GS 106
Introducers: Coggins and Bailey — Sent to AGRICULT

"Relating to the length of time the State Fair in Raleigh shall run." Limits running of State Fair in Raleigh to six consecutive days, Monday through Saturday, of week determined by Dep't of Agriculture.

S 323 Minimum jail standards — GS 153
Introducer: Rauch — Sent to CORRECTN

"Amending Article 7 of Chapter 153 of the General Statutes to provide greater flexibility in the enforcement of the minimum jail standards." Amends GS 153-53 ("Inspection of local confinement facilities") by providing that written reports of each jail inspection be sent also to the resident and regularly assigned superior court judges in district where jail is located (now, only to governing body and other officials responsible for local jail). Amends GS 153-53.1 ("Enforcement of minimum standards") by providing in subsec. (1) that notification of dangerous jail conditions be given to "regular resident superior court judge" (now, "senior resident superior court judge") and to "regularly assigned superior court judge" (now, not included). Makes same changes in GS 153-53(4) in regard to notification of jail closing orders. Makes same changes in GS 153-53(4) in regard to appeals of such jail closing orders by a governing body. Makes same changes in GS 153-53(5) in regard to appeal hearings arising from such jail closing orders. Adds to GS 153-53(5) provision that court may modify a jail closing order by suspending its effective date to permit governing body to initiate corrective action to meet the minimum jail standards within a reasonable period of time. Effective July 1, 1969.

S 324 Prison detention pending appeal — GS 15
Introducer: Rauch — Sent to CORRECTN

"To provide for the confinement of persons convicted of crimes in the State Department of Correction while awaiting judicial determination of appeals." Adds to GS 15-183 (providing for bail pending appeal) provision that person sentenced to 30-day terms or longer not released persuant to this provision pending his appeal to be placed in custody of Commissioner of Correction until he may be released on bail, pending action of appellate court. Provides all time spent in custody to be credited toward sentence. Applicable to all persons who have appeals pending from and after ratification.

S 325 Detention facilities in hospitals — GS 122, 131
Introducer: Rauch — Sent to CORRECTN

"Amending G. S. 131-126.7 so as to provide for certain detention facilities in public hospitals." Amends GS 131-126.7 to require that NC Medical Care Comm'n to adopt standards requiring all public hospitals to have restraining equipment for alleged mentally ill persons temporarily held in such hospitals until transferred to State mental institutions, under provisions of GS 122-61 ("Detention of persons alleged to be mentally ill or inebriate and dangerous to themselves or others"), as amended by 1969 General Assembly. Effective July 1, 1969.

S 326 Use of prison labor — GS 148, 153
Introducer: Rauch — Sent to CORRECTN

"Amending the General Statutes relating to the hiring of prisoners in the Department of Correction for work on city and county properties." Rewrites GS 148-32 to authorize Dep't of Correction to provide prison labor for specific tasks on city and county properties. (now, persons may be sentenced to perform such tasks). Requires that such labor be under control and custody of agent of Dep't at all times. Rewrites GS 153-9(26) ("To Provide for Employment of Prisoners") to authorize county comm'rs to make contracts with Dep't of Correction for employment of prison labor on public works in county. Provides that persons sentenced to jail for 30 days or less may be sentenced to hard labor

on public works of county where such persons are tried and convicted (eliminates present reference to county farm). Rewrites GS 153-49(1) to provide that jails should securely confine persons accused of criminal offenses who are awaiting trial and persons otherwise lawfully confined (now, "persons confined therein"). Amends GS 153-194 ("Convicts who may be sentenced to or worked on roads and public works") to provide that judges may sentence to imprisonment at hard labor on public roads for terms of 30 days or more any person who may be imprisoned in State correctional system (now, "in the county jail or in the State's prison").

S 327 Jailers' fees — GS 162
Introducer: Rauch — Sent to CORRECTN

"Amending GS 162-22 relating to fees paid to jailers for the care of prisoners placed in their custody." Adds to GS 162-22 ("Custody of jail") provision prohibiting any sheriff or jailer from receiving money intended both to pay for goods and services to prisoners and for the sheriff's or jailer's own compensation. Effective July 1, 1969.

S 328 Detention in public hospitals — GS 122, 131
Introducer: Rauch — Sent to CORRECTN

"Amending GS 122-61 and GS 122-36 to provide for the detention of certain mentally ill and inebriate persons in public hospitals." Rewrites GS 122-61 setting out permissible places of detention for alleged mentally ill persons or inebriates likely to endanger themsleves or others as follows: their own home, private or general hospital, other suitable facility approved by local health director upon order of CSC. Provides under no circumstances are such persons to be detained in nonmedical facility used to detain persons charged with crimes. (Presently provides persons not to be detained in such facilities except in extreme emergency, upon order of CSC). Provides if other suitable facilities not available CSC shall direct public hospital to receive such person and detain him for not longer than 5 days, using necessary restraints including drugs, to protect him and others. Provides cost of such detention to be charged to person detained or person legally responsible for his maintenance. Provides if hospital does not receive payment from individual within 60 days after billing, hospital to be paid by detained person's county of residence; authorizes county commissioners to direct such payment from county revenues. Adds new GS 122-36(g), defining "public hospital" as any hospital as defined by GS 131-126.1 (definitions under GS 122, Art 13a) constructed or maintained wholly or partially from county or city funds. Effective July 1, 1969.

S 329 Jail Service to Dep't of Justice — GS 153
Introducer: Rauch — Sent to CORRECTN

"To establish a jail and detention service within the Office of the Attorney General of North Carolina." Amends Art. 7 of ch. 153 ("Local confinement facilities") by giving the State Att'y General policy responsibility for providing and coordinating State services for local jails and by placing a jail and detention service in his office (now such responsibility and jail and detention service are in the N.C. Board of Public Welfare). Makes conforming changes in §153-50 to 153-53.7. Amends §153-52 by requiring that minimum jail standards developed after July 1, 1969 shall be effective upon approval of Att'y General (now standards shall become effective not later than January 1, 1969 and must be approved by State Board of Public Welfare and Governor). Effective July 1, 1969.

S 330 Prisoner lists — GS 162
Introducer: Rauch — Sent to CORRECTN

"To provide for the delivery of lists of prisoners held in local jails to judges and solicitors before certain terms of court." Adds new GS 162-26 to require the sheriff or jailer to deliver to regular judge at opening of each civil court term, and to presiding judge and solicitor at opening of each criminal court term in county, a list of prisoners confined on that day including name, address, occupation, age, time confined and reason for confinement.

S 331 Separation of prisoners — GS 153
Introducer: Rauch — Sent to CORRECTN

"Amending Article 7 of Chapter 153 of the General Statutes to provide for the separation of certain categories of persons in local jails." Repeals GS 153-53.6 ("Separation of sexes") and adds new GS 153-53.6 to require that women, children under 16, and children between 16 and 21 be kept in separate facilities from men or in separate and isolated parts of common facilities; that persons awaiting trial be kept separate from those convicted of criminal offenses; and that persons accused of misdemeanors be kept separate from those accused of felonies. Provides that these provisions to become part of minimum jail standards authorized in GS 153-52. Effective July 1, 1969.

S 332 Priority trial, jail defendants — GS 7
Introducer: Rauch — Sent to JUDIC 1

"Amending G. S. 7-73.1 to provide that defendants confined in jail before trial be tried before defendants not so confined." Amends GS 7-73.1 ("Calendar for all terms for trial of criminal cases") by adding provision that solicitor shall try defendants confined in jail ahead of defendants not so confined, except by consent or court order.

S 333 Change of venue to speed trial — GS 15
Introducer: Rauch — Sent to JUDIC 2

"Amending Article 13 of Chapter 15 of the General Statutes to provide a change of venue for the trials of certain persons." Adds new GS 15-136.1 granting person confined in jail awaiting trial right to petition for change of venue in order to secure a speedier trial when county which confines him will not hold term of criminal court within 60 days of his action under this (new) section. Petition of person acting under section to be directed to superior court judge of district where he is confined, and if request proper under section, judge to direct trial of petitioner be placed on trial docket of criminal court of another county within same district on date no later than 60 days from filing of petition.

S 334 Punishment, public drunkenness — SG 14
Introducer: Rauch — Sent to JUDIC 1

"Amending G. S. 14-335 to change the punishment of persons convicted of public drunkenness." Rewrites GS 14-335(a) to provide that persons convicted of 1st offense of public drunkenness be punished by fine of not more than $50 or by imprisonment for time confined awaiting trial (now, either by same fine or imprisonment in jail for not more than 20 days). Provides that conviction for subsequent offense of public drunkenness within 12-month period punishable by fine of not more than $50 or by commitment to Dep't of Correction for indeterminate sentence of 30 days to 6 months (now, imprisonment in jail for not more than 20 days also permissible).

S 335 No houses of correction — GS 153
Introducer: Rauch — Sent to CORRECTN

"Amending Chapter 153 of the General Statutes to provide for the prohibition of houses of correction and district prison farms." Repeals Art. 16 of GS ch. 153 ("District Prison Farms"). Amends GS 153-209 ("Commissioners may establish houses of correction") to prohibit establishment of such institutions after July 1, 1969, and prohibits counties operating such facilities after that date from establishing similar ones should they discontinue operation of existing ones. Repeals GS 153-9(25) ("To Provide for a House of Correction").

S 336 Certification-local jails — GS 153
Introducer: Rauch — Sent to CORRECTN

"Amending Article 7 of Chapter 153 of the General Statutes to provide for the certification of local jails for certain purposes." Adds new GS 153-53.8 to require Chief of Jail and Detention Service of Office of Att'y General to develop standards for certifying local jails as adequate and safe places for detention of following categories of prisoners: women; children under 16; children between 16 and 21; men awaiting trial; men sentenced to confinement in jail, and men on work-release provisions of Probation Act. Requires Chief to consult with certain individuals on such standards, which become effective on approval of Att'y General with effect of law. Directs Jail and Detention Service to visit every jail, after standards effective, and certify each as fit or unfit for categories above and set maximum number of persons allowable in each "fit" category. Prohibits jails from holding persons in "unfit" categories or from holding more than maximum number of persons in "fit" categories for more than 24 hours. Requires each jail to prominently display certificate issued it by Service stating "fit" categories and maximum number in each allowable. Effective July 1, 1969.

S 337 Standards, bail & recognizance — GS 15
Introducer: Rauch — Sent to JUDIC 2

"To provide for uniform standards on bail, summons and release on recognizance." Amends GS 15-20 to provide that Chief Judge of each district court division issue policy on use of summons instead of arrest warrants, to be binding on subordinate officers in district with warrant-issuing authority. Creates new GS 15-103 1/2 to provide that Chief Judge issue policies on use of bail, amounts of bail, use of release on recognizance, use of unsecured appearance bonds, and amounts of such bonds, to be binding on subordinate officers in district with bail-fixing authority. Effective July 1, 1969.

S 339 Welfare law recodification — GS 108
Introducer: Bailey — PUB WELF

"To re-codify and clarify Chapter 108 of the General Statutes of North Carolina entitled 'Board of Public Welfare'." Re-codifies and clarifies present law. Makes following substantive changes: Changes name of chapter to "Social Services" and makes similar name changes in administrative components and personnel. Gives all authority previously granted to State Board of Public Welfare to State Board of Social Services. Deletes requirement that one member of Board be a woman. Authorizes Governor to appoint chairman of Board and to appoint new one as Governor deems desirable

(now, chairmanship may be changed as Governor "may deem best to promote the efficiency of the service"). Provides that chairman shall serve until new chairman appointed. Authorizes Board to elect vice-chairman to serve as chairman in chairman's absence. Provides that meetings of Board may be requested by four or more members (now, only when called by chairman). Authorizes Board to employ "qualified person" to be Commissioner of Dep't (now, "a trained investigator of social service problems"). Authorizes Board to adopt policies for following situations: federal programs of public assistance; self-care services; foster home care; maternity homes; homes for aged and infirm persons; private child-care institutions; local confinement facilities; payment of day-care costs; public solicitations.

Creates Dep't of Social Services to administer programs for which State Board adopts policies. Creates position of Comm'r of Social Services to be executive officer and secretary of State Board, and chief administrator of of Dep't; to formulate policies for Board to adopt; to study social problems generally; to prepare biennial report to Governor of Dep't activities; to keep up with changes in federal policies; to execute contracts and agreements on behalf of Board; to serve in other appointive capacities.

Provides that county boards of social services to elect chairman at each July meeting to serve for year (now chairman serves for "term of his appointment").

Combines "Old Age Assistance" and "Aid to the Permanently and Totally Disabled" assistance programs for administrative purposes. Adds definitions of following terms: "applicant"; "assistance"; "medical assistance"; "dependent child"; "permanently and totally disabled"; "recipient"; "resident". Authorizes direct payments of assistance to homes for aged and disabled when deemed essential by county dep'ts of social services.

Provides that applicants or recipients for public assistance may appeal county dep't's decisions to Comm'r of Social Services (now, to State Board of Allotments and Appeal); notice of such appeal may be in writing or orally. Provides that decision of Comm'r on appeal may be reviewed by superior court of Wake County or county from which case arose on petition of either applicant/recipient or county board of social services (now, decision of State Board is final).

Defines following terms: "charitable organization"; "solicitation"; "solicitor"; "verified financial report". Allows newly created charitable organizations seeking license to solicit public to obtain 1-year non-renewable license if unable to satisfy requirement of financial report (now, all organizations must file such report). Allows charitable organizations with fund drives below certain amounts to file simplified financial statements. Permits Comm'r to seek counsel of any interested State agency (now, certain specified ones). Provides for appeals from applicants before Comm'r (now Board). Requires organizations claiming exemption from licensing requirement to file statement with Comm'r showing proof of such exemption before soliciting public. Changes penalties for individuals violating licensing provisions to imprisonment for not more than 6 months (now, "that punishment provided for a misdemeanor"), and for corporate violators to a fine of not more than $500 (now, not more than $1,000). Authorizes Dep't (under authority given by GS 153-51) to inspect local jails and approve construction or major changes of such jails. Effective July 1, 1969.

HOUSE

H 509 Governor's veto power-2 — CONSTITUTION
Intoducers: Britt and H. Campbell — Sent to CONSTUTN

"To amend the Constitution of North Carolina to authorize the Governor to disapprove legislation enacted by the General Assembly." Identical with S 272 digested in Bulletin No. 48, p. 361 in all respects except bill caption, which differs slightly.

H 510 Bentonville Histroic Site funds — APPROPRIATION
Introducers: Britt, Paschall, A. Campbell, H. Taylor — Sent to APPROPRN

"To appropriate funds for the purchase of additional land at Bentonville State Historic Site." Appropriates from General Fund to State Department of Archives and History $40,000 to purchase additional 54.7 acres, as title indicates.

H 511 CSS Neuse museum-visitor funds — APPROPRIATION
Introducers: Lilley and Elliott — Sent to APPROPRN

"To appropriate funds for the development and construction of a museum-visitor center for the Confederate Gunboat C.S.S. Neuse." Appropriates $60,000 from General Fund to construct museum-visitor center to Dep't of Archives and History for museum to display C.S.S. Neuse artifacts.

H 512 Corporate loans interest rates — GS 24
Introducers: Gentry and Short — Sent to BANKS

"To amend G. S. 24-8 so as to permit interest at an agreed upon rate not in excess of 9% on certain loans to corporations and real estate trusts between $30,000 and $100,000 and 10% on loans in excess of $100,000." Amends GS 24-8 to permit maximum negotiable rate on loans to foreign and domestic profit corporations to 9% on loans between $30,000 and $100,000. (Section now permit 8% maximum interest on such loans, where loan amount is over $30,000.) Establishes maximum negotiable rate on loans in excess of $100,000 to foreign and domestic profit corporations or foreign or domestic real estate investment trusts at 10% per annum. Bill does not in fact deal with real estate trusts, by name, between $30,000 and $100,000.

H 513 Realty loans interest rates — GS 24
Introducers: Gentry and Short — Sent to BANKING

"To amend G. S. 24-10 relative to 7% interest on residential loans so as to permit 8% interest on all real property direct reduction loans." Rewrites GS 24-10 to make following changes: changes title to read "Real property loans" (now, "Residential loans"). Permits interest rate to 8% on loans that are either direct reduction or construction loans and are secured by mortgage or deed of trust on real property (now, rate may be between 6% and 7% on same kinds of loans secured by mortgage or deed of trust on "residential property"). Eliminates provisions that such rate be "simple interest" on unpaid "principal" balance. Authorizes pre-payment penalty of 1% of outstanding balance to apply at any time within 3 years after first payment on principal (now 1 year). Re-defines "direct reduction loan" as follows: eliminates provision that repayment installments may be "equal or unequal"; eliminates provision that no later installment payment may be greater than any previous installment payment of principal and interest; adds provisions allowing monthly computation of interest on outstanding principal balance on loans repayable monthly to be added to such balance and collected monthly in advance and on loans repayable bimonthly or quarterly (provided such interest may not be collected more than monthly in advance); adds provision that when note/mortgage/deed of trust allows lender/holder of note to make payment of taxes, assessments, or other payments to protect real property or security, that such payments may be incorporated into loan as principal and bear interest at agreed rate for loan; adds provision that, with combination of direct reduction and construction loan, first installment payment of direct reduction loan may be deferred up to 18 months (now, provides construction loan may be so deferred);

eliminates provision that interest on loans made under section are chargeable only on principal balance due after each installment payment. Re-defines "construction loan" as loan obtained for purpose of financing cost of constructing buildings and other permanent improvements to real property, together with improvements and personal property located on premises incidental to use of premises which may be included as additional collateral to real property collateral (now, loan obtained for purpose of financing cost of constructing residential dwellings). Adds definition of "real property" as any real property which is principal collateral for loan, together with improvements and personal property on premises incidental to use of premises and included as additional collateral to real property collateral. Eliminates definition of term "residential property". Adds definition of "borrower" and "lender" as including purchaser or seller of real property.

H 514 Assignment of group insurance — GS 58
Introducer: McKnight — Sent to INSUR

"To amend the insurance laws of North Carolina so as to provide for the assignment of rights and interests in group insurance and annuity contracts." Adds New GS 58-211.3 to GS 58, Art 22 (Life Insurance, general regulations) providing that individual insured under group insurance policy or annuity contract to have right unless expressly prohibited under insurance contract to assign benefits to any other person, including right to designate beneficiaries and right of conversion. Provides, subject to assignment provisions of policy, that any assignment of benefits made before or after enactment of section to be valid for purpose of vesting in assignee all rights so assigned.

H 515 Tax sheltered annuities — GS 105
Introducers: McKnight and Tolbert — Sent to INSUR

"To exempt from income tax a portion of certain annuities purchased by charitable, etc., organizations or public schools." Adds new subdivision (17) to GS 105-141(b) (items exempt from state income tax) exempting from taxation under this chapter a portion of amounts contributed toward purchase of annuity contract for employee by: (1) employer as defined in 26 USC §501(c)(3) (tax-exempt charitable or non-profit institutions), (2) employer which is educational institution as defined in GS 105-135(3) (having regular faculty, curriculum, student body), or (3) employer which is state or an agency or subdivision thereof; provided such annuity contract not purchased under GS 105-161(f)(1)(a) plan (pension, profit-sharing, etc. plan presently exempt from certain state taxation), and provided employee's rights under such annuity contract non-forfeitable except for failure to pay premiums. Provides amount so contributed by such employer to be excludable from gross income of employee only within limit of "exclusion allowance" for his taxable year. Defines "exclusion allowance" as excess of 20% of "includible compensation times "number of years of service" over aggregate of amount contributed for annuity contracts (which amount excludable from gross income of employee) for any prior taxable year. Defines"includible compensation" as amount received by employee as compensation (includible in gross income) from employer, described herein, for one year's service, exclusive of contributions by employer to annuity to which this subdivision applies. Provides "number of years service" computed to include one year for each year of fulltime employment of individual by employer purchasing annuity, and to include fraction of year (determined as Comm'r of Revenue may prescribe) for each full year of part-time employment or part of year of full-time employment. Provides if subdivision applies to two or more annuity contracts of employee during single taxable year, contracts to be treated as one for purposes of subdivision. Provides for purposes of this

subdivision and GS 105-141.1(e) (specific rules for computing employee's contributions to annuity contracts), if employee's rights under annuity contract change during taxable year from forfeitable to nonforfeitable, amount includible in employee's gross income by reason of such change to be treated as amount contributed by employer (as provided for under this subdivision) to purchase of annuity up to that time. Effective for taxable years beginning on/after Jan. 1, 1969.

H 516 Six day State Fair (Iden. S 321) GS 106
Introducers: Twiggs and S. Johnson Sent to LOC GOVT

"Relating to the length of time the State Fair in Raleigh shall run." Identical with S 321, digested above in today's bulletin.

H 517 Reprinting of Machinery Act GS 105
Introducer: Gregory Sent to FINANCE

"To provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended." Provides for Sec'y of State, with advice of Att'y Gen'l, to have all amendments and supplements of the Machinery Act (PL 1939, Ch. 310) enacted from 1939-1969 engrossed on Act, and have 2,500 copies in codified form delivered to State Board of Assessment for distribution. Product to be official codification or statement of Machinery Act of 1939, as amended, through 1969 Session.

H 518 Reprinting of Revenue Act GS 105
Introducer: Gregory Sent to FINANCE

"To provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended." Provides for Sec'y of State, with advice of Att'y Gen'l, as soon as possible after ratification of this act, to have all amendments and supplements of the Revenue Act (PL 1939, Ch. 158) enacted by 1969 General Assembly engrossed on Act, and have 5,000 codified copies of Act and related acts administered by Revenue Comm'r delivered to Comm'r for distribution. Product to be official codification or statement of Revenue Act of 1939 and related acts administered by Revenue Comm'r as amended through 1969 Session.

H 521 Landscape architecture registration GS 83
Introducers: Beatty, Soles, Lilley and S. Johnson Sent to JUDIC 1

"Providing for the registration of landscape architects." Establishes 5-member NC Board of Landscape Architects with Members appointed by Governor from persons engaged in practice of landscape architecture in NC for 4-year staggered terms. Spells out organization and procedures of Board, including power to issue subpoenas and administer oaths. Board charged with prosecution of "all persons guilty of violations of Chapter" and for such purpose Board may employ, and set compensation for, inspectors, special agents, investigators and clerical assistance. Provides for examination of persons applying for certificate of registration as landscape architect who are eligible by reason of being adults of good moral character, high school grads or equivalent, and graduates of Board-approved 4-yr. school or college of landscape architecture with 3-yrs. practical experience under supervision of experienced licensed landscape architect after completing of schooling. Alternate, but similar, college or school and practical experience ratios provided extending to admitting to examination person with no formal college or school training but ten-yrs. practical experience satisfactory to Board, at least six years

of which under supervision of landscape architect. Examinations for registration held at least annually on dates and subjects determined by Board. Applications submitted to Board prior to July 1, 1970 entitle applicant for license to practice landscape architecture to exemption from examination on satisfactory showing of: (1) diploma or certificate from Board approved college or school or equivalent practical landscape architecture experience; (2) total of 12 years practical experience in landscape architectural work with not less than four years in active practice prior to effective date of Act; (3) total of 12 years practical experience in landscape architectural work and not less than two years active practice of landscape architecture individually or as member of firm or both prior to effective date of Act. Provides for licensing without examination under reciprocity arrangements with other states of equivalent standards. Registration as landscape architects to be of individuals, not firms. Individual landscape architects may formally associate in various ways, but all required to be licensed to practice under firm name. Unlicensed persons not prohibited from landscape architect partnerships but may not be held out as being landscape architects. All landscape architecture licensees required to register; by June 1, of each year Board to mail to all registered landscape architects application for annual registration to be filled in and returned to Board with $100 fee, with $10 per month penalty for default time, but Board empowered to compromise penalties. Board to publish annual listing of all registered landscape architects by July 1 of each year for mailing to all registered landscape architects; architect not registering forfeits "Landscape Architect" title. Examination fee: $25.00; restoration-after-revocation fee: $25.00, and fee for renewal of certificate not filed within prescribed time period: $15.00 plus $10.00 per month penalty. Article not intended to affect activities of following persons: (1) NC-licensed architects or engineers; (2) city planners; County, State and US Ag Dep'ts, and educational institutions; (3) ornamental horticulturists, nurserymen, arborists, landscape contractors or others performing usual activities provided they do not claim to be landscape architects.

Gives Board disciplinary powers of revocation, suspension or annulment of licenses or registration of landscape architect plus reprimand, censure or other disciplinary proceedings for violation of Article, various defined offenses, alcoholic or narcotic addiction, etc. Makes it misdemeanor punishable by $100 - $500 fine or imprisonment up to one year or both to: (1) engage in unauthorized practice under title "Landscape Architect" or its variations, (2) use license of another, (3) give false or forged evidence to Board in support of license application, (4) falsely impersonate another practitioner, (5) use or attempt to use revoked license, and (6) otherwise violate Act. Violations to be reported to district solicitor for prosecution. Landscape architects to have seal for use on all work; have certificate recorded in Office of Clerk of Superior Court (clerks required to maintain books for such recordings); and notify Board of their landscape architect business associations. Defines terms "landscape architect" and "landscape architecture." Effective September 1, 1969.

H 522 School day length — GS 115
Introducer: Leatherman — Sent to EDUCATN

"To amend G. S. 115-36(a) relating to the length of a school day in the public schools." Adds to GS 115-36(a) provision permitting superintendent of any board of education, in the event of emergency or act of God, to end classes before regular six hours elapse and suspend operation of any school for remainder of day without loss of credit to pupil or loss of pay to teacher.

H 523 Employee lists to tax collectors — GS 105
Introducer: Andrews — Sent to JUDIC 1

"To amend Chapter 105 of the General Statutes to provide limitations upon the use to be made of lists of employees furnished tax collectors." Amends GS 105-385(f) to prohibit tax collectors or tax supervisors who receive lists of employees submitted by employers from furnishing such lists or any information thereon to any other party and from using such lists for any purpose not related to collection and foreclosure of taxes. Makes tax collectors/supervisors who violate or permit violation of subsection guilty of misdemeanor.

LOCAL BILLS INTRODUCED

SENATE

S 322 Veterans Service Officer pay — MITCHELL
Introducer: Dent — Sent to LOC GOVT

"To provide for the appointment of a Veterans Service Officer of Mitchell County and to fix his compensation." Amends S.L. 1953, Ch. 602 to provide that Veterans Service Officer of Mitchell County to serve at pleasure of board of comm'rs and be paid between $2,400 and $4,200 annually payable in equal monthly installments from county's general fund (now, salary is $2,400 yearly).

S 338 Greensboro school land deed — GUILFORD
Introducer: Edwards — Sent to JUDIC 2

"Authorizing the Greensboro City Board of Education to execute and deliver a quitclaim deed for certain land." Corrects error made in deed for exchange of land between Greensboro City Board of Education and K Industries, Inc., and authorizes Board to execute quitclaim deed and deliver same to Kirkman & Koury, Inc., successor to K Industries, Inc.

HOUSE

H 519 Newton elections — CATAWBA
Introducers: Warlick and Beard — Sent to ELECTION

"To amend Chapter 112 of the Session Laws of 1967 relating to elections in the City of Newton." Adds to S.L. 1967, Ch. 112 provisions to authorize city (after agreement between board of aldermen and board of comm'rs and board of elections of county) to use registration books, records, and facilities of board of elections to register voters and hold municipal elections. Provides that, if books and records used, then persons residing in city and properly registered on books be deemed registered to vote in municipal elections and city registration made subject to same procedures as govern registration in county's general elections.

H 520 Education board members — SWAIN
Introducer: C. Taylor — Sent to EDUCATN

"To appoint two members of the Board of Education of Swain County." Appoints Ray Kinsland and Jack Wiggins as members of Swain County Board of Education to serve 2-year terms commencing first Monday in April 1969.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 5 Jurors technical amendments (digested in Bulletin No. 3, p. 11)
Amendment adopted in House 4/1/69 deleting section excluding persons over 70 years of age from jury duty.

HOUSE

H 268 Public notice broadcast (Committee substitute digested in Bulletin No. 51, p. 399)
Amendment adopted in House 4/1/69 changing proposed GS 1-601(g) (providing for cost of broadcast) to limit advertising costs of broadcasting to amount not in excess of cost for newspaper legal notices.

SENATE AND HOUSE CALENDAR ACTION APR.01,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS.(2/14, 4/01) H-AMENDMENT ADOPTED; H-SENT FOR CONCUR IN H-AMEND.
S. 73 OPERATOR'S LICENSE MAIL RENEWAL.(2/26) H-REPTD FAV AS AMENDED.
S. 172 INSURANCE CO. STOCK ACQUISITION. INCORRECTLY REPTD AS RATIFIED ON MARCH 31.
#S. 173 WORKMEN'S COMP. BENEFITS INCREASE. 3/31-RATIFIED - CHAPTER 143.
S. 198 (J.RES.) MED STUDENT RECRUITMENT. H-PASSED 2ND & 3RD READINGS.
S. 199 (J.RES.) MED SCHOOLS - INCREASE GRADS. H-RE-REF TO COM ON APPROPRN.
S. 200 (J.RES.) PREMED EDUCATION NEEDS. H-RE-REF TO COM ON APPROPRN.
S. 215 BLIND VOTER ASSISTANCE.(3/20) H-PASSED 2ND & 3RD READINGS.
S. 240 ESTABLISHING AUXILIARY POLICE. H-REF TO COM ON LOC GOVT.
S. 244 SAFE KEEPING COUNTY PRISONERS. S-REPTD FAV.
S. 248 COUNTY COMM'R MEETING DATE. S-RECOMTD TO COM ON LOC GOVT.
S. 284 SURRENDER OF CHAUFFEUR'S LICENSES. S-PLACED ON CAL FOR APRIL 4.
S. 301 GAS TAX EXEMPT-PRIVATE SCHOOLS-2. S-PASSED 2ND & 3RD READING; S-SENT TO HOUSE.
S. 319 EDUCATIONAL RESEARCH PROJECTS. S-REF TO COM ON EDUCATN.
S. 320 TEACHER ALLOTMENT. S-REF TO COM ON EDUCATN.
S. 321 SIX DAYS STATE FAIR. S-REF TO COM ON AGRICULT.
S. 323 MINIMUM JAIL STANDARDS. S-REF TO COM ON CORRECTN.
S. 324 PRISON DETENTION PENDING APPEAL. S-REF TO COM ON CORRECTN.
S. 325 DETENTION FACILITIES IN HOSPITALS. S-REF TO COM ON CORRECTN.
S. 326 USE OF PRIOSN LABOR. S-REF TO COM ON CORRECTN.
S. 327 JAILER'S FEES. S-REF TO COM ON CORRECTN.
S. 328 DETENTION IN PUBLIC HOSPITALS. S-REF TO COM ON CORRECTN.
S. 329 JAIL SERVICE TO DEP'T OF JUSTICE. S-REF TO COM ON CORRECTN.
S. 330 PRISONER LISTS. S-REF TO COM ON CORRECTN.
S. 331 SEPARATION OF PRISONERS. S-REF TO COM ON CORRECTN.
S. 332 PRIORITY TRIAL,JAIL DEFENDANTS. S-REF TO COM ON JUDIC 1.
S. 333 CHANGE OF VENUE OF SPEED TRIAL. S-REF TO COM ON JUDIC 2.
S. 334 PUNISHMENT,PUBLIC DRUNKENNESS. S-REF TO COM ON JUDIC 1.
S. 335 NO HOUSES OF CORRECTION. S-REF TO COM ON CORRECTN.
S. 336 CERTIFICATION - LOCAL JAILS. S-REF TO COM ON CORRECTN.
S. 337 STANDARDS,BAIL & RECOGNIZANCE. S-REF TO COM ON JUDIC 2.
S. 339 WELFARE LAW RECODIFICATION. S-REF TO COM ON PUB WELF.

H. 30 LAW OFFICERS' INCOME TAX EXEMPTION.(3/18) S-PASSED 3RD READING.

H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14, 3/21) S-PLACED ON CAL FOR APRIL 2.
H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) S-PASSED 2ND READING.
H. 111 CHAUFFEUR'S LICENSE. S-REPTD FAV AS AMENDED.
H. 221 CRIMINAL JURY TRIALS,DIST.CT..(3/27) S-REF TO COM ON COURTS.
H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 251 PRIVATE,PAROCHIAL SCHOOL BUSES. H-REPTD FAV.
H. 268 PUBLIC NOTICE BROADCAST.(3/26, 3/26, 4/01) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 305 (J.RES.) UNC MED SCHOOL B BUDGET REQUEST. H-RE-REF TO COM ON APPROPRN.
H. 306 LRC HEALTH MANPOWER STUDY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 330 AUTO INSPECTION-30 DAY GRACE.(3/26) S-PASSED 3RD READING.
H. 352 REAL ESTATE LICENSING REVISIONS. S-REPTD FAV.
H. 364 JAIL TIME PENDING APPEAL.(3/28) S-REF TO COM ON JUDIC L.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS.(3/28) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 405 FIREMEN'S PENSION FUND SECRETARY. H-REPTD FAV.
H. 509 GOVERNOR'S VETO POWER-2. H-REF TO COM ON CONSTUTN.
H. 510 BENTONVILLE HISTORIC SITE FUNDS. H-REF TO COM ON APPROPRN.
H. 511 CSS NEUSE MUSEUM-VISITOR FUNDS. H-REF TO COM ON APPROPRN.
H. 512 CORPORATE LOANS INTEREST RATES. H-REF TO COM ON BANKS.
H. 513 REALTY LOANS INTEREST RATES. H-REF TO COM ON BANKS.
H. 514 ASSIGNMENT OF GROUP INSURANCE. H-REF TO COM ON INSURANCE.
H. 515 TAX SHELTERED ANNUITIES. H-REF TO COM ON INSURANCE.
H. 516 SIX DAY STATE FAIR. H-REF TO COM ON ST GOVT.
H. 517 PRINTING OF MACHINERY ACT. H-REF TO COM ON FINANCE.
H. 518 PRINTING OF REVENUE ACT. H-REF TO COM ON FINANCE.
H. 521 LANDSCAPE ARCHITECT REGISTRATION. H-REF TO COM ON JUDIC 1.
H. 522 SCHOOL DAY LENGTH. H-REF TO COM ON EDUCATN.
H. 523 EMPLOYEE LISTS TO TAX COLLECTORS. H-REF TO COM ON JUDIC 1.

LOCAL BILLS

S. 177 (CALDWELL) SOIL-WATER CONSERVATION FUNDS. H-PASSED 2ND & 3RD READINGS.
S. 225 (JOHNSTON) GARBAGE DISPOSAL. H-PASSED 2ND & 3RD READINGS.
S. 236 (SAMPSON) CLINTON SUPPLEMENTAL RETIREMENT. H-PASSED 2ND & 3RD READINGS.
S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION. H-REF TO COM ON FINANCE.
S. 268 (PERSON) ROXBORO STREET ASSESSMENTS. H-REF TO COM ON FINANCE.
S. 278 (PITT) FARMVILLE CORPORATE LIMITS. H-REF TO COM ON LOC GOVT.
S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS. H-REF TO COM ON LOC GOVT.
S. 322 (MITCHELL) VETERANS SERVICE OFFICER PAY. S-REF TO COM ON LOC GOVT.
S. 338 (GUILFORD) GREENSBORO SCHOOL LAND DEED. S-REF TO COM ON JUDIC 2.

H. 325 (BEAUFORT) HUNTING WITH DOGS. S-RE-REF TO COM ON WILDLIFE.
H. 333 (JOHNSTON) PREPAYMENT TAX DISCOUNTS.(3/31) S-REF TO COM ON LOC GOVT.
H. 363 (LINCOLN) LINCOLN INCORPORATING EXTENSION. S-REF TO COM ON LOC GOVT.
H. 366 (CRAVEN) NEW BERN CHARTER AMENDMENTS.(3/28) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 372 (LINCOLN) LINCOLN STREET ASSESSMENT. S-REF TO COM ON LOC GOVT.
H. 377 (CARTERET) HAVELOCK WATER CONNECTIONS. S-REF TO COM ON LOC GOVT.
H. 381 (NEW HANOVER, ROBESON, WAKE) REMOVING UNAUTHORIZED VEHICLES. (3/21, 3/24, 3/28) H-CONCURRED IN S-AMENDMENT.
H. 382 (MECKLENBURG) CITY-COUNTY SCHOOL BOARD PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 400 (PASQUOTANK) AMBULANCE EMPLOYEE PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 411 (PASQUOTANK) PASQUOTANK RETIREMENT SYSTEM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 412 (ASHE) EXTEND JEFFERSON CORP. LIMITS. H-PASSED 2ND READING.
H. 416 (COLUMBUS) WHITEVILLE SCHOOL BOARD. H-PLACED ON CAL FOR APR.2.
H. 419 (PENDER) PENDER OFFICIALS SALARIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 423 (PAMLICO) REACTIVATE CHARTER OF ARAPAHOE. S-REF TO COM ON LOC GOVT.
H. 425 (ROBESON) RED SPRINGS CITY-MANAGER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 453 (HAYWOOD) SHOOTING ON OR ACROSS HIGHWAYS. H-REPTD FAV.
H. 519 (CATAWBA) NEWTON ELECTIONS. H-REF TO COM ON ELECTION.
H. 520 (SWAIN) EDUCATION BOARD MEMBERS. H-REF TO COM ON EDUCATN.

****

Next sessions of Senate and House:

12 noon, Wednesday, April 2, 1969.

G41
25:1969/56
c.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh
N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 341 (Joint Resolution) More diploma nursing schools — MISC RES
Introducer: James — Sent to PUB HLTH

"To urge the opening of more diploma schools of nursing." Instructs State Board of Nursing to encourage establishment of more diploma schools of nursing and encourage existing diploma schools of nursing to continue operations.

S 342 Statewide 1% sales surtax-2 (Iden. H 353) — GS 105
Introducers: Kirby and others — Sent to FINANCE

"To amend Article 5, Chapter 105 of the General Statutes of North Carolina to provide for the levy of a statewide uniform one percent (1%) surtax upon the sales, use and other taxable transactions subject to the sales and use tax levied for State purposes and to allocate the proceeds of said surtax, one-half to the General Fund and one-half to the counties and municipalities of North Carolina." Identical with H 353, digested in Bulletin No. 42, p. 305.

S 343 State ABC Board organization — GS 18
Introducer: Currie — Sent to ABC

"To amend GS 18-37 and 18-38 relating to the State Board of Alcoholic Control and the director of the board." Rewrites GS 18-37 (State Board of Alcoholic Control-membership, compensation) providing State ABC board to consist of full time salaried chairman, and two associate members who are to receive no compensation except per diem, subsistence etc. Provides Chairman's salary to be fixed by Gov'r with approval of Advisory Budget Comm'n. (Presently State ABC board consists of five members, including chairman, appointed by Governor and receiving no salary except per diem and expenses.) Rewrites GS 18-38 providing Governor to appoint chairman and all members to serve at his pleasure. (Presently chairman and two members appointed by Governor for 6-year terms, and two members appointed for 4-year terms.) Provides Governor to fill vacancies in membership of board. Empowers Chairman to perform duties as Board may prescribe including exercising authority over all subordinate employees of ABC Board. Eliminates present provisions of GS 18-38 relating to office and powers of Executive Director. Chairman to have powers presently vested in Director of State ABC Board (as provided by GS 18-38) except as State Board may provide otherwise. Terminates terms of incumbent Board and Director on effective date of Act. Repeals GS 18-40 (Removal of Member by Governor; vacancy appointments.)

S 345 Pharmacy conduct code — GS 90
Introducers: Henley and Bailey — Sent to PUB HLTH

"To authorize the North Carolina Board of Pharmacy to adopt a code of professional conduct for the practice of pharmacy." Adds new GS 90-57A directing Board of Pharmacy to adopt by regulation a Code of Professional Conduct for pharmacy profession. Pharmacy Board to consider recommendations of NC Pharmaceutical Ass'n in adopting Code.

S 346 Reprinting of Revenue Act (Iden. H 518) — GS 105
Introducer: Scott — Sent to FINANCE

"To provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended." Identical with H 518 digested in Bulletin No. 55, p. 451.

S 347 Reprinting of Machinery Act (Iden. H 517) — GS 105
Introducer: Scott — Sent to FINANCE

"To provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended." Identical with H 517 digested in Bulletin No. 55, p. 451.

S 348 Juvenile court revisions — GS 110
Introducer: Bailey — Sent to COURTS

"To revise the clarify the jurisdiction and procedures applicable to children in the District Court." Rewrites Art. 2 of GS Ch. 110 ("Juvenile Courts") under new title ("Juvenile Services") without substantive changes to clarify responsibility for juvenile probation services, conditions of probation, duties of juvenile probation officers, detention homes (including limitations on use of jails for children). Rewrites with more specificity the jurisdiction and procedures to be used in juvenile cases in district court in order to conform to the constitutional procedural requirements of the Gault decision of the U.S. Supreme Court, and transfers same to GS Ch. 7A ("Judicial Department") in new Art. 23 in order to integrate juvenile jurisdiction and procedure into the district court in a form compatible with other provisions of Ch. 7A. Age jurisdiction of district court in juvenile cases unchanged (under 16) but new category of jurisdiction ("undisciplined child") created to include truancy, being beyond parental control or a child run-away, to avoid the adjudication of delinquency for non-criminal behavior. Specifically defines categories of jurisdiction, including child who is deliquent, undisciplined, dependent or neglected, and gives district court also jurisdiction over cases arising under the Interstate Compact on Juveniles. Provides procedure for transfer of felony cases to superior court for trial as adult in discretion of judge if child is 14 or older, but such transfer required if felony is capital offense; authorizes judge to detain child so transferred in detention home or separate section of local jail pending trial. Provides for petition, summons, and notice through service of summons and copy of petition on child and parents. Provides procedure for court to assume immediate custody of child prior to hearing on the merits if child in danger, subject to serious neglect, or if interest of child requires such action. Specifies new procedures for juvenile hearings, which includes specified constitutional rights in adjudication part of hearing. Requires court dismiss case if facts not established or if child not in need of the care, protection or discipline of the State. Disposition part of hearing may be more informal, including use of written reports, etc. Child has right to assigned counsel at State expense if alleged to be deliquent

or undisciplined and commitment to State institution is possible. Specifies alternative dispositions for court, varying with category of jurisdiction and need of child. Allows delinquent or undisciplined child to be committed to training school until 18th birthday or until vocational training completed (if in process when child becomes 18). Allows court to order medical, psychiatric or psychological treatment if needed; parents to pay or if unable, cost to be charge upon the county when court approved. Allows court to commit mentally ill or retarded child to State institution, provided need is certified by two physicians. Provides for confidentiality of juvenile records and allows record to be divided into two parts (social and legal). Contains new section authorizing court to terminate parental rights in cases where child adjudicated neglected or dependent in specified circumstances, including 6-months abandonment, willful failure to support child living in foster care or institution for six months, physical abuse and neglect, and neglect of illegitimate children by mother having two children out-of-wedlock; requires special notice and hearing for such termination. Provides for appeal to Ct. of Appeals. Effective July 1, 1969, but in districts where district court not yet established, juvenile jurisdiction to continue under courts now exercising it until district court established.

HOUSE

H 524 Welfare law recodification (Iden S 339) — GS 108
Introducers: Quinn and H. Johnson — Sent to PUB WELF

"To re-codify and clarify Chapter 108 of the General Statutes of North Carolina entitled 'Board of Public Welfare'". Identical with S 339 digested in Bulletin No. 55, page 447.

H 528 Trustee act validation — GS 45
Introducers: Snyder and Hege — Sent to JUDIC 2

"Relating to substitute trustees under deeds of trust, and providing for the validation of certain acts done by such substitute trustees before April 1, 1969." Substitutes April 1, 1969 for April 1, 1967 in GS 45-18 (validation of certain acts of substituted trustees) thereby validating acts done by substituted trustees prior to new date under deeds of trust, which acts might have been done before instrument substituting trustee was registered and certified by CSC. Not to apply to pending litigation.

H 529 State ABC Board organization (Iden. S 343) — GS 18
Introducer: R. McMillan — Sent to ABC

"To amend G. S. 18-37 and 18-38 relating to the State Board of Alcoholic Control and the Director of the Board." Identical with S 343 digested above in today's Bulletin.

H 530 College speaker restrictions — GS 115
Introducer: Mohn — Sent to HIGHR ED

"To furnish standards to administrative officers of State supported institutions of higher learning in making evaluations of guest speakers." Prescribes the following procedure for clearance of guest speakers in halls or other facilities of any "college" (defined as campuses of UNC, Regional

Universities, all colleges and institutions regulated by GS Ch. 116, community colleges, and any colleges and universities "supported in whole or in part" by the State of NC or its subdivisions) who are "sponsored by some person, group, association or organization recognized by the college": (1) Sponsoring "association" (any person, group or college, or any form of organization) must file application at least 10 days prior to time for speaker's appearance with college "administrative officer" (defined as President, Chancellor, highest administrative officer or any administrative officer, faculty member or person designated by board of trustees of college). (2) Application must show following facts concerning guest speaker: name and permanent address; educational background, including college affiliations; present occupation, job or field; subject and nature of speech; his "affiliation" "with any type of group, party, organization or society"; his record of arrests, convictions, and pleas of guilty and nolo contendere; his affiliation (if any) with any group, party organization or movement advocating forcible overthrow of US Gov't; and any other information desired by administrative officer. (3) Administrative officer authorized to prescribe another application form omitting any of information required in item 2 above, if satisfied from own knowledge or reliable information, that speaker intends to deal with subjects "pertaining to the arts, sciences, professions, and purely academic subjects." Administrative officer empowered to administer oaths and to issue subpoenas for persons and papers and may inform himself by examining previous writings and speeches of guest speaker; application to speak may be refused if association refuses to submit charter, bylaws, association records, etc. (4) Section 5 of Act lists a series of possible administrative findings by administrative officer, but does not state what consequences are to follow therefrom. The possible findings listed are as follows: (a) that invitation to speaker "represents a pressure of consideration of audience appeal and is motivated by a preference for sensationalism and represents a neglect of academic responsibility"; (b) that sensationalism is primary objective of offering the speaker, and effect of program "may not complement the educational purposes of the college"; (c) that purpose is to present extreme radical spokesman who will be opposed by spokesman of another extreme for purposes of excitement, but with "dubious value as an educational experience"; (d) that there is reasonable ground to believe speaker has revolutionary record and wishes to use college forum to incite revolutionary activity or he wishes to instruct on guerrilla warfare or manufacture of explosives, or he has a record of urging slaughter of members of other races or ethnic groups or killing of law enforcement officers; (e) that his history shows reasonable ground to believe he advocates formation of paramilitary or subversive groups for guerrilla warfare to forcibly overthrow US Gov't; (f) that there is reasonable belief that speaker's purpose is spreading propaganda and soliciting new members for his party or organization, and there is no educational objective; (g) that he is "a person of bad character and has a criminal record of" convictions or guilty pleas to serious misdemeanors or felonies; (h) that there is reasonable ground to believe proposed speech "does not relate to subjects reasonably relevant to any lawful mission, process or function of the college"; and (i) "that wherever the guest speaker has spoken there has been a consistent pattern of violence which ensued, either before, during or after such speech at the place near where the guest speaker spoke, or was to speak, or at the place of such speaking." (5) Section 6 of Act provides that, using above criteria or any other criteria that he may be regulation require, administrative officer is to find the facts in writing and grant or deny application; within 10 days appeal may be taken from his decision to Superior Court under provisions of GS Ch. 143, Art. 33, with full record certified to Clerk of Court. Estimated expense for use of college facilities to be deposited by sponsor, if application granted.

Makes violations of Act or of regulations promulgated thereunder, as well as sponsorship by association of guest speaker after application refused, a misdemeanor punishable as general misdemeanor by fine and/or imprisonment in discretion of court. Empowers administrative officer, district solicitor or Attorney General to bring action to enjoin impending violations of Act or regulations and to enforce compliance; temporary or permanent injunction, restrianing order or mandamus to be granted on proper showing, and court not to require bond of State officer instituting action.

H 532 Historic Liberty Point funds — APPROPRIATION
Intorducers: Bryan and others — Sent to APPROPRN

"To establish Liberty Point in Fayetteville as a State historic site and appropriate funds for certain purposes relating thereto." Establishes "Historic Liberty Point" in Fayetteville and appropriates to Dep't of Archives and History $52,500 for purchase and development of historic properties at Liberty Point to be expended under A & H Dept rules and regs. Effective July 1, 1969.

H 533 Wildlife protectors retirement — GS 135, 143
Introducer: Carter — Sent to ST PERS

"To allow Wildlife Protectors to transfer membership in the Teachers' and State Employees' Retirement System to the Law Enforcement Officers' Benefit and Retirement Fund." Permits Wildlife protectors to transfer membership as title indicates until January 1, 1970. Empowers Executive Sec'y of State Employees' Retirement System on written request of Wildlife protector to B'd of Trustees of that system, to transfer all of employee's contributions and all contributions by State to such system, plus interest, on both to Law Enforcement Officers' Benefit and Retirement Fund. B'd of Comm'rs of Law Enforcement Officers' Benefit and Retirement Fund authorized to receive such funds. All creditable service accruing to wildlife protector under State Employee's Retirement System to be carried over to Law enforcement officers' retirement system. Authorizes Comm'rs of Law enforcement officers' retirement system to make regulations necessary to carry out Act. Provides future Wildlife Protectors to become members of Teachers' and State Employees' Retirement System automatically unless employee furnishes Executive Sec'y of System proof within 15 days of employment that he has become member of Law Enforcement Officers' Benefit and Retirement Fund. Construes "Wildlife Protector" as including all enforcement officers of Wildlife Protection Division of Wildlife Resources Comm'n. Makes conforming change in GS 143-166(i) providing State's contributions to individual Wildlife Protector's retirement account to revert to Wildlife Fund, according to source of original appropriation, upon such employee's death or withdrawal of his individual account.

H 534 Liquor by the drink — GS 18
Introducer: DeBruhl — Sent to ABC

"To amend Chapter 18 of the General Statutes to establish a system of control of the consumption of alcoholic beverages through licensing of on-premises sale thereof." Creates new Article 14 of GS Ch. 18, entitled "Mixed Beverages". Authorizes State Board of Alcoholic Control to grant Mixed Beverage License in those local governmental units coming under Act to persons operating restaurants with seating capacity of at least 50 and with gross receipts from sale of full meals prepared and served on premises (plus non-alcoholic beverages) that exceed (after license issued) its gross receipt from sale of alcoholic beverages. Authorizes licensee to serve mixed beverages in rooms of such restaurants: in rooms of hotel or motel

with not less than 40 permanent bedrooms, if restaurant located on premises of hotel/motel and if food and beverage service customarily provided in private rooms of same; and on premises of private, non-profit clubs open exclusively to members and authorized guests, if restaurant located on such premises. Only restaurants with Grade A ratings by State Board of Health eligible for license, and such license to be automatically suspended when any licensed restaurant does not have Grade A rating.

Defines following terms: (1) "Store" is any ABC store; (2) "alcoholic beverages" are any beverages containing alcohol (including "mixed beverages") and subject to provisions of GS Ch. 18; (3) "club" is a corporation or association organized and operated solely for social recreational, patriotic or fraternal purposes and not for pecuniary profit, which maintains and operates dining room for sale of full meals prepared on premises to club members and authorized guests, and contains at least 50 seats; (4) "mixed beverages" are drinks composed in whole or part of alcoholic beverages with alcoholic content of more than 14% volume and served in quantity less than that contained in closed package purchased for consumption on premises under this Article; (5) "Restaurant" is any establishment with regularly operated dining room with at least 50 seats for sale to customers of full meals prepared and served on premises; includes "clubs"; (6) "voting unit" is any county, city, town, township, or two or more townships each contiguous to at least another.

Authorizes State ABC Board to adopt implementing rules and regulations. Extends right to serve mixed beverages to all regularly employed persons of licensee and makes licensee liable for violations of Act or regulations committed by such employees on premises. Permits mixed beverages to be sold only between hours of 12 noon and 12 midnight. Requires licensees to keep records on sale of alcoholic beverages and other items as Board prescribes, open to Board's inspection at all times. Requires Board to annually review operations of each licensed establishment to determine that gross receipts of alcoholic beverages are less than for non-alcoholic beverages and full meals; if not less, then license to be revoked and no new license to be granted for such establishment for at least one year. (For this purpose, non-alcoholic beverages not to include mixers served with alcoholic beverages.) Authorizes Board to refuse to grant, or revoke or suspend licenses for violations of Act or regulations.

Prohibits licensees to do as follows: serve unauthorized alcoholic beverages; serve unauthorized persons or in unauthorized places; allow consumption at licensed place in violation of Article; keep at licensed place unauthorized alcoholic beverages; misrepresent brands of alcoholic beverages sold, keep such beverages in non-original containers, fill or re-fill such containers, dilute or otherwise tamper with contents of such containers; serve purchasers different brand of alcoholic beverage than ordered without notice; knowingly remove or obliterate label, mark or stamp on any container offered for sale, or deliver or sell contents of any such container; employ persons under 21 years old to serve mixed beverages; serve mixed beverages to persons under 21 years old; knowingly allow "immoral, lewd, obscene, indecent or profane" conduct, language, literature, pictures or materials on premises; allow striptease or exotic dancing act on premises; allow employees to appear nude, partially nude, or in garb stressing nudity; consume or allow employees serving mixed beverages to consume such beverages while on duty; deliver to consumer original bottle of alcoholic beverage purchased under license; be intoxicated while on duty or employ intoxicated persons on premises; conceal any sale or consumption of alcoholic beverages; fail or refuse to make samples of alcoholic beverages available to Board on request or obstruct agents of Board in discharging duties;

store alcoholic beverages in unauthorized place or remove same from premises; knowingly employ persons reputed to be a "prostitute, homosexual, panderer, gambler, habitual law violator, person of ill repute, user of or peddler of narcotics, person who drinks to excess, or any 'B-girl'"; keep on premises prohibited gambling or gaming devices; advertise sale of alcoholic beverages on or off premises except as Board permits.

Requires all alcoholic beverages sold under Act to be purchased from store located in local unit where premises located, or from county store if sale of mixed beverages authorized in entire county and premises outside municipal limits. Requires such purchases to be only in fifth or quart sizes, with special sticker affixed to each container. Gives licensee right to transport containers from store to place of business. Requires licensee to pay to store additional $2 per gallon, to constitute part of store's proceeds and disposed as authorized by law.

Provides that Comm'r of Revenue, upon issuance of license to collect annual license fee for payment into General Fund on following basis: $10 per seat for first 100 seats; additional $5 per seat from 101 to 200 seats; additional $2.50 per seat from 201 to 300 seats; an additional $1.25 per seat from 301 to 500 seats; and an additional $.50 per seat above 500 seats. For purposes of fee, "seat" means a seat located in rooms utilized for service of full meals on substantially all days when meals served by restaurant, and doesnot include seats not in such rooms, nor in rooms specifically excluded from license by agreement with Board. Prohibits local governmental units from requiring payment of any tax for carrying on activities authorized by license.

Restricts sale of mixed beverages to local units which have or shall have ABC stores. Further restricts such sale to local units which have election as follows: Authorizes board of elections of local unit, or if no such board, governing body to call election upon receipt of petition signed by 15% of registered voters in voting unit who voted in last gubernatorial election. Provides that, upon receipt of petition, board, of election or governing body to call special election in voting unit, giving 20 days notice prior to opening registration books, with books remaining open for same period as for regular election; new voter registration not required. Provides that qualified voters to vote on question of permitting sale of mixed alcoholic beverages in voting unit for consumption on premises. Provides that if majority of votes favor allowing sale, Act thereafter applicable to voting unit and if majority of votes not in favor, Act not applicable. If voting unit which first allows sale of mixed beverages later has majority vote against same, Board shall revoke all licenses under Act within three months after declaration of results; if any voting unit later ceases to operate ABC stores, Board to revoke all licenses within such unit, unless after cessation of ABC store operation voting unit continues to be located in larger voting unit still operating stores. Prohibits holding of election on day or within 60 days of any biennial election of county or municipal officers and requires board of election or governing body to set election date. Prohibits calling of election within three years after last such election in voting unit. Provides that establishments in areas annexed to voting units which have adopted Act shall be subject to its provisions without further election. Makes ineligible to participate in election any local unit not employing at least one full-time enforcement officer.

Prohibits establishments with "brown-bagging" permits (GS 18-51) from obtaining license under Act. Provides that every licensed establishment shall be subject to inspection by enforcement officers of State and local ABC Boards, who shall report to State Board any violations (or apparent violations) of Act and regulations thereunder. Makes violations of Act and regulations thereunder

a misdemeanor, punishable by fine, imprisonment, or both in court's discretion. Authorizes court, upon convicting licensee of such violations, to immediately revoke license and so notify Board, and forbids licensing of such person for one year from conviction date.

H 535 Educational research projects - 2 GS 115
Introducers: Tart and others Sent to EDUCATN

"To authorize the State Board of Education and local boards of education to engage in educational research and special educational projects." Identical with S 319 (digested in Bulletin 55, p. 443), except that it specifically empowers Board to use any available funds for such projects. (S 319 provides that nothing in GS Ch. 115 prohibits use of State funds for such projects.)

H 536 Individualized pupil instruction GS 115
Introducers: Tart and others Sent to EDUCATN

"To authorize the State Board of Education to establish a program of individualized instruction for children in the public schools." Amends GS 115-198 (Standard course for each grade adopted by State Board of Education.) empowering State Board to establish non-graded program allowing individualized instruction based on pupil's need, interest and development. Amends GS 115-37 (subjects taught in public schools) to allow local school boards to operate non-graded instructional systems in which students taught at individual learning levels.

H 537 Interstate teacher certification GS 115
Introducers: Tart and others Sent to EDUCATN

"Providing for the entry of the State into interstate agreement on certification of educational personnel." Brings NC into "Interstate Agreement on Qualifications of Educational Personnel" with all other states joining. Agreement (set out) declares its purposes as being essentially upgrading of teaching profession and increasing mobility within profession. Authorizes NC Sup't of Public Instruction to enter State into contracts with other party states providing for acceptance of educational personnel, but with specific agreement of State Board of Education as to contract text. Contracts entered into binding on respective states, and their subdivisions, as if part of [this] Agreement. Sup't of Public Instruction to enter contracts only with states where programs of education, certification standards or other qualification procedures assure preparation or qualification of educational personnel on basis comparable, though not necessarily identical, to NC's. Contracts to cover all necessary matters including: duration; criteria applied by accepting state in qualifying educational personnel for acceptance by receiving state; and provisions relating to waivers, substitutions and conditional acceptances. Specifically limits contract term to five-year maximum with renewals, and contracts dealing with acceptance of educational personnel on basis of completion of educational program to spell out earliest date of approval of program by originating state which will be acceptable in receiving state (NC), but in no event is contract to require receiving state (NC) to accept persons of another state qualified by completion of program prior to January 1, 1954. Persons accepted under contract terms not to be affected by expiration or termination of state contracts under Agreement, but certification or other qualifying document may be revoked or suspended as any other initially granted by receiving (NC) state. Contracting states to organize committees of designated officials for periodic contract review and reports to state educational agencies.

Agreement neither repeals nor modifies laws or regulations of respective states relating to approval of educational prepartion programs affecting only qualification of educational personnel within state, and contract provisions under Agreement dealing with educational requirements for certification to govern programacceptance in contract areas. Agreeing states to prefer multilateral contract arrangements and to facilitate interstate certification and personnel qualification by cooperation with various interested associations. Agreement effective when enacted by two states and effective as to later enacting states on dates of their enactment. Withdrawal from agreement accomplished by repeal of enacting statute and effective upon no less than one year's notice by Governor to all other party states; contracts in force to run their course and not affected by withdrawal. Effective July 1, 1969.

H 540 Local gov't library employees — GS 160
Introducer: Auman — Sent to LIBRARY

"To amend G. S. 160-70 so as to clarify the status of county and municipal library employees." Amends GS 160-70(a)(4) to make clear that employees of county or municipal library are for all purposes employees of county or municipality as case may be. Effective July 1, 1969.

H 541 Coin-op laundry tax exemption — GS 105
Introducers: Wills and McKnight — Sent to FINANCE

"To amend GS 105-164.4(4) so as to exempt coin-operated laundries from the retail sales tax." Amends GS 105-164.4(4) to exclude from definition of "retailers" under 3% sales tax provision any laundry which is "wholly coin-operated". Deletes language including in laundry definition "business known as laundrettes and launderalls", and amends laundry definition to include "wet or damp wash service laundries" (presently includes "wet or damp wash laundries").

H 543 18 yr-old school attendance — GS 115
Introducer: McMichael — Sent to EDUCATN

"To amend G. S. 115-166 so as to increase compulsory school age to eighteen." Amends GS 115-166 to raise compulsory school attendance age to 18 (now 16) or graduation. Amendment accomplished by revision of section which deletes proviso in GS 115-166 that excludes from compulsory attendance requirements children assigned against wishes to schools attended by persons of another race when it is not reasonable and practicable to make other public school or private nonsectarian school attendance arrangements.

LOCAL BILLS INTRODUCED

SENATE

S 340 Special taxes, county offices — ROWAN
Introducer: Sapp — Sent to FINANCE

"Amending Chapter 153, section 9(43) of the General Statutes of North Carolina, relating to a special tax for the expenses of the office of county accountant, farm and home demonstration and the veterans service office." Adds Rowan to counties authorized to levy taxes to pay salaries and expenses of county accountant, farm demonstration agent, home demonstration agent, and veteran's service officer.

S 344 Fayetteville firemen's retirement — CUMBERLAND
Introducers: Henley and McGeachy — Sent to LOC GOVT

"To provide a supplemental retirement fund for firemen in the City of Fayetteville and to modify the application of G. S. 118-5, 118-6, and 118-7 to the City of Fayetteville." Directs Board of Trustees of City Firemen's Relief Fund to create and maintain Firemen's Supplemental Retirement Fund. Provides for transfer of funds from relief fund to retirement fund, leaving $10,000 in relief fund, and provides for annual division of investment income from the two funds. Provides schedule of benefits from retirement fund. Authorizes trustees to invest monies from both funds, as permitted by GS 159-28.1, to accept gifts for retirement fund, and requires them to bond treasurer of relief fund for activities involved with retirement fund.

HOUSE

H 525 Hosp. authority changes — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, Campbell Carson, Hicks, and A. Jones — Sent to JUDIC 1

"To amend Chapter 131, Sections 94 and 97, Article 12 of the General Statutes of North Carolina." Amends GS 131-94,97 (portions of Hospital Authorities Law) as follows: transfers GS 131-94duties of Mayor to Chairman of Board of County Commissioners (duties include appointment of membership, filling of vacancies on hospital commission); and duty of City Clerk to County Clerk (city clerk required to receive certification from Mayor of appointment of hospital commissioners). Provides same transfer of GS 131-97 (authority of mayor to remove hospital commissioner for cause and procedures incident thereto; duty of city clerk is to receive record of any such proceedings).

H 526 Tax prepayment discounts — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks and A. Jones — Sent to LOC GOVT

"To amend G. S. 105-345 relating to the prepayment of taxes and late interest charges in Mecklenburg County and the City of Charlotte." Adds GS 105-345(8) permitting Mecklenburg Board of County Comm'rs, by resolution duly adopted, to establish such discounts as they deem appropriate for prepayment of taxes by citizens of county and of Charlotte, up to 2%, provided no discount given for taxes paid after first day of Dec. after due date. Also authorizes Comm'rs to add such rate of interest (between 1/2% and 1% per month) as they deem appropriate for all taxes not paid on or before first day in February next after due date.

H 527 City, county contract bids — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks and A. Jones — Sent to LOC GOVT

To amend G. S. 143-129 relating to purchases by Mecklenburg County." Amends GS 143-129 for Mecklenburg, to permit purchase of apparatus, supplies, materials, or equipment on amounts up to $3000 (general law: $2000), without use of sealed bids.

H 531 1% sales/use tax — RICHMOND
Introducer: Covington — Sent to FINANCE

"Enabling Richmond County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Richmond County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides that maximum additional use tax imposed by this Act on one sale is $10. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Richmond for use outside county or bought outside NC for use in Richmond. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provides that share distributed to county to be used only for public school capital outlay expenses and for debt service in connection with retirement of school bonds, while municipalities may use for any public purpose. Provisions of GS Ch. 105, Art 5 applicable to tax so far as not inconsistent with provisions of Act.

H 538 Register of deeds pay — RUTHERFORD
Introducers: R. Jones, Falls, Mauney — Sent to LOC GOVT

"To fix the salary of the Register of Deeds of Rutherford County." Provides salary of Rutherford County Register of Deeds to be $7,800, payable in monthly installments. Effective July 1, 1969.

H 539 Sheriff pay — RUTHERFORD
Introducers: R. Jones, Falls, Mauney — Sent to LOC GOVT

"To fix the salary of the sheriff of Rutherford County." Sets salary of Rutherford County sheriff at $8,500 and expense reimbursement not to exceed $2000 annually, salary and expenses to be paid in monthly installments. Effective July 1, 1969.

H 542 Nashville Charter revision — NASH
Introducers: Barbee, Eagles, Fenner — Sent to LOC GOVT

"To revise and consolidate the charter of the Town of Nashville, North Carolina." Provides town to continue as body politic and corporate and sets out powers and duties generally, specifically including powers to levy taxes, furnish public services, make local improvements, issue bonds, administer public libraries, and adopt police and sanitary regulations. Provides for continuation of corporate boundaries, and for subsequent alterations. Provides for 4-member Board of Commissioners and Mayor vested with powers of Town. Provides for election and term of office of such persons, and qualifications for office. Empowers Board of Commissioners on vote of 3/4 of membership to remove Mayor for cause, providing for notice and hearing. Provides Mayor and

Commissioners to receive salary as prescribed by ordinance. Provides for filling of vacancies on Board due to disability of commissioner. Sets out organization, powers, and procedures of Board of Commissioners. Provides for meetings of Board of Commissioners, establishes quorum, and establishes rules for promulgation of ordinances. Provides Board of Commissioners to be judge of election of its membership with power to subpoena witnesses and compel production of books and papers, subject to review by courts. Sets out powers and duties of Mayor and Mayor Pro Tem. Provides for municipal elections for Mayor and Commissioners on Tuesday following 1st Monday in May in odd numbered years, election to be conducted in accord with general State election laws. Provides for appointment and sets out duties of town clerk, treasurer, tax collector, town attorney, town accountant, chief of police, fire chief. Sets out procedures for handling finances, including contracting and auditing provisions. Provides for presentation of claims against Town. Repeals previous charters and amendments thereto.

H 544 County school board election — WASHINGTON
Introducers: Burrus and Roberson — Sent to EDUCATN

"To provide for the nomination, election and terms of office of members of the Washington County Board of Education." Provides that Washington County Board of Education to consist of 5 members elected on partisan basis in same manner as members of General Assembly, to 4-year terms. 2 members of Board to reside in Plymouth Township, and one each in Lees Mill, Skinnersville, and Scuppernong Townships. Sets termination dates of terms of named persons and provides for nomination and election of successors. Chairman and Board members to receive compensation provided by SL 1959, Ch. 358 (Chairman: $480 per year plus mileage allowance; members: $15 per Board meeting attended plus mileage allowance). Provides that vacancies to be filled by remaining members for unexpired terms, and that terms of elected members to begin on first Monday in December following election.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 2 Youth Council Act (digested in Bulletin No. 1, p. 2). Committee substitute adopted by Senate 4/2/69 to make following changes: Adds provision to not preclude involvement of groups below high-school age in projects and activities. Provides that Governor to appoint all eight adult members of Youth Advisory Board (original bill had Governor appoint four, Lieut. Governor and Speaker of House two each). Provides that initial eight youth members of Board to be elected by, but not necessarily be from, membership of Youth Councils of N.C., Inc., with attention to geographical distribution; that no more than four be from present affiliate cities of said corporation; and that Board to devise election procedures for future youth members' elections (original bill had State Youth Council elect youth members). Provides that Youth Advisory Board to be advisory body for N.C. youth councils (original bill had Board as "policy-making" body for same). Adds provisions that Board annually elect Chairman from adult members and Vice-Chairman from youth members; that majority of Board is quorum; that Board meet quarterly on dates fixed by Chairman and whenever else he deems necessary. Provides that Board appoint executive secretary subject to Governor's approval and to serve at Governor's pleasure (original bill omitted Governor's approval and had exec. sec'y serve at Board's pleasure). Provides that exec. sec'y advise State Youth Council under "internal" policies of Board (original bill omitted quoted word). Adds provision that no State funds be appropriated for use of Council, Board or exec. sec'y and that exec. sec'y make annual report onl2 months' activities prior to June 30 (original bill had exec. sec'y make such reports "as may be required" by Governor or General Assembly).

S 65 Township precincts (digested in Bulletin No. 15, p. 80). Committee substitute adopted in Senate 4/2/69 incorporating original bill and adding proviso allowing County Board of Elections to place two or more precincts into a voting district and select one polling place for such district; appoint one registrar and two judgesof election, who may reside in any precinct of the district, to conduct election at such polling place; keep separate registration books for each precinct in district, which may be transported between precincts for purposes of registration, challenge and conduct of election.

S 73 Operator's license-mail renewal (digested in Bulletin No. 17, p. 91; amended 2/26/69, digested in Bulletin No. 31, p. 197). Amendment adopted in House 4/2/69 permitting Dep't of Motor Vehicles to impose such conditions on persons seeking mail renewal as it deems appropriate in each case (originally, could require such statement as to physical condition of applicant and ability to operate vehicle as it deemed appropriate).

S 244 Safekeeping county prisoners (digested in Bulletin No. 46, p. 337). Floor amendment adopted in Senate, 4/2/69, clarifying provision that Dep't of Correction to be reimbursed for expenses from Contingency and Emergency Fund.

HOUSE

H 111 Chauffeur's license (digested in Bulletin No. 19, p. 105). Technical amendment adopted in Senate, 4/2/69.

H 268 Public notice broadcast (digested in Bulletin No. 36, p. 239; committee substitute adopted in House, 3/26/69; amendments adopted in House , 3/27/69, 4/1/69). Floor amendments adopted in House, 4/2/69, providing that stations broadcasting public notices shall establish standard and uniform daily time for such notices, and deleting provision that persons causing notices to be braodcast may determine the time and frequency of their broadcast.

SENATE AND HOUSE CALENDAR ACTION APR.02,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT.(4/02) S-REPTD FAV COM SUB AS AMEND; S-COM SUBSTITUTE ADOPTED.
S. 5 JURORS TECHNICAL AMENDMENTS.(2/14, 4/01) S-PLACED ON CAL FOR APRIL 7.
S. 65 TOWNSHIP PRECINCTS.(4/02) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 73 OPERATOR'S LICENSE MAIL RENEWAL.(2/26, 4/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT FOR CONCUR IN H-AMEND.
S. 106 REAL PROPERTY LIEN ASSESSMENT.(3/18) H-WITHDRAWN FROM COM; H-RE-REF TO COM ON JUDIC 1.
S. 137 (J.RES.) SEMI-PERMANENT LICENSE PLATES. S-PLACED ON CAL FOR APRIL 8.
S. 167 PUBLIC CATTLE ASSESSMENTS. H-REPTD FAV.
S. 244 SAFE KEEPING COUNTY PRISONERS.(4/02) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 255 (J.RES.) OFFICIAL LICENSE PLATES.(3/31) H-REF TO COM ON HY SAFTY.
#S. 284 SURRENDER OF CHAUFFEUR'S LICENSES. S-POSTPONED INDEF.
S. 301 GAS TAX EXEMPT-PRIVATE SCHOOLS-3. H-REF TO COM ON FINANCE.
S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS. S-REF TO COM ON PUB HLTH.
S. 342 STATEWIDE 1% SALES SURTAX-2. S-REF TO COM ON FINANCE.
S. 343 STATE ABC BOARD ORGANIZATION. S-REF TO COM ON ABC.
S. 345 PHARMACY CONDUCT CODE. S-REF TO COM ON PUB HLTH.
S. 346 REPRINTING OF REVENUE ACT. S-REF TO COM ON FINANCE.
S. 347 REPRINTING OF MACHINERY ACT. S-REF TO COM ON FINANCE.
S. 348 JUVENILE COURT REVISION. S-REF TO COM ON COURTS.

H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14, 3/21) S-PASSED 2ND & 3RD READINGS.
H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) S-PASSED 3RD READING.
H. 111 CHAUFFEUR'S LICENSE.(4/02) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S AMEND.
H. 142 FINANCIAL RESPONS. PROOF EXCLUSION. S-REPTD FAV.
H. 190 FUNERAL AND BURIAL TRUST FUNDS.(3/26) S-REPTD FAV.
H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31) S-REF TO COM ON HY SAFTY.

H. 251 PRIVATE,PAROCHIAL SCHOOL BUSES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 268 PUBLIC NOTICE BROADCAST.(3/26, 3/26, 4/01, 4/02) H-AMENDMENTS ADOPTED; H-PASSED 3RD READINGS; H-SENT TO SENATE.
H. 294 41ST HOUSE DIST.- NUMBERED SEAT. S-REPTD FAV.
H. 306 LRC HEALTH MANPOWER STUDY. S-REF TO COM ON PUB HLTH.
H. 352 REAL ESTATE LICENSING REVISIONS. S-PASSED 2ND READING.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS.(3/28) S-REF TO COM ON EDUCATN.
H. 404 TAX EXEMPT FIREMEN'S PENSIONS. H-REPTD FAV.
H. 405 FIREMEN'S PENSION FUND SECRETARY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 431 SALES TAX REFUND. H-REPTD UNFAV.
H. 524 WELFARE LAW RECODIFICATION. H-REF TO COM ON PUB WELF.
H. 528 TRUST ACT VALIDATION. H-REF TO COMREF TO COM ON JUDIC 1.
H. 529 STATE ABC BOARD ORGANIZATION. H-REF TO COM ON ABC.
H. 530 COLLEGE SPEAKERS RESTRICTIONS. H-REF TO COM ON HIGHER ED.
H. 532 HISTORIC LIBERTY POINT FUNDS. H-REF TO COM ON APPROPRN.
H. 533 WILDLIFE PROTECTORS RETIREMENT. H-REF TO COM ON ST. PERS.
H. 534 LIQUOR BY THE DRINK. H-REF TO COM ON ABC.
H. 535 EDUCATIONAL RESEARCH PROJECTS-2. H-REF TO COM ON EDUCATN.
H. 536 INDIVIDUALIZED PUPIL INSTRUCTION. H-REF TO COM ON EDUCATN.
H. 537 INTERSTATE TEACHER CERTIFICATION. H-REF TO COM ON EDUCATION.
H. 540 LOCAL GOV'T LIBRARY EMPLOYEES. H-REF TO COM ON LIBRARY.
H. 541 COIN-OP LAUNDRY TAX EXEMPTION. H-REF TO COM ON FINANCE.
H. 543 18 YR-OLD SCHOOL ATTENDANCE. H-REF TO COM ON EDUCATN.

LOCAL BILLS

S. 224 (JOHNSTON) SPECIAL TAX-ACCOUNTANT ETC.. H-REPTD FAV.
S. 245 (LEE) SANFORD SCHOOL BOARD VACANCIES. H-REPTD FAV.
S. 340 (ROWAN) SPECIAL TAXES,COUNTY OFFICES. S-REF TO COM ON FINANCE.
S. 344 (CUMBERLAND) FAYETTEVILLE FIREMEN'S RETIREMENT. S-REF TO COM ON LOC GOVT.

H. 291 (VANCE) HENDERSON TOWNSHIP CONSTABLE. S-REPTD FAV.
H. 309 (HOKE, SCOTLAND) SINGLE SHOT VOTING. S-REPTD FAV.
H. 313 (PITT) GREENVILLE SCHOOL BOARD MEMBERS. H-REPTD FAV.
#H. 323 (BURKE) WATER CORP AD VAL TAX EXEMPTION. H-REPTD UNFAV.
H. 329 (HOKE) SCHOOL BOARD ELECTION. H-REPTD FAV.
H. 366 (CRAVEN) NEW BERN CHARTER AMENDMENTS.(3/28) S-REF TO COM ON LOC GOVT.
H. 382 (MECKLENBURG) CITY-COUNTY SCHOOL BOARD PAY. S-REF TO COM ON LOC GOVT.
H. 400 (PASQUOTANK) AMBULANCE EMPLOYEE PAY. S-REF TO COM ON LOC GOVT.
H. 411 (PASQUOTANK) PASQUOTANK RETIREMENT SYSTEM. S-REF TO COM ON LOC GOVT.
H. 412 (ASHE) EXTEND JEFFERSON CORP. LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.

H. 416 (COLUMBUS) WHITEVILLE SCHOOL BOARD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 419 (PENDER) PENDER OFFICIALS SALARIES. S-REF TO COM ON LOC GOVT.
H. 425 (ROBESON) RED SPRINGS CITY-MANAGER. S-REF TO COM ON LOC GOVT.
H. 438 (RANDOLPH) ASHEBORO SCHOOL LEASE. H-REPTD FAV.
H. 453 (HAYWOOD) SHOOTING ON OR ACROSS HIGHWAYS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 502 (CUMBERLAND) SCHOOL COMMITTEES SIZE. H-REPTD FAV.
H. 503 (ROBESON) FAIRMONT SCHOOL BOARD MEMBERS. H-REPTD FAV.
H. 525 (MECKLENBURG) HOSP AUTHORITY CHANGES. H-REF TO COM ON JUDIC 1.
H. 526 (MECKLENBURG) TAX PREPAYMENT DISCOUNTS. H-REF TO COM ON LOC GOVT.
H. 527 (MECKLENBURG) CITY,COUNTY,CONTRACT BIDS. H-REF TO COM ON LOC GOVT.
H. 531 (RICHMOND) 1% SALES /USE TAX. H-REF TO COM ON FINANCE.
H. 538 (RUTHERFORD) REGISTER OF DEEDS PAY. H-REF TO COM ON LOC GOVT.
H. 539 (RUTHERFORD) SHERIFF PAY. H-REF TO COM ON LOC GOVT.
H. 542 (NASH) NASHVILLE CHARTER REVISION. H-REF TO COM ON LOC GOVT.
H. 544 (WASHINGTON) COUNTY SCHOOL BOARD ELECTION. H-REF TO COM ON EDUCATN.

****

Next Sessions of Senate and House:

12 noon, Thursday, April 3, 1969.

G41
25:1969/57

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

North Carolina State Library
Raleigh
N. C.
Doc.

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 350 Pupil assignment-bus capacity (Iden. H 557) GS 115
Introducers: Murrow and others Sent to HY SAFTY

"Relating to the assignment of pupils and employees on public school buses so as to prohibit assignments in excess of the seating capacity of the public school buses." Amends GS 115-181(d) to delete from coverage of State Board of Education regulations the number of pupils permitted to ride on bus at same time. Amends GS 115-183(1) and -184(a) to require that no assignment of pupils or employees to school bus be made by principal in excess of bus seating capacity. Effective July 1, 1971.

S 351 NC State Nuclear Center funds APPROPRIATION
Introducer: L. Warren Sent to APPROPRN

"To provide an emergency appropriation from the General Fund for the purpose of supplementing the appropriation to North Carolina State University at Raleigh for the construction of a nuclear science and engineering research center." Appropriates from General Fund, in nature of emergency appropriation (governed by GS 143-15 and subject to recommendation by Governor), to NC State at Raleigh $945,000 to supplement 1965 appropriation ($1,965,000 including anticipated $965,000 in Federal funds) to provide a Nuclear Science and Engineering Research Center. Appropriation restricted to construction and equipping of Center, and to be considered part of Capital Improvement Bill to be ratified by 1969 General Assembly. Appropriation becomes part of "C" budget recommendation for NC State ($2,836,000), but not to increase recommended capital improvement appropriation to NC State.

S 352 School attendance exemptions GS 115
Introducer: L. Warren Sent to EDUCATN

"To amend G. S. 115-166 by exempting from the General Compulsory Attendance Law, upon certain conditions, a child afflicted by mental, emotional, or physical incapacities." Amends GS 115-166 by adding proviso to exempt children afflicted by mental, emotional, or physical handicaps from being presented for enrollment in public schools, if superintendent of schools given evidence that medical, social, psychological and educational tests on such children show they could not substantially profit from public school instruction.

S 353 Pupil exclusion appeals GS 115
Introducer: L. Warren Sent to JUDIC 1

"To rewrite G. S. 115-165 to establish an appeal procedure from the decision of a county or city school superintendent to exclude a child from the public schools."

Rewrites GS 115-165 to authorize school sup't to exclude mentally, emotionally, or physically incapacitated child after making appropriate examinations before child presented for enrollment record of transaction to be available only to parent, person in loco parentis or guardian (now, to all parties concerned including local school, health and welfare officials). Removes provision making it misdemeanor for parent to force child's attendance after sup't determination, but provides new procedure for parent to appeal determination to local board of education with further appeal to court under GS Ch. 143, art. 33 (now, no appeal procedure).

S 354 Educ. foundation tax deduction — GS 105
Introducer: L. Warren — Sent to FINANCE

"To amend Chapter 105 of the General Statutes to extend the definition of 'educational institutions' to include foundations and others established for the sole benefit of such educational institutions as are State (and subdivisions) institutions." Defines "educational institution" for purposes of GS 105-130.9 (2) and GS 105-147(16) (relating to corporate and individual contributions for tax deduction purposes) as including all of such institution's departments, schools and colleges, a group of educational institutions and organizations (corporations, trusts, foundations, associations or other entities) organized and operated exclusively to receive, hold, invest and administer property and make expenditures to or for sole benefit of educational institution or group of educational institutions. Also adds additional defining language to GS 105-147(16) (precisely as presently appears in GS 105-130.9(2)) to effect that "educational institution" means only one which normally maintains regular faculty and curriculum and has regularly organized student body in attendance. Effective July 1, 1969.

S 355 Corporate liquidation tax status — GS 105
Introducer: L. Warren — Sent to FINANCE

"To amend G. S. 105-130.5 to eliminate capital gains tax to a corporation selling assets under the twelve-month plan of liquidation as allowed by Section 337 of the Internal Revenue Code." Amends GS 105-130.5(c) (relating to adjustments to federal taxable income for determining State net income under State corporate income tax) to delete provision (subparagraph (1)) that gains or losses realized from sale or exchange of corporation property in liquidation under §337 of IRC which are applicable to proceeds distributable to shareholders whose income is not taxed under NC income tax laws must be included in determining State net income. Adds new GS 105-130.5(d) to provide that no gain or loss be recognized to corporation from sale or exchange of property within 12-month period beginning on date of adoption by corporation of plan to complete liquidation if such gain or loss would not be recognized to corporation under §337 IRC.

S 356 Foreign intangibles tax — GS 105
Introducer: L. Warren — Sent to FINANCE

"To amend G. S. 105-204 providing a credit to resident beneficiaries of foreign trusts for foreign intangibles taxes paid." Adds to GS 105-204 ("Beneficial interest in foreign trusts") proviso allowing resident beneficiaries of foreign trusts a credit against tax imposed by GS 105-204 (25¢ per $100 of total value of foreign trust interest, subject to various exclusions) for any foreign intangibles tax paid on resident's beneficial interest in the trust. Effective July 1, 1969.

S 357 State Fair-kiddie fare — GS 106
Introducer: J. White — Sent to AGRICULT

"Requiring the Department of Agriculture to admit to the State Fair without charge all children sixteen (16) years of age or under." As title indicates.

S 358 Replace intangibles revenue loss — GS 105
Introducer: H. Moore — Sent to APPROPRN

"To replace to the counties and municipalities therein those tax funds lost as a result of the reduction and elimination of the intangibles tax." Appropriates from State General Fund to counties and municipalities entitled to receive distributions of intangibles tax under GS 105-213 the following percentages of net amount received during fiscal year (FY) 1969: in FY 1972 - 20%; in FY 1973 - 40%; in FY 1974 - 60%; in FY 1975 - 80%; in each subsequent FY - 100%. Provides distributions to be made at same time as intangibles tax distributions presently being made, but if intangibles tax is eliminated (see S 273), then not later than Aug. 1 each year.

S 361 Firing weapons - dwellings — GS 14
Introducer: Ellis — Sent to JUDIC 1

"To make the discharging of a firearm into an occupied dwelling a felony." Adds new GS 14-34.1 to create offense of assault by discharging firearm into dwelling actually being occupied at time of firing; makes offense a felony punishable by 4-months to 10-years imprisonment.

HOUSE

H 545 2-term Governor — CONSTITUTION
Introducers: Britt and Phillips — Sent to CONSTUTN

"To amend the Constitution of North Carolina to empower the voters to elect the Governor and Lieutenant Governor for two consecutive terms." Makes provision for amendment to NC Constitution, Art. III, Sec. 2, as it reads on Jan. 1, 1969, or alternatively as it reads if revision proposed by S 150 and H 231 is adopted by General Assembly and ratified by voters, to permit person elected as Gov. or Lt. Gov. to be eligible for election for not more than two consecutive terms of the same office (now, and in proposed revision, not eligible for two consecutive terms). Amendment to be voted on at next general election by either ballot or voting machine, to become effective on January 2 next after election.

H 551 College disrupter discipline — GS 115
Introducer: Watkins — Sent to HIGHR ED

"To provide for disciplinary action by trustees and administrative officers of public educational institutions against students and employees thereof who obstruct or disrupt the operation of such institutions." Makes it unlawful for any person registered or enrolled as student in any educational institution owned, operated or controlled by the State or any unit of local government, with "intent to hinder, delay, obstruct, disturb or prevent" any lawful activity of institution or part thereof, to enter or remain in any "classrooom, laboratory, library, office, dining facility, lounge, gymnasium, recreational facility, stadium or sports arena" of such institution, or in any "hallway, passageway, entry or exit" of any structure of institution in violation of order of any officer or employee of institution engaging or seeking to engage in lawful activity in such place.

Makes it unlawful for any officer, teacher, other employee of institution, or graduate student to wilfully "incite, advise or instruct" any person to do act made unlawful by Act, or aid or abet in commission of such act, unless following superior authority in countermanding order by another officer or employee of institution.

Requires officer, teacher or employee of institution to make written detailed report within 24 hours to chief administrative officer of institution any act by student made unlawful by Act. Requires chief administrative officer (CAO) upon receipt of notice of (or resonable cause to believe that) occurrence of such unlawful act to immediately inquire and investigate same. He shall give notice to each alleged violator to appear before him (or other designated person) within 2-10 days after notice delivered or mailed to answer charges, with notice to be sent within 48 hours after receipt of report of violation. Provides that CAO, in conducting hearing, may hear and examine such witnesses (including those offered by alleged violator) as may be reasonably necessary to determine whether alleged violation took place substantially as stated. Within three days after hearing, CAO to make written findings of fact on alleged violation and conclusion as to whether alleged violator did or did not engage in unlawful act; such findings and conclusion to become permanent part of student's record in institution.

Provides that if CAO concludes that student did commit prohibited act made as set forth in notice, then such officer shall order in writing that student be expelled from institution, and such order shall be given to student, with copy made part of person's permanent record in institution, and another copy made part of subsequent transcript of person's record issued by institution. Requires that after expulsion order issued, then person shall have no right to be on any property of institution or receive any money from institution or part thereof and from any unit of State and local government payable on account of his being student in institution. Prohibits persons expelled under Act from enrolling in any institution covered by Act (above high-school level) for four years after issuance of expulsion order.

Requires CAO of institution above high school level to forward copies of findings, conclusion and expulsion order within five days after conclusion of hearing to Governor, Lieut. Governor, and Chairman of Board of Trustees; if institution high school level or below, such copies to Superintendent of Public Instruction and Superintendent of Schools of institution's administrative unit.

Provides that person expelled, or his parent or guardian, may appeal expulsion order within 30 days after issuance to Executive Committee of institution's Board of Trustees (if institution of higher learning) or to board of education of school's administrative unit (if below college level). Provides detailed provisions for making such appeal but permits reversal or modification of order only if reviewing body finds that expelled person did not in fact commit act made unlawful by Act or was substantially prejudiced in some material respect by failure of CAO to comply with procedural requirements of Act. Provides that appeal not to stay effect of expulsion order pending determination; reversal to immediately restore person to status quo ante order. Within five days after determining appeal, reviewing body to enter order in writing and forward copies to appellant, CAO, and same persons to which copies of original expulsion order sent.

Prohibits any person from being eligible for enrollment or registration as student in institution of higher learning covered by Act who, after effective date of Act and within 4 years preceding application for such registration, has committed act in either this State or elsewhere, which would have been violation of Act if such person has been student in this State. Requires CAO of college or university covered by Act, if he has reasonable cause to believe that any student was not eligible to be registered in institution for such reason at time of registration, to conduct inquiry and investigation as if such alleged unlawful act had occurred at his institution.

Requires that Act to apply to all violators regardless of existence of internal disciplinary preocedures at institutions for own students, and withdraws violations of Act from jurisdiction of internal disciplinary bodies.

Provides that if CAO has cause to believe that any officer, teacher, or other employee, has wilfully incited, advised or instructed any student to commit act made unlawful by Act or aided or abetted any person in the same, then CAO to follow same procedure as provided for alleged student violators. If he concludes that such unlawful acts has been committed as charged, then he shall order that such person be dismissed from employment from institution. Prohibits persons so dismissed from having right as employee to enter onto institutional property or perform any act related to former employment, and requires all money payable to such person to cease at earliest date consistent with employment contract, with further payments unlawful. Requires that action against employees of institution apply irrespective of employees' length of employment and of tenure policies of such employees at institution. Provides that same appeal procedures and policies apply to employees as to students ordered expelled from institutions covered by Act. Authorizes CAO's of affected institutions to delegate in writing any or all their duties under Act to another administrative officer.

H 552 NC State Nuclear Center funds (Iden. S 351) — APPROPRIATION
Introducer: S. Johnson — Sent to APPROPRN

"To provide an emergency appropriation from the General Fund for the purpose of supplementing the appropriation to North Carolina State University at Raleigh for the construction of a nuclear science and engineering research center." Identical with S 351, digested above in today's bulletin.

H 555 Litterbug presumption — GS 14,20
Introducers: Mayfield and Coble — Sent to JUDIC 1

"To create presumption that the driver of a motor vehicle from which trash is dropped upon a highway is guilty of a violation of GS 14-399." Adds to GS 14-399 (which makes littering, scrapping, etc. on rights-of-way outside of incorporated town limits punishable by $10-$50 fine) provision making vehicle operator prima facie violator of section when trash, refuse or garbage thrown or dropped from vehicle, upon proof of his operation of vehicle at time violation occurs.

H 557 Pupil assignment-bus capacity (Iden. S 350) — GS 115
Introducer: Payne — Sent to EDUCATN

"To amend the General Statutes of North Carolina relating to the assignment of pupils and employees on public school buses so as to prohibit assignments in excess of the seating capacity of the public school buses." Identical with S 350, digested above in today's bulletin.

LOCAL BILLS INTRODUCED

SENATE

S 349 Increase County Comm'rs to 5 — BUNCOMBE
Introducer: Dent — Sent to LOC GOVT

"To amend Chapter 936, Session Laws of 1963, to increase the membership of the Board of County Commissioners of Buncombe County." Amends cited act to increase number of Buncombe County Comm'rs to ch'man and four members (now, ch'man and two members).

S 359 Statesville boundary description
Introducer: Joyner

IREDELL
Sent to LOC GOVT

"To redefine the corporate boundaries of the City of Statesville so as to include within one description all the area embraced within the corporate limits, including those several areas incorporated by annexation, and certain property owned solely by the City." Amends S.L. 1959, Ch. 667 by re-writing Sec. 2, as title indicates. Gives metes and bounds.

S 360 Doctor jury exemption
Introducer: James

DAVIDSON, MONTGOMERY, MOORE, RICHMOND, SCOTLAND
Sent to COURTS

"To exempt doctors in certain counties from jury duty." Amends GS 9-3, as title indicates (under general law, all persons are now eligible who are over 21, competent, have no felony record, and have not served during preceding two years.)

HOUSE

H 546 Constables' compensation
Introducers: Soles and Williamson

BRUNSWICK, COLUMBUS
Sent to LOC GOVT

"To authorize the Boards of Commissioners for Brunswick and Columbus Counties to compensate constables for duties performed." Authorizes boards of commissioners of named counties to compensate constables for duties performed, with amount in boards' discretion.

H 547 Cape Carteret comm'r election
Introducer: Boshamer

CARTERET
Sent to LOC GOVT

"To amend the charter of the Town of Cape Carteret with reference to the election and meetings of the Board of Commissioners." Amends original town charter (SL 1959, Ch. 727) to reflect provision for 5 comm'rs in charter amendment (SL 1963, Ch. 929) and deletes provision in 1963 amendment for comm'rs to reside in specified areas of town. Amends original charter to provide that newly elected comm'rs and mayor to take office at end of business session of meeting of incumbent board held at noon on day following regular municipal election (now, new members take office at noon).

H 548 1% sales/use tax
Introducer: Mayfield

HENDERSON
Sent to FINANCE

"Enabling Henderson County to hold a special election for the purpose of considering whether the County shall or shall not impose and levy a sales and use tax of one per cent upon the sale, use and other taxable transactions upon which the State now imposes a three per cent sales and use tax." Directs Henderson County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides that maximum additional use tax imposed by this Act on one sale is $10. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Henderson for use outside county or bought outside NC for use in Henderson.

Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein in proportion to total amount of ad valorem taxes levied by each during fiscal year preceding distribution. Provisions of GS Ch. 105, Art. 5 made applicable to tax, so far as not inconsistent with provisions of Act.

H 549 School board compensation — CRAVEN
Introducers: R. Godwin, Barker, Boshamer — Sent to LOC GOVT

"Relating to the compensation of the chairman and members of the Board of Education of Craven County." Authorizes board of education by unanimous vote to set compensation of chairman (not over $100/mo.) and members (not over $75/mo.). Effective July 1, 1969.

H 550 Greenville - ECU Lab School — PITT
Introducers: Reid and Rountree — Sent to HIGHR ED

"To authorize the Greenville City Board of Education of Pitt County, North Carolina, to appropriate and make available to East Carolina University the sum of one hundred thousand dollars ($100,000.00) for furnishing and equipping a new elementary laboratory school and to authorize the Board to convey to East Carolina University a tract of land on which to build and locate a new elementary laboratory school." As title indicates; title to laboratory furnishings and equipment to remain in Greenville Board of Education. Appropriation and conveyance declared to be for public purpose and funds appropriated from any available to Greenville Board.

H 553 Tax settlement - Pony League — NEW HANOVER
Introducer: Penton — Sent to FINANCE

"To authorize settlement of taxes by the City of Wilmington and the County of New Hanover on property owned by the Wilmington Pony League, Inc., Wilmington, North Carolina." Authorizes city and county separately or jointly to release and discharge all tax liens and tax obligations against property referred to in title.

H 554 Mail tax listing — CATAWBA
Introducers: Warlick and Beard — Sent to LOC GOVT

"To amend Sections 105-306(26); 105-308; 105-309 and 105-310 of the General Statutes of North Carolina in order to authorize the Board of County Commissioners of Catawba County, to prescribe regulations relating to the listing of property for taxation in that county, and to authorize the division or combining of townships for tax listing purposes." Modifies cited sections to authorize Catawba Board of County Comm'rs to prescribe regulations pertaining to oaths for tax lists submitted by mail; makes signature to oath contained on Property Listing Statement submitted by mail equivalent to statutory oath. Authorizes comm'rs to divide or combine townships within county for tax listing purposes, and authorizes tax supervisor to appoint list takers for each such unit. Makes provisions of GS 105-307 (making failure to list property properly a misdemeanor) applicable to county, and makes said section applicable to regulations adopted under this Act.

H 556 Lincolnton bond validation
Introducer: Leatherman

LINCOLN
Sent to LOC GOVT

"To validate the special bond election held in the Town of Lincolnton, North Carolina, on January 14, 1969." Validates Lincolnton special bond election held on January 14, 1969 where majority of voters approved issue of $225,000 in bonds to finance Town Hall construction and $75,000 to finance new firehouse construction. Act apparently clears election notice publication irregularity, contingent upon there being no previously instituted action, suit or proceeding in any court.

H 558 Highlands nontax funds
Introducer: Bradley

MACON
Sent to LOC GOVT

"To authorize the Town of Highlands in Macon County to make appropriations from nontax funds for certain public purposes." Authorizes annual Highlands appropriation from non-tax funds of not more than $2,000 for advertising Town, promoting tourist and other industries, and to pay over portions thereof to Highlands Chamber of Commerce, Public Library, Community Hospital and Cemetery.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 2 Youth Council Act (digested in Bulletin No. 1, p. 2; Senate committee substitute Bulletin p. 470). Amendment adopted in Senate 4/3/69, deleting provision that no State funds be appropriated for use of Council, Board or exec. sec'y.

SENATE AND HOUSE CALENDAR ACTION APR.03,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT.(4/02, 4/03) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR APRIL 8.
S. 65 TOWNSHIP PRECINCTS.(4/02) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 73 OPERATOR'S LICENSE MAIL RENEWAL.(2/26, 4/02) S-CONCURRED IN H AMEND.
S. 140 ZOO AUTHORITY. S-REPTD FAV AS AMENDED.
S. 167 PUBLIC CATTLE ASSESSMENTS. H-PASSED 2ND & 3RD READINGS.
#S. 198 (J.RES.) MED STUDENT RECRUITMENT. RATIFIED - RES. 43.
#S. 207 (J.RES.) WAKE BICENTENNIAL. RATIFIED - RES. 39.
S. 211 NURSING INSTRUCTORS. S-REPTD FAV AS AMENDED.
#S. 215 BLIND VOTER ASSISTANCE.(3/20) RATIFIED - CHAPTER 175.
#S. 217 MORTAR MIX MONIKER. S-REPTD UNFAV.
S. 244 SAFE KEEPING COUNTY PRISONERS.(4/02) H-REF TO COM ON JUDIC 2.
S. 251 COUNTY COMM'R MEETING PROCEDURE. S-REPTD FAV COM SUBSTITUTE.
S. 280 VOTING CORPORATE STOCK. S-REPTD FAV.
#S. 315 (J.RES.) HONORING EISENHOWER - 2. RATIFIED - RES. 42.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS. S-REPTD FAV.
S. 320 TEACHER ALLOTMENT. S-REPTD FAV.
S. 350 PUPIL ASSIGNMENT-BUS CAPACITY. S-REF TO COM ON HY SAFTY.
S. 351 NC STATE NUCLEAR CENTER FUNDS. S-REF TO COM ON APPROPRN.
S. 352 SCHOOL ATTENDANCE EXEMPTIONS. S-REF TO COM ON EDUCATN.
S. 353 PUPIL EXCLUSION APPEALS. S-REF TO COM ON JUDIC 1.
S. 354 EDUC. FOUNDATIONS-TAX DEDUCTION. S-REF TO COM ON FINANCE.
S. 355 CORPORATE LIQUIDATION TAX STATUS. S-REF TO COM ON FINANCE.
S. 356 FOREIGN INTANGIBLES TAX. S-REF TO COM ON FINANCE.
S. 357 STATE FAIR-KIDDIE FARE. S-REF TO COM ON AGRICULT.
S. 358 REPLACE INTANGIBLES REVENUE LOSS. S-REF TO COM ON APPROPRN.
S. 361 FIRING WEAPONS-DWELLINGS. S-REF TO COM ON JUDIC 1.

#H. 30 LAW OFFICERS' INCOME TAX EXEMPTION.(3/18) RATIFIED CHAPTER 178.
#H. 49 LOOSE-LEAF REGISTRATION OF VOTERS.(3/05, 3/27) RATIFIED - CHAPTER 171.
H. 111 CHAUFFEUR'S LICENSE.(4/02) H-CONCURRED IN S-AMENDMENT.
H. 141 DRAINAGE DISTRICT APPEAL.(3/28) S-REPTD FAV.
H. 142 FINANCIAL RESPONS. PROOF EXCLUSION. S-PASSED 2ND & 3RD READINGS.

H. 143 LOCAL PUBLIC LIBRARY FUNDS. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H. 160 ABOLISHING CAPITAL PUNISHMENT.(4/03) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-PLACED ON CAL FOR APR.8.
H. 190 FUNERAL AND BURIAL TRUST FUNDS.(3/26) S-PASSED 2ND & 3RD READINGS.
H. 208 PROFESSIONAL CORPORATIONS.(3/20, 4/03) H-REPTD FAV COM SUB FOR C.S.; H-COM SUB FOR C.S. ADOPTED; H-PLACED ON CAL FOR APR.8.
#H. 209 NEW TOWN LOCATION. H-REPTD UNFAV.
H. 251 PRIVATE,PAROCHIAL SCHOOL BUSES. S-REF TO COM ON EDUCATN.
H. 294 41ST HOUSE DIST.- NUMBERED SEAT. S-PASSED 2ND & 3RD READINGS.
H. 307 UNC FAMILY MEDICINE PROF.FUNDS. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
#H. 317 MUNICIPAL ANNEXATION. H-REPTD UNFAV.
#H. 330 AUTO INSPECTION-30 DAY GRACE.(3/26) RATIFIED CHAPTER 179.
H. 352 REAL ESTATE LICENSING REVISIONS. S-PASSED 3RD READING.
H. 401 NEW TOWN INCORPORATION. H-REPTD FAV.
H. 403 PROFESSIONAL CORPS,CONFORMING. H-REPTD FAV; H-PLACED ON CAL FOR APR.8.
H. 404 TAX EXEMPT FIREMEN'S PENSIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 405 FIREMEN'S PENSION FUND SECRETARY. S-REF TO COM ON PERS & EMP.
#H. 467 (J.RES.) HONORING RED SPRINGS HOOP TEAM. RATIFIED - RES. 40.
H. 485 HIGHWAY COMMISSION MEMBERSHIP. H-REPTD FAV.
H. 487 POLL WATCHERS CLARIFICATION. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON ELECTION.
#H. 492 (J.RES.) HONORING EISENHOWER. RATIFIED - RES. 41.
H. 540 LOCAL GOV'T LIBRARY EMPLOYEES. H-REPTD FAV.
H. 545 2-TERM GOVERNOR. H-REF TO COM ON CONSTUTN.
H. 551 COLLEGE DISRUPTER DISCIPLINE. H-REF TO COM ON HIGHER ED.
H. 552 NC STATE NUCLEAR CENTER FUNDS. H-REF TO COM ON APPROPRN.
H. 555 LITTERBUG PRESUMPTION. H-REF TO COM ON JUDIC 1.
H. 557 PUPIL ASSIGNMENT-BUS CAPACITY. H-REF TO COM ON EDUCATN.

LOCAL BILLS

#S. 71 (BUNCOMBE) ASHEVILLE CITY COUNCIL ELECTION.(2/28) RATIFIED - CHAPTER 165.
S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03) S-RECOM'TD TO LOC GOVT.
#S. 162 (DAVIDSON) THOMASVILLE SCHOOL LAND.(3/21) RATIFIED - CHAPTER 166.
#S. 177 (CALDWELL) SOIL-WATER CONSERVATION FUNDS. RATIFIED - CHAPTER 174.
#S. 209 (ONSLOW) COUNTY COMM'RS TERMS - NUMBER. RATIFIED - CHAPTER 167.
S. 224 (JOHNSTON) SPECIAL TAX-ACCOUNTANT ETC.. H-PASSED 2ND READING.
#S. 225 (JOHNSTON) GARBAGE DISPOSAL. RATIFIED - CHAPTER 176.

#S. 231 (BURKE) MORGANTON POLICE JURISDICTION. RATIFIED - CHAPTER 168.
#S. 232 (SURRY) ELKIN FIREMEN RETIREMENT. RATIFIED - CHAPTER 169.
#S. 236 (SAMPSON) CLINTON SUPPLEMENTAL RETIREMENT. RATIFIED CHAPTER 177.
#S. 241 (WILKES) SCHOOL PROPERTY CONVEYANCE. RATIFIED - CHAPTER 170.
S. 243 (CHEROKEE) REGISTER,SHERIFF SALARIES. H-REPTD FAV.
S. 245 (LEE) SANFORD SCHOOL BOARD VACANCIES. H-PASSED 2ND & 3RD READINGS.
S. 250 (CLEVELAND) KINGS MTN. CITY COMM'RS. H-REPTD FAV.
S. 289 (ROBESON) LUMBERTON SCHOOL ANNEXATION VOTE. S-REPTD FAV.
S. 297 (BUNCOMBE) COUNTY COMMISSIONER'S PAY. S-REPTD FAV AS AMENDED.
S. 300 (JOHNSTON) EDUCATION BOARD ELECTION. S-REPTD FAV.
S. 306 (MOORE) PINEHURST BOUNDARIES. S-REPTD FAV.
S. 307 (GUILFORD) GREENSBORO SCHOOL BD. RECREATION. S-REPTD FAV.
S. 309 (SURRY) MT. AIRY HOUSING APPEAL BOARD. S-REPTD FAV.
S. 349 (BUNCOMBE) INCREASE COUNTY COMMR'S TO 5. S-REF TO COM ON LOC GOVT.
S. 359 (IREDELL) STATESVILLE BOUNDARY DESCRIPTION. S-REF TO COM ON LOC GOVT.
S. 360 (DAVIDSON, MONTGOMERY, MOORE, RICHMOND, SCOTLAND) DOCTOR JURY EXEMPTION. S-REF TO COM ON COURTS.

H. 178 (TRANSYLVANIA) CHANGING COUNTY JAIL FEES. H-REPTD FAV.
H. 226 (ROCKINGHAM) MADISON-MAYODAN SCHOOL UNIT.(3/06) S-REPTD FAV.
#H. 282 (RANDOLPH) ASHEBORO SCHOOL BOARD RESIDENCE. RATIFIED - CHAPTER 172.
H. 291 (VANCE) HENDERSON TOWNSHIP CONSTABLE. S-PASSED 2ND & 3RD READINGS.
H. 292 (HOKE) FOX HUNTING. S-REPTD FAV.
H. 299 (DUPLIN) HUNTING FROM PUB ROADS.(3/26) S-REPTD FAV.
H. 309 (HOKE, SCOTLAND) SINGLE SHOT VOTING. S-PASSED 2ND & 3RD READINGS.
H. 313 (PITT) GREENVILLE SCHOOL BOARD MEMBERS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 329 (HOKE) SCHOOL BOARD ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 333 (JOHNSTON) PREPAYMENT TAX DISCOUNTS.(3/31) S-REPTD FAV.
H. 343 (RUTHERFORD) SHERIFF-JAIL OPERATION. H-REPTD FAV.
H. 344 (POLK) SHERIFF-JAIL OPERATION. H-REPTD FAV.
#H. 355 (DAVIDSON) LEXINGTON SCHOOL BOARD ELECTION. H-REPTD UNFAV.
H. 363 (LINCOLN) LINCOLN INCORPORATING EXTENSION. S-REPTD FAV.
H. 372 (LINCOLN) LINCOLN STREET ASSESSMENT. S-REPTD FAV.
#H. 381 (NEW HANOVER, ROBESON, WAKE) REMOVING UNAUTHORIZED VEHICLES. (3/21, 3/24, 3/28) RATIFIED - CHAPTER 173.
H. 407 (WILKES) DEPREDATION OF DOMESTIC FOWLS. S-REPTD FAV.
H. 412 (ASHE) EXTEND JEFFERSON CORP. LIMITS. S-REF TO COM ON LOC GOVT.
H. 416 (COLUMBUS) WHITEVILLE SCHOOL BOARD. S-REF TO COM ON JUDIC 2.
H. 423 (PAMLICO) REACTIVATE CHARTER OF ARAPAHOE. S-REPTD FAV.
H. 424 (CATAWBA) HICKORY REGISTRATION COMM'R. H-REPTD FAV.

H. 427 (WASHINGTON) PLYMOUTH CORPORATE LIMITS. H-REPTD FAV.
H. 438 (RANDOLPH) ASHEBORO SCHOOL LEASE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 443 (HOKE) RAEFORD - "CITY". H-REPTD FAV.
H. 444 (CUMBERLAND) TRASH REMOVAL & SEWER ASSESSMENT. H-REPTD FAV.
H. 448 (NEW HANOVER) COUNTY OFFICIALS - SALARIES. H-REPTD FAV.
H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. H-REPTD FAV.
H. 453 (HAYWOOD) SHOOTING ON OR ACROSS HIGHWAYS. S-REF TO COM ON WILDLIFE.
H. 455 (BLADEN) WEST BLADENBORO CHARTER REPEAL. H-REPTD FAV.
H. 457 (BEAUFORT) AURORA ELECTION. H-REPTD FAV.
H. 458 (NEW HANOVER) WILMINGTON HISTORIC SITES PROTECTED. H-REPTD FAV.
H. 462 (HAYWOOD) REGISTER OF DEEDS SALARY. H-REPTD FAV.
H. 488 (WAKE) PERMANENT REGISTRATION. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON ELECTION.
H. 502 (CUMBERLAND) SCHOOL COMMITTEES SIZE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 503 (ROBESON) FAIRMONT SCHOOL BOARD MEMBERS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 546 (BRUNSWICK, COLUMBUS) CONSTABLES' COMPENSATION. H-REF TO COM ON LOC GOVT.
H. 547 (CARTERET) CAPE CARTERET COMM'R ELECTION. H-REF TO COM ON LOC GOVT.
H. 548 (HENDERSON) 1% SALES/USE TAX. H-REF TO COM ON FINANCE.
H. 549 (CRAVEN) SCHOOL BOARD COMPENSATION. H-REF TO COM ON LOC GOVT.
H. 550 (PITT) GREENVILLE-ECU LAB SCHOOL. H-REF TO COM ON HIGHR ED.
H. 553 (NEW HANOVER) TAX SETTLEMENT - PONY LEAGUE. H-REF TO COM ON LOC GOVT.
H. 554 (CATAWBA) MAIL TAX LISTING. H-REF TO COM ON LOC GOVT.
H. 556 (LINCOLN) LINCOLNTON BOND VALIDATION. H-REF TO COM ON LOC GOVT.
H. 558 (MACON) HIGHLANDS NONTAX FUNDS. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

10:00 a.m., Friday, April 4, 1969.

G41
25:1969/58
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 58 -459- FRIDAY, APRIL 4, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 362 Extra sessions-General Assembly — CONSTITUTION
Introducer: Moore — Sent to CONSTUTN

"To amend the Constitution of North Carolina to require convening of extra sessions of the General Assembly upon request of three-fifths of the members of each House." Adds to NC Const., Art. III, Sec. 9 provision that extra sessions of General Assembly be convened by joint proclamation of Senate President and House Speaker responding to written, signed request of 3/5 of membership of respective houses presented to Pres. and Speaker respectively. (Does not change present provision that extra sessions may be called by proclamation of Governor with advice of Council of State.) Provides for submission of amendment to voters of State at next general election and provides for use of voting machines subject to Elections Board regulations. If amendment passes Governor to certify same to Sec'y of State for enrolling among State permanent records. Amendment effective January 1, next following ratification by voters.

S 365 (Joint Resolution) Practical nursing credit — MISC RES
Introducers: Boger and others — Sent to PUB HLTH

"To encourage the North Carolina State Board of Nursing and the schools giving courses in practical nursing to give consideration to training successfully completed by persons in registered nurses courses." Instructs State Nursing Board to reaffirm position that registered training students be given credit for appropriate parts of practical nurse education training, and State Board to reinform practical nursing schools of policy and encourage schools to adopt policy as part of school policy. Instructs practical nursing education schools to grant appropriate credit for successful completion of portions of registered nurse training to avoid repetitious training requirements and to train practical nurses as rapidly as possible.

S 366 Tax refund to senior citizens (Iden. H 565) — GS 105
Introducer: Scott — Sent to FINANCE

"To provide special tax refunds to senior citizens of North Carolina whose financial resources are limited." Adds new Art. 8 to GS Ch. 105 (Taxation) to provide that Dep't of Revenue to refund $25 to any citizen who is at least 65 years of age by Sept. 30 of year next following taxable year if income for year was $2,000 or less and timely application is made by citizen or his personal representative on forms prescribed by Comm'r of Revenue. Defines "citizen" as individual domiciled in state who has resided in state for at least six months prior to Sept. 30 of year following end of taxable year for which refund is sought; "personal representative" as attorney, trustee, guardian

or other person charged with care of senior citizen; "taxable year" as calendar year; and "income" as any income (including social security and welfare payments) except business expenses incurred in earning income. Authorizes Comm'r of Revenue to promulgate rules and regulations for filing of applications and payment of refunds. Reviews and appeals of Comm'r decisions to be governed by GS 105-241.2 (administrative review), -241.3 (appeal without payment of tax from Tax Review Board decision), and -241.4 (action to recover tax paid). Provisions of GS Ch. 105, Art. 9 (General Administration; Penalties and Remedies), not inconsistent with new Art. 8, made part of Art. 8 and declared applicable thereto.

HOUSE

H 560 Belhaven Memorial Museum funds — APPROPRIATION
Introducers: Roberson and Burrus — Sent to APPROPRN

"To appropriate funds for the Belhaven Memorial Museum." Appropriates $5,000 for each year of 1969-71 biennium to Dep't of Archives and History for cataloging, filing and planning Belhaven Memorial Museum. Effective July 1, 1969.

H 562 Escheats reassignment — CONSTITUTION
Introducers: Britt and others — Sent to CONSTUTN

"To amend the Constitution of North Carolina to provide for a reassignment of the escheats." Amends State Constitution, Art. IX, Sec. 10, subject to voter approval, to provide that all property accruing to State after Dec. 31, 1970, from escheats, unclaimed dividends, or distributive shares of the estates of deceased persons shall be used to aid worthy and needy students who are N.C. residents and enrolled in any N.C. public institution of higher education. Method, amount, and form of distribution to be determined by law. (Now, described types of property escheat to The University of North Carolina.) Property escheating prior to Jan. 1, 1971, to be retained by The University of North Carolina. Provides for submission of amendment to voters of State at next general election, and prescribes form of issue to appear on ballot. If ratified by voters, takes effect Jan. 2, 1971, either as amendment to Proposed Constitution (S 150, H 231) if ratified by voters, or as amendment to present Constitution.

H 563 Amending H 52-1969 pay — GS 160
Introducers: Britt and others — Sent to LOC GOVT

"Extending the time for municipal governing boards to fix their own compensation in 1969." Amends H 52 (ratified 4/4/69 as SL 1969, Ch. 181) to set deadline for governing boards of cities and towns to fix their compensation as May 1, 1969. (Under H 52, ratified today, action relating to 1969 compensation of governing boards may be taken until 14 days before municipal primary, or 30 days before election where there is no primary.)

H 565 Tax refund to senior citizens — GS 105
Introducer: Gregory — Sent to FINANCE

"To provide special tax refunds to senior citizens of North Carolina whose financial resources are limited." Identical with S 366 digested above in today's Bulletin.

H 567 Judges, solicitors amendments — CONSTITUTION
Introducers: Phillips and Jernigan — Sent to CONSTITUTN

"To amend the Constitution of North Carolina so as to require that judges and solicitors be licensed attorneys and to require the General Assembly to establish a mandatory retirement age for judges and procedures for the disciplining and removal of judicial officers." Amends State Constitution, subject to voter approval, as follows: (1) Provides that General Assembly shall provide by general law for mandatory retirement for age of justices and judges of General Court of Justice and may provide for temporary recall of retired justice or judge to serve on court from which retired. (2) Adds requirement that to be qualified for office of justice, judge, or solicitor of General Court of Justice, one must be licensed to practice law in North Carolina; permits unlicensed district court judges in office when amendment takes effect to complete term then being served. (Now, no judicial officer is required to be licensed to practice law.) (3) Requires General Assembly to provide by general law for disciplining and removal of justices, judges, and solicitors of General Court of Justice, clerks of superior courts, and magistrates "for misconduct, incompetence, or mental or physical incapacity." (Now, justices of Supreme Court, judges of court of Appeals, and judges and solicitors of superior courts, are removable only by direct action of General Assembly; district judges, clerks, and magistrates are removable by court action in various statutory proceedings.) Provides for submission of amendment to voters of State at next general election and prescribes statement of issue to appear on ballot. If ratified by voters, takes effect January 2, 1971, either as amendment to Proposed Constitution (S 150, H 231) if ratified by voters, or as amendment to present Constitution.

H 568 Executive reorganization — CONSTITUTION
Introducers: Andrews and others — Sent to CONSTUTN

"To amend the Constitution to require the General Assembly to reduce the State administrative department to 25 and to authorize the Governor to reorganize the administrative departments subject to legislative approval." Amends State Constitution, subject to voter approval, as follows: (1) Directs General Assembly by July 1, 1975, to reorganize State administrative departments and agencies into not more than 25 principal departments (regulatory, quasi-judicial, and temporary agencies need not be placed within a principal department). (2) Authorizes Governor to reallocate powers and duties among departments in interest of efficient administration; if changes affect existing law, they must be set out in executive orders, which must be presented to General Assembly and take effect 60 days after submission or on adjournment sine die of session, unless sooner disapproved by joint resolution of both houses. Provides for submission of amendment to voters of State, and prescribes form of issue to appear on ballot. If ratified by voters, takes effect Jan. 2, 1971, either as amendment to Proposed Constitution (S 150, H 231) if it is ratified by voters, or as amendment to present Constitution.

H 569 Historic Carson House funds — APPROPRIATION
Introducers: Beam and others — Sent to APPROPRN

"To appropriate funds for the Historic Carson House in McDowell County." Appropriates $31,500 to Dep't of Archives and History ($5,000 balance of purchase price; $6,500 repairs; $20,000 additional land purchase) for preservation and restoration of Carson House in McDowell County. Effective July 1, 1969.

H 571 Trial upon information — CONSTITUTION
Introducers: Andrews and others — Sent to CONSTUTN

"To amend the Constitution of North Carolina to authorize trial upon information and the waiver of jury trial in noncapital cases, subject to regulations prescribed by the General Assembly." Amends State Constitution, subject to voter approval, as follows: (1) Allows trial on information in noncapital cases in which accused is represented by counsel, subject to legislative regulations (now, trial on information is not allowed). (2) Allows defendant in noncapital criminal case, in writing and with consent of counsel and trial judge, to waive jury trial, subject to legislative regulations (now, waiver of jury trial is not allowed). (3) Eliminates provision for waiver of grand jury indictment. Provides for submission of amendment to voters of State at next general election and prescribes form of issue to appear on ballot. If ratified by voters, takes effect Jan. 2, 1971, either as amendment to Proposed Constitution (S 150, H 231) if it is ratified by voters, or as amendment to present Constitution.

LOCAL BILLS INTRODUCED

SENATE

S 363 Winston-Salem retirement fund — FORSYTH
Introducers: Bagnal and Nielson — Sent to PERS&EMP

"Amending Chapter 296 of Public-Local laws for the year 1939, as amended, to permit the investment of a maximum of fifty percent (50%) of the assets of the Winston-Salem employees retirement fund in common stocks." Amends cited act to authorize W-S City, or management entity contracting with W-S for administration of W-S employees retirement fund, to invest in securities authorized by GS 58-79 (relating to investments of assets of life insurance companies). Effectively authorizes investment of 50% of W-S employees retirement fund in common stocks with GS 58-79(a)(6) limitation of such investments to 10% not to apply to W-S. Further provides that GS 58-79(a)(6) limitation prohibiting investment of more than 3% of admitted fund assets to shares in any one corporation to be construed as limitation determined at time of investment.

S 364 Kings Mtn. Lake Authority — CLEVELAND
Introducer: White — Sent to LOC GOVT

"To provide for the establishment of the Kings Mountain Lake Authority." Authorizes Kings Mountain Board of Comm'rs to create Authority to consist of 7 city residents selected by Board to serve 5-yr. terms. Authorizes Authority (with approval of Board) to secure lands and waters in Buffalo Creek Watershed for public recreation; to recommend zoning laws for orderly development of area; to construct (with approval of Board) roads, parking areas and other facilities for recreation; and to employ necessary personnel for impelmentation of Authority duties. Empowers Governor, on Board request, to commission special peace officers to protect area; also authorizes policing of area by city police at option of Board. Authorizes Board to make annual contributions to Authority to defray expenses of operation.

HOUSE

H 559 Small watershed maintenance — DUPLIN, PENDER, SAMPSON
Introducer: H. Johnson — Sent to CONS&DEV

"To clarify the small watershed laws with respect to project maintenance in Duplin, Pender and Sampson Counties." Modifies GS 139-8(6) with respect

to Duplin, Pender and Sampson Counties to provide that soil and water conservation district, counties and watershed improvement districts may maintain watershed "works and projects" as well as watershed "structures". Declares that changes are clarifying in nature and not substantive. Validates previous expenditures for such purposes. Authorizes expenditures for such purposes of (a) proceeds of previously approved taxes, and (b) proceeds of subsequently approved taxes, where election preliminaries (to authorize such taxes) have already intervened.

H 561 Kernersville Charter changes — FORSYTH
Introducers: McDaniel and others — Sent to LOC GOVT

"To amend Chapter 47 of the Session Laws of 1963, being the Charter of the Town of Kernersville." Amends SL 1963, Ch. 47 (act revising and consolidating Kernersville Charter) to correct starting point for description of Town boundaries, to provide for changing boundaries by annexation as governed by general law, and to provide that annexation effective date shall be date specified in ordinance, or date action completed in conformity to court remand. Revises Charter Secs. 14 through 17 relating to town manager form of government and to town manager generally, e.g. appointment, compensation, powers and duties; and makes conforming changes. Places in town manager appointment of volunteer fire chief and firemen (now, comm'rs). Deletes from SL 1963, Ch. 47 sections relating to courts, and to elections on continuing town manager form of government.

H 564 Amending H 52 - Clayton pay — JOHNSTON
Introducers: Britt and others — Sent to LOC GOVT

"Relating to the compensation and allowances of the Board of Commissioners of the Town of Clayton." Amends H 52 (ratified 4/4/69 as SL 1969, Ch. 181) to set deadline for Clayton governing board to fix its compensation as May 1, 1969. (Under H 52, ratified today, action relating to 1969 compensation of governing board may be taken until 14 days before municipal primary, or 30 days before election where there is no primary.)

H 566 Burlington firemen retirement — ALAMANCE
Introducer: Euliss — Sent to LOC GOVT

"To provide supplemental retirement funds for firemen in the City of Burlington and to modify the application of G.S. 118-5, G.S. 118-6, and G.S. 118-7 to the City of Burlington." Modifies named statutes to authorize creation of Supplemental Firemen's Retirement Fund and Volunteer Retirement Fund to be separate from each other and from Firemen's Local Relief Fund in City of Burlington, and authorizes specified transfers of funds from Local Relief Fund to new funds. Provides for distribution of monies from funds to retired full-time and volunteer firemen according to prior service and physical condition. Authorizes Board of Trustees of Local Relief Fund to invest monies of all three funds and accept gifts to funds. Provides for bonding of Local Relief Fund treasurer.

H 570 Ayden change of election — PITT
Introducer: Reid and Rountree — Sent to ELECTION

"To amend Chapter 79 of the Session Laws of 1965 to change the time of election in the Town of Ayden." Amends Ayden Charter to provide for municipal elections to be held on the Tuesday after the first Monday in May of each year (now, held on the first Monday in May). Validates election preliminaries.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 211 Nursing instructors (digested in Bulletin No. 41, p. 291)

Amendments adopted in Senate 4/4/69 adding provision that N. C. Board of Nursing may require instructors to attend annual nursing workshops, and changing definition of "unavailable" by requiring "bona fide continuing effort" to employ degree holding registered nurses, rather than "bona fide" effort.

S 251 County comm'r meeting (Identical with H 402 digested in Bulletin No. 47, p. 350).

Committee substitute adopted in Senate 4/3/69 retaining present GS 153-8 provisions governing county comm'r board meeting times and places, but adds provision allowing comm'rs to change statutory meeting times by resolution adopted subject to notice requirements substantially as presently provided for changing meeting site. Retains provisions of original bill concerning adjournment procedure, calling and notice of special meetings, chairman's vote, rules of procedure, and causes for excuse from voting (except omits original bill provisions on consequences of failure to vote or attend).

S 297 (Buncombe) County commissioners pay (digested in Bulletin No. 52, p. 407)

Amendment adopted in Senate 4/4/69 providing that Buncombe commissioners may fix their compensation and allowances in such sums as may be just and reasonable (originally, salary in sum not to exceed $20,000 annually), and that after Nov. 1, 1972 act to be subject to provisions of GS 153-13 (compensation of county commissioners).

HOUSE

None

SENATE AND HOUSE CALENDAR ACTION APR.04,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 65 TOWNSHIP PRECINCTS.(4/02) H-REF TO COM ON ELECTION.
S. 140 ZOO AUTHORITY. S-RE-REF TO COM ON APPROPRN.
S. 211 NURSING INSTRUCTORS.(4/04) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 240 ESTABLISHING AUXILIARY POLICE. H-REPTD FAV.
S. 249 CLERK TO COUNTY COMM'RS. H-REPTD FAV.
S. 251 COUNTY COMM'R MEETING PROCEDURE.(4/03) S-PASSED 2ND READING; S-PLACED ON CAL FOR APRIL 8.
S. 280 VOTING CORPORATE STOCK. S-PASSED 2ND READING; S-PLACED ON CAL FOR APRIL 8.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS. S-PASSED 2ND READING; S-PLACED ON CAL FOR APRIL 8.
S. 320 TEACHER ALLOTMENT. S-PLACED ON CAL FOR APRIL 10.
S. 351 NC STATE NUCLEAR CENTER FUNDS. S-REPTD FAV.
S. 362 EXTRA SESSIONS-GENERAL ASSEMBLY. S-REF TO COM ON CONSTUTN.
S. 365 (J.RES.) PRACTICAL NURSING CREDIT. S-REF TO COM ON PUB HLTH.
S. 366 TAX REFUND TO SENIOR CITIZENS. S-REF TO COM ON FINANCE.

#H. 50 COUNTY COMMISSIONERS' COMPENSATION.(3/14, 3/21) RATIFIED - CHAPTER 180.
#H. 52 MUNICIPAL BOARDS' COMPENSATION.(3/14) RATIFIED - CHAPTER 181.
H. 141 DRAINAGE DISTRICT APPEAL.(3/28) S-PASSED 2ND & 3RD READINGS.
H. 174 OATH-COUNTY ELECTION BOARD.(3/19, 3/26) H-REPTD FAV.
H. 401 NEW TOWN INCORPORATION. H-RE-REF TO COM ON JUDIC 1.
H. 404 TAX EXEMPT FIREMEN'S PENSIONS. S-REF TO COM ON FINANCE.
H. 485 HIGHWAY COMMISSION MEMBERSHIP. H-PASSED 2ND READING.
H. 494 MUNICIPAL CEMETERY TRANSFERS. H-REPTD FAV.
H. 540 LOCAL GOV'T LIBRARY EMPLOYEES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 552 NC STATE NUCLEAR CENTER FUNDS. H-REPTD FAV.
H. 560 BELHAVEN MEMORIAL MUSEUM FUNDS. H-REF TO COM ON APPROPRN.
H. 562 ESCHEATS REASSIGNMENT. H-REF TO COM ON CONSTUTN.
H. 563 AMENDING H52 - 1969 PAY. H-REF TO COM ON LOC GOVT.
H. 565 TAX REFUNDS TO SENIOR CITIZENS. H-REF TO COM ON FINANCE.
H. 567 JUDGES,SOLICITORS AMENDMENTS. H-REF TO COM ON CONSTUTN.
H. 568 EXECUTIVE REORGANIZATION. H-REF TO COM ON CONSTUTN.
H. 569 HISTORIC CARSON HOUSE FUNDS. H-REF TO COM ON APPROPRN.
H. 571 TRIAL UPON INFORMATION. H-REF TO COM ON CONSTUTN.

LOCAL BILLS

S. 224 (JOHNSTON) SPECIAL TAX-ACCOUNTANT ETC.. H-PASSED 3RD READING.

S. 243 (CHEROKEE) REGISTER,SHERIFF SALARIES. H-PASSED 2ND & 3RD READINGS.
S. 250 (CLEVELAND) KINGS MTN. CITY COMM'RS. H-PASSED 2ND & 3RD READINGS.
S. 289 (ROBESON) LUMBERTON SCHOOL ANNEXATION VOTE. S-PASSED 2ND READING.
S. 292 (WILSON) COUNTY SALARIES. S-REPTD FAV.
S. 297 (BUNCOMBE) COUNTY COMMISSIONER'S PAY.(4/04) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READING; S-SENT TO HOUSE.
S. 300 (JOHNSTON) EDUCATION BOARD ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 306 (MOORE) PINEHURST BOUNDARIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 307 (GUILFORD) GREENSBORO SCHOOL BD. RECREATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 309 (SURRY) MT. AIRY HOUSING APPEAL BOARD. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 344 (CUMBERLAND) FAYETTEVILLE FIREMEN'S RETIREMENT. S-REPTD FAV.
S. 363 (FORSYTH) WINSTON-SALEM RETIREMENT FUND. S-REF TO COM ON PERS&EMP.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY. S-REF TO COM ON LOC GOVT.

H. 178 (TRANSYLVANIA) CHANGING COUNTY JAIL FEES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 226 (ROCKINGHAM) MADISON-MAYODAN SCHOOL UNIT.(3/06) S-PASSED 2ND & 3RD READINGS.
H. 292 (HOKE) FOX HUNTING. S-PASSED 2ND & 3RD READINGS.
H. 299 (DUPLIN) HUNTING FROM PUB ROADS.(3/26) S-PASSED 2ND & 3RD READINGS.
H. 313 (PITT) GREENVILLE SCHOOL BOARD MEMBERS. S-REF TO COM ON EDUCATN.
H. 329 (HOKE) SCHOOL BOARD ELECTION. S-REF TO COM ON EDUCATN.
H. 333 (JOHNSTON) PREPAYMENT TAX DISCOUNTS.(3/31) S-PASSED 2ND & 3RD READINGS.
H. 343 (RUTHERFORD) SHERIFF-JAIL OPERATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 344 (POLK) SHERIFF-JAIL OPERATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 363 (LINCOLN) LINCOLN INCORPORATING EXTENSION. S-PASSED 2ND & 3RD READINGS.
H. 366 (CRAVEN) NEW BERN CHARTER AMENDMENTS.(3/28) S-REPTD FAV.
H. 372 (LINCOLN) LINCOLN STREET ASSESSMENT. S-PASSED 2ND & 3RD READINGS.
H. 382 (MECKLENBURG) CITY-COUNTY SCHOOL BOARD PAY. S-REPTD FAV.
H. 400 (PASQUOTANK) AMBULANCE EMPLOYEE PAY. S-REPTD FAV.
H. 407 (WILKES) DEPREDATION OF DOMESTIC FOWLS. S-PASSED 2ND & 3RED READINGS.
H. 411 (PASQUOTANK) PASQUOTANK RETIREMENT SYSTEM. S-REPTD FAV.

H. 416 (COLUMBUS) WHITEVILLE SCHOOL BOARD.(4/04) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT FOR CONCUR IN S-AMEND; H-CONCURRED IN S-AMENDMENT.
H. 417 (FORSYTH) OPEN SPACE LAND. H-REPTD FAV.
H. 423 (PAMLICO) REACTIVATE CHARTER OF ARAPAHOE. S-PASSED 2ND & 3RD READINGS.
H. 424 (CATAWBA) HICKORY REGISTRATION COMM'R. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 425 (ROBESON) RED SPRINGS CITY-MANAGER. S-REPTD FAV.
H. 427 (WASHINGTON) PLYMOUTH CORPORATE LIMITS. H-PASSED 2ND READING.
H. 438 (RANDOLPH) ASHEBORO SCHOOL LEASE. S-REF TO COM ON JUDIC 2.
H. 443 (HOKE) RAEFORD - "CITY". H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 444 (CUMBERLAND) TRASH REMOVAL & SEWER ASSESSMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 448 (NEW HANOVER) COUNTY OFFICIALS - SALARIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. H-PLACED ON CAL FOR APR.7.
H. 455 (BLADEN) WEST BLADENBORO CHARTER REPEAL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 457 (BEAUFORT) AURORA ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 458 (NEW HANOVER) WILMINGTON HISTORIC SITES PROTECTED. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 462 (HAYWOOD) REGISTER OF DEEDS SALARY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 463 (RUTHERFORD) FORREST CITY CHARTER CHANGES. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 464 (RUTHERFORD) FORREST CITY UTILITIES REGULATION. H-REPTD UNFAV.
H. 502 (CUMBERLAND) SCHOOL COMMITTEES SIZE. S-REF TO COM ON EDUCATN.
H. 503 (ROBESON) FAIRMONT SCHOOL BOARD MEMBERS. S-REF TO COM ON EDUCATN.
H. 519 (CATAWBA) NEWTON ELECTIONS. H-REPTD FAV.
H. 559 (DUPLIN, PENDER, SAMPSON) SMALL WATERSHED MAINTENANCE. H-REF TO COM ON CONS&DEV.
H. 561 (FORSYTH) KERNERSVILLE CHARTER CHANGES. H-REF TO COM ON LOC GOVT.
H. 564 (JOHNSTON) AMENDING H52 - CLAYTON PAY. H-REF TO COM ON LOC GOVT.
H. 566 (ALAMANCE) BURLINGTON FIREMEN RETIREMENT. H-REF TO COM ON LOC GOVT.
H. 570 (PITT) AYDEN CHANGE OF ELECTION. H-REF TO COM ON LOC GOVT.

****

G41
25:1969/59
C.2

North Carolina State Library
Raleigh

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

N. C.
Doc.

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 59 -469- MONDAY, APRIL 7, 1969

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, April 5, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 367 (Joint Resolution) Student aid study commission — STUDY
Introducer: Kirby — Sent to HIGHR ED

"A joint resolution providing for the appointment of a Legislative Study Commission on Student Financial Aid." Creates Legislative Commission on Student Financial Aid, composed of 17 members appointed as follows: five members of Senate named by President of Senate; five members of House named by Speaker of House; five citizens named by Governor (including president of a State public college or university and president of a State private college or university); plus Chairman of Board of Higher Education and Chairman of Board of Education. Authorizes Governor to name chairman of Commission from among members, and Commission to select own vice-chairman and secretary. Sets purpose of Comm'n to consider advisability of creating statewide student assistance program, applicable to N. C. residents who attend State private and public colleges and make recommendations to Governor on or before Sept. 1, 1970 for transmittal to 1971 General Assembly. Provides that staff of Board of Higher Education to serve as Commission's secretariat and authorizes Commission, with Governor's approval, to direct Board of Higher Education to hire temporary personnel and secure other assistance to carry out Commission's duties. Sets per diem, subsistence and travel allowances as that allowed State boards and commissions generally, and authorizes payment of expenses of Commission (with approval of Governor and Council of State) from Contingency and Emergency Fund.

S 369 Nurse training, 75-bed hospitals — GS 90
Introducer: James — Sent to PUB HLTH

"To permit operation of training schools for nurses in 75-bed hospitals." Authorizes operation of training school for nurses in any hospital in State containing 75 or more beds for patients, regardless of any provisions of law or regulations of any State board or agency. Provides that patient census not to affect number of student nurses who may be enrolled in training school of such hospital.

S 370 Custodian-bail fixing
Introducer: Folger

GS 15
Sent to JUDIC 2

"To amend G. S. 15-47 so as to authorize the custodian of a prison to have bail fixed." Adds to GS 15-47 authority for custodian of person arrested to have bail fixed at prisoner's request and take such bail if arresting officer fails to have bail fixed.

S 371 Legislators, trustee prohibition
Introducer: Moore

GS 120
Sent to HIGHR ED

"To prohibit members of the General Assembly from serving on boards of trustees of state supported colleges and universities." Adds to GS Ch. 120, Art. 2 ("Duty and Privilege of Member") new section prohibiting members of the General Assembly or their wives from serving on board of trustees of any university or college, (community colleges, technical institutes and industrial education centers included) receiving State financial support. Act not to affect legislator serving in trustee capacity of State-supported institution on effective date of Act, until after expiration of existing term.

HOUSE

H 581 Limited driving permits
Introducers: Watkins and others

GS 20
Sent to JUDIC 1

"To allow judges to issue limited driving permits to persons convicted of first offenses of driving while under the influence of intoxicating liquor." Amends GS 20-179 by adding new paragraph to provide that, on first conviction only for driving under influence of intoxicating liquor, trial judge may allow limited driving privilege as a condition of a suspended sentence to person convicted for "property purposes reasonably connected with the health, education and welfare" of person and family. Authorizes judge to impose on limited driving privilege any restrictions including days, hours, vehicle types, routes, geographical boundaries and specific purposes, with restrictions to be recorded in judgment and made part of court's records. Requires copy of judgment to be sent to Dep't of Motor Vehicles with person's operator's or chauffeur's license. Permit to be valid for so long as set in judgment and constitute valid driving license in accordance with restrictions on it. Sets out form of judgment. Provides that upon conviction for such offense outside State, person so convicted may apply to resident Superior Court judge in district where he resides for limited driving privileges provided by Act, and authorizes judge to issue such privileges in same manner as trial judge. Allows persons previously convicted of offense to apply to District or Superior Court judge in district where he resides to obtain limited driving privilege for remainder of period for which his driving privileges revoked. Provides that violation of restrictive driving privileges set forth in judgment to constitute offense of driving while license suspended and revoked as provided in GS 20-28.

H 582 Annexation law exemption repealer
Introducer: S. Johnson

GS 160
Sent to LOC GOVT

"To provide for uniform application of General Statutes enabling municipalities to annex contiguous areas and to remove county exemptions." Repeals local exceptions to general Municipal Corporations law relating to extension of corporate limits by annexation. Specifically repeals proviso of GS 160-453 (exempting Dare from GS 160, Art. 36: "Extension of Corporate Limits"). Repeals GS 160-453.12 (exempting from provisions of GS 160, Art. 36, Part 2 - annexation by municipalities of 5,000 or less - the following

counties: Alleghany; Cumberland; Edgecombe; Franklin; Harnett; Iredell; Nash, except towns of Nashville, Spring Hope, Castalia and Middlesex; Pender; Perquimans; and Person; and except towns of Whitakers, Sharpsburg and Battleboro in Edgecombe and Nash). Repeals GS 160-453.24 (exempting Columbus, Cumberland, Franklin, Harnett, Pender and Perquimans from provisions of GS 160, Art. 36, Part 3 - annexation by municipalities of 5,000 or more). Effective July 1, 1969.

H 585 School bus service funds — APPROPRIATION
Introducer: Euliss — Sent to APPROPRN

"To appropriate funds to the State Board of Education to provide school bus service for special education pupils not presently transported." Appropriates to State Board of Education out of General Fund $343,110 for fiscal year 1969-70 and $392,747 for fiscal year 1970-71 to provide innovations in transportation practices that have previously excluded physically and mentally handicapped children enrolled in special education classes and/or special vocational or occupational public school programs from using public school bus transportation. Effective July 1, 1969.

H 587 Sanitary district water systems — GS 130
Introducer: Love — Sent to LOC GOVT

"To amend Chapter 130 of the General Statutes so as to provide that sanitary districts may acquire distribution systems located outside the district." Adds new paragraph (19) to GS 130-128 (corporate powers of sanitary district boards) empowering sanitary district board to acquire distribution system located outside district, where water for such system is being furnished by district under contract. Provides district may continue to operate system so acquired even though it remains outside the district.

H 588 Veterans college scholarships — GS 165, 116, 115A
Introducer: Strickland — Sent to EDUCATN

"To amend Article 4 of Chapter 165 of the General Statutes to provide scholarships for eligible recipients for the purpose of attending private educational institutions of higher learning." Amends Art. 4 of Ch. 165 ("Scholarships for Children of War Veterans") to amend GS 165-20(5), relating to definition of 'State educational institution', to include community colleges operated under GS Ch. 115A (now, only under Ch. 116), and "college program" of N. C. School of the Arts (now, Only "N. C. School of the Arts"). Adds new GS 165-20(7), defining 'Private Educational Institution' as any junior or senior college or university in the state operated and governed by private interests not under control of any governmental body, not operated for profit, with curriculum primarily directed to awarding associate, baccalaureate or graduate degrees, which agrees to administrative and funding provisions of Article, and otherwise approved by State Board of Veterans Affairs.

Rewrites GS 165-21 to make persons in private educational institutions eligible for scholarships under Article. Rewrites GS 165-22.1, regarding administration and funding of scholarship program, to authorize Dep't of Veterans Affairs to suspend or revoke scholarships if it finds that recipients do not maintain adequate academic status, or engage in riots, unlawful demonstations, seize educational buildings, or otherwise engage in "disorderly conduct, breaches of the peace or unlawful assemblies." Requires participating private institutions to submit information needed to carry out Article. Provides for payment of scholarships to persons attending private educational institutions as follows: grants such recipients monetary allowance for each academic period attended under scholarship, with size depending on each recipient's eligibility class set out in GS 165-22.

Requires Director of Budget to determine amount of such allowances before beginning of each fall academic period, subject to changes at intermediate periods as Director deems necessary. Provides that State disburse awards to private institution for credit to account of each recipient as prescribed by Dep't of Administration. Provides that participation by private institutions subject to applicable provisions of Article and to examinations by State auditors of accounts of scholarship recipients. Provides that Dep't of Veterans Affairs may defer making or suspend awards in any private institution not complying with provisions of Article affecting it. Effective July 1, 1969.

H 593 Minors' contracts — GS 1, 25
Introducers: Beatty and Short — Sent to JUDIC 2

"To permit certain minors to enter into legally binding contracts." Provides that persons having reached age of 18 years are deemed to have reached majority for purposes of entering legally binding contracts.

H 594 Joint local adm've functions — GS 153
Introducer: McKnight — Sent to LOC GOVT

"Amending G. S. 153-246, relating to joint performance of administrative functions by local governments." Rewrites and clarifies 1st, 3rd and 5th paragraph of GS 153-246 (permitting joint administrative functions of contiguous counties, or cities and county wherein located, or of cities within a county). (1) Specifies that joint functions may be performed through joint boards or commissions, agreements for joint construction or repair, agreements for purchasing supplies, equipment, etc., in addition to restating general provision permitting joint functions. (2) Provides consolidated agency, joint board or commission, etc., when set up as permitted herein, to have all powers, rights, etc., existing by law to agencies or boards consolidated "unless the agreement shall specify a more limited delegation of authority." (Adds quoted words). (3) Provides any municipality may enter into agreement permitted herein with other municipalities within same county, or one or more municipalities may enter agreements with county in which municipalities located, to further consolidation of local government functions.

H 596 Advisory Budget Comm'n membership — GS 143
Introducer: C. Taylor — Sent to APPROPRN

"To increase the membership of the Advisory Budget Commission so as to give representation to the minority political party." Amends GS 143-4 to add to Advisory Budget Comm'n two additional persons: one each from House and Senate memberships appointed by respective minority leaders (Comm'n now: Ch'men of Senate and House Appropriations and Finance Committees, and two persons app'td by Governor). Adds provision that vacancy occurring in Comm'n position appointed by House and Senate minority party leaders to be filled by Governor on recommendation of minority leader of legislative branch from which Comm'n member causing vacancy was appointed. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 368 Rowan Tech land conveyance — ROWAN
Introducer: Sapp — Sent to JUDIC 1

"Authorizing the trustees of Rowan Technical Institute to convey real estate to Rowan County." Authorizes trustees of Rowan Technical Institute to convey with or without warranty deed or consideration certain described property in Salisbury Township.

HOUSE

H 572 Commissioners' compensation — TYRRELL
Introducers: Roberson and Burrus — Sent to LOC GOVT

"To amend Chapter 1097 of the Session Laws of 1967 relating to the compensation of the Board of Commissioners of Tyrrell County." Provides Board of Comm'rs of Tyrrell County may in its discretion fix salary of Chm'n at not more than $75 (now $50) per month and the salary of other members at not more than $25 (now $15) per meeting.

H 573 No bears till '73 — TYRRELL
Introducers: Roberson and Burrus — Sent to WILDLIFE

"To prohibit the hunting or taking of bear in Tyrrell County." Makes unlawful the taking or hunting of bear in Tyrrell County for next four years, with vilation of Act to be a misdemeanor punishable in court's discretion.

H 574 Fairmont city manager — ROBESON
Introducer: Speros — Sent to LOC GOVT

"To authorize the governing body of the Town of Fairmont, North Carolina, to appoint city manager and to prescribe his powers and duties." As title indicates; manager to be administrative head of town government, to be appointed with regard to merit only and need not be resident. Provides compensation to be fixed by ordinance. Sets out certain duties of manager, including power to appoint such officers and employees as governing body deems necessary.

H 575 Hendersonville school board — HENDERSON
Introducer: Mayfield — Sent to EDUCATN

"To provide for the appointment of members of the City Board of Education of Hendersonville, and to fix their term of office." Sets Hendersonville Board of Education membership at 5 - 7 members resident in School Unit and appointed by Hendersonville City Comm'rs. Education Board members appointed to 4-year terms commencing first Tuesday in June 1969; City Comm'rs to make appointments to Ed. Board every four years thereafter and to fill vacancies as they occur.

H 576 Hendersonville school bonds — HENDERSON
Introducer: Mayfield — Sent to FINANCE

"To authorize the issuance of school building bonds and notes in behalf of the Hendersonville City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes." Authorizes special election in Hendersonville school district concerning issuance of bonds and levy of tax to defray bonds for school building purposes, upon receipt of petition signed by 10% of qualified district voters by county comm'rs; sufficiency of petition to be determined by county board of elections. Provides for county comm'rs to supervise election and spells out detailed election procedures. Does not specify amount of taxes or bonds; authorizes interest on bonds at not over 8%, with bonds maturing in 3-30 years.

H 577 County school bonds — HENDERSON
Introducer: Mayfield — Sent to FINANCE

"To authorize the issuance of school building bonds and notes in behalf of the Henderson County Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes." Authorizes special election in Henderson County School Administrative Unit (or in any of the three spearate districts of that unit) concerning issuance of bonds and levy of tax to defray bonds for school building purposes, upon receipt by county comm'rs of petition signed by 10% of qualified voters of county administrative unit (or 10% of voters of any of the separate districts comprising said unit, respectively); sufficiency of petition to be determined by county board elections. Defines County Adm've Unit as all of Henderson County outside Hendersonville City Adm've Unit. Provides for county comm'rs to supervise election and spells out detailed election procedures. Does not specify amount of taxes or bonds; authorizes interest on bonds at not over 8%, with bonds maturing in 3-30 years.

H 578 New Bern, police amendments — CRAVEN
Introducers: Barker, Boshamer and R. Godwin — Sent to LOC GOVT

"To amend Chapter 1281 of the 1957 Session Laws relating to the charter of the City of New Bern in Craven County." Makes minor revision to requirement of police examination administered by New Bern Civil Service Board requiring exam to specifically include tests of health and deleting requirement that examination cover applicant's "personality". Modifies provisions stating Civil Service Board shall advertise for applicants for police department, advertisement to include procedures for application. (Presently Board to post notice of police examination.) Provides Board of Aldermen to select new appointees to police department from among register of qualified applicants, (presently appointees selected by Civil Service Board). Provides new appointees to serve 12-month probationary term, during which time they may be removed with or without cause by Chief. Generally rewrites provisions related to promotion, disciplinary action against policemen, and procedures for handling disciplinary matters, providing promotions/demotions to be within discretion of Police Chief. Provides Police Chief may suspend policemen for violation of police rules/ regulations within limitations, and provides for appeal to Civil Service Board by suspended policeman. Provides Police Chief to file charges in writing with Board against any policeman he deems subject to discharge for violation of police rules/ regulations. Sets out general procedures for notice and hearing before Civil Service Board in such event. Sets out penalties Board may inflict on policeman found guilty of offense. Sets out provisions for reversion of person appointed chief of police to status of policeman, if he loses position as chief.

H 579 Chapel Hill realty exchange — ORANGE
Introducer: Stanford — Sent to LOC GOVT

"To amend Chapter 1193 of the Session Laws of 1967 authorizing the Town of Chapel Hill to exchange certain real estate." Authorizes Town of Chapel Hill to convey certain land described by metes and bounds.

H 580 Chapel Hill off-street parking — ORANGE
Introducer: Stanford — Sent to LOC GOVT

"To authorize the Town of Chapel Hill to establish an off-street parking fund." Authorizes Chapel Hill Aldermen to establish fund for receipt of payments from individuals and other private entities for purpose of establishing off-street parking facilities, and from which depository appropriations to be made exclusively for acquiring, establishing or enlarging off-street parking facilities in town.

H 583 Enforcement of taxes — CARTERET
Introducer: Boshamer — Sent to LOC GOVT

"Relating to the bringing of actions for the enforcement of taxes by Carteret County." Repeals S. L. 1963, Ch. 1054, which forbids the County or any of its municipalities from bringing action for collection of taxes or enforcement of tax liens held by such bodies unless action instituted within 10 years from July 1, 1964.

H 584 Atlantic Beach police authority — CARTERET
Introducer: Boshamer — Sent to LOC GOVT

"To extend police jurisdiction of the Town of Atlantic Beach." Extends police jurisdiction of Town of Atlantic Beach to area within two-mile radius of Town's corporate limits not lying within corporate limits of another municipality.

H 586 County building permits — DARE
Introducer: Burrus — Sent to LOC GOVT

"To repeal Session Laws with special provisions for building permits in Dare County." Repeals SL 1953, Ch. 284 and SL 1961, Ch. 258, both relating to special provisions requiring construction permits for buildings and improvements in Dare County.

H 589 Gastonia contracts — GASTON
Introducer: Stewart — Sent to LOC GOVT

"To amend Chapter 143 of the General Statutes of North Carolina relating to procedure for the letting of public contracts by the City of Gastonia." Modifies GS 143-129, relating to procedures for letting of public contracts, to authorize City to purchase apparatus, supplies, materials, or equipment in amount up to $3,500 (generally, $2,000) without public bidding.

H 590 Unauthorized vehicles removal — WILSON
Introducers: A. Campbell and Paschall — Sent to JUDIC 1

"To provide for the removal of unauthorized motor vehicles from private parking lots in Wilson County." Makes unlawful parking of vehicle in privately owned or leased parking space without express permission of owner or lessee of

space if private parking lot designated as such by sign at least 2 feet square at lot entrance and spaces in lot marked with names of each individual lessee or owner. Provides that vehicles unlawfully parked may be removed on written request of owner/lessee of space to storage place and that registered owner of vehicle liable for removal and storage charges. Provides that no person liable in criminal or civil action to any person entitled to possession of vehicle removed under Act except when vehicle wilfully, maliciously or negligently damaged in removal. Provides that persons violating Act guilty of misdemeanor and subject to fine of not more than $10 upon conviction.

H 591 Asheville Library Board — BUNCOMBE
Introducer: Harkins — Sent to LOC GOVT

"Amending Chapter 1101 of the Session Laws of 1959 relating to the appointment and terms of members of the Asheville Library Board." Amends SL 1959, Ch. 1101 to rewrite Sec. 94 of the Asheville City Charter (Priv. L. 1931, Ch. 121) relating to the Asheville Library Board. Rewrite provides for 9-member Library Board as City administrative agency charged with general supervision and control of City libraries. Five Library Board members to be appointed by Asheville Council from City residents, four members appointed by Buncombe Comm'rs from County outside City. At last regular meetings in July City Council and County Comm'rs to make Library Board appointments for terms varying in length from 2 - 4 years to provide for Board of staggered terms; subsequent terms to be four years. Provides present incumbent Library Board members to serve until successors appointed, and that two incumbents appointed by City Council prior to passage of act whose terms to expire in 1971 shall be initial 2-year appointments of City Council.

H 592 Newton firemen's retirement — CATAWBA
Introducers: Beard and Warlick — Sent to LOC GOVT

"To provide a Supplemental Retirement Fund for firemen in the City of Newton and to modify the application of G. S. 118-5, G. S. 118-6 and G. S. 118-7 to the City of Newton." Modifies named statutes to provide for creation by trustees of Newton Local Firemen's Relief Fund of Supplemental Firemen's Retirement Fund, to be separate from Local Relief Fund, and authorizes specified transfers of funds from Local Relief Fund to new fund. Provides for distribution of monies from Supplemental Fund to retired full-time and volunteer firemen according to prior service, military service and physical condition. Authorizes trustees of Local Relief Fund to invest monies of both funds and to accept gifts to funds. Provides for bonding of Local Relief Fund Treasurer.

H 595 Edenton boundaries — CHOWAN
Introducers: P. Godwin and Culpepper — Sent to LOC GOVT

"To amend Chapter 1013 of the Session Laws of 1961 being the Charter of the Town of Edenton to redefine the corporate limits." Amends S. L. 1961, Ch. 1013 to add corporate boundaries of Town of Edenton, described by metes and bounds (now, corporate boundaries of Town "shall be as the same now exist as established by law and as shown on maps" of record in office of Chowan County Register of Deeds). Provides that any land located within new corporate limits of Town but not prior to ratification date of Act is not subject to Town taxes until July 1, 1970.

AMENDMENTS AND COMMITTEE SUBSTITUTES

H 417 (Forsyth) Open space land (digested in Bulletin No. 48, p. 369). Amendment adopted in House 4/7/69 providing that provisions of Act are to be added to GS 160-181.9 (originally, added to 1965 S. L., Ch. 740, Sec. 1).

SENATE AND HOUSE CALENDAR ACTION APR.07,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 5 JURORS TECHNICAL AMENDMENTS.(2/14, 4/01) S-CONCUR IN H-AMEND.
#S. 73 OPERATOR'S LICENSE MAIL RENEWAL.(2/26, 4/02) RATIFIED - CHAPTER 183.
S. 112 CREATING TENANCY BY ENTIRETY. H-REPTD FAV.
S. 120 FEDERAL TAX LIEN REGISTRATION. H-REPTD FAV.
#S. 167 PUBLIC CATTLE ASSESSMENTS. RATIFIED - CHAPTER 184.
S. 193 VEHICLE SEIZURE-SUSPENDED LICENSE.(4/07) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 218 SAFE TIRES.(3/20) S-REPTD FAV AS AMENDED.
S. 240 ESTABLISHING AUXILIARY POLICE. H-PASSED 2ND & 3RD READINGS.
S. 249 CLERK TO COUNTY COMM'RS. H-PASSED 2ND & 3RD READINGS.
S. 351 NC STATE NUCLEAR CENTER FUNDS. S-PLACED ON CAL FOR APRIL 8.
S. 367 STUDENT AND STUDY COMMISSION. H-REF TO COM ON HIGHR ED.
S. 369 NURSE TRAINING - 75-BED HOSPITALS. S-REF TO COM ON PUB HLTH.
S. 370 CUSTODIAN - BAIL FIXING. S-REF TO COM ON JUDIC 2.
S. 371 LEGISLATORS,TRUSTEE PROHIBITION. S-REF TO COM ON HIGHR ED.

#H. 111 CHAUFFEUR'S LICENSE.(4/02) RATIFIED - CHAPTER 182.
#H. 141 DRAINAGE DISTRICT APPEAL.(3/28) RATIFIED - CHAPTER 192.
#H. 142 FINANCIAL RESPONS. PROOF EXCLUSION. RATIFIED-CHAPTER 186.
H. 174 OATH-COUNTY ELECTION BOARD.(3/19, 3/26) H-CONCUR'D S-COM SUB AS AMEND.
#H. 190 FUNERAL AND BURIAL TRUST FUNDS.(3/26) RATIFIED - CHAPTER 187.
H. 268 PUBLIC NOTICE BROADCAST.(3/26, 3/26, 4/01, 4/02) S-REF TO COM ON JUDIC 1.
#H. 294 41ST HOUSE DIST.- NUMBERED SEAT. RATIFIED - CHAPTER 189.
H. 316 QUAIL SALE. H-REPTD FAV AS AMENDED.
#H. 352 REAL ESTATE LICENSING REVISIONS. RATIFIED - CHAPTER 191.
H. 485 HIGHWAY COMMISSION MEMBERSHIP. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 494 MUNICIPAL CEMETERY TRANSFERS. H-PLACED ON CAL FOR APR 9.
H. 540 LOCAL GOV'T LIBRARY EMPLOYEES. S-REF TO COM ON LIBRARY.
H. 552 NC STATE NUCLEAR CENTER FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 581 LIMITED DRIVING PERMITS. H-REF TO COM ON JUDIC 1.
H. 582 ANNEXATION LAW EXEMPTION REPEALER. H-REF TO COM ON LOC GOVT.
H. 585 SCHOOL BUS SERVICE FUNDS. H-REF TO COM ON APPROPRN.
H. 587 SANITARY DISTRICT WATER SYSTEM. H-REF TO COM ON LOC GOVT.

H. 588 VETERANS COLLEGE SCHOLARSHIPS. H-REF TO COM ON EDUCATN.
H. 593 MINORS' CONTRACTS. H-REF TO COM ON JUDIC 2.
H. 594 JOINT LOCAL ADM'VE FUNCTIONS. H-REF TO COM ON LOC GOVT.
H. 596 ADVISORY BUDGET COMM.MEMBERSHIP. H-REF TO COM ON APPROPRN.

LOCAL BILLS

#S. 224 (JOHNSTON) SPECIAL TAX-ACCOUNTANT ETC.. RATIFIED - CHAPTER 202.
#S. 243 (CHEROKEE) REGISTER,SHERIFF SALARIES. RATIFIED - CHAPTER 203.
#S. 245 (LEE) SANFORD SCHOOL BOARD VACANCIES. RATIFIED - CHAPTER 185.
#S. 250 (CLEVELAND) KINGS MTN. CITY COMM'RS. RATIFIED - CHAPTER 204.
S. 289 (ROBESON) LUMBERTON SCHOOL ANNEXATION VOTE. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 292 (WILSON) COUNTY SALARIES. S-PASSED 2ND & 3RD READINGS; H-SENT TO HOUSE.
S. 300 (JOHNSTON) EDUCATION BOARD ELECTION. H-REF TO COM ON EDUCATN.
S. 306 (MOORE) PINEHURST BOUNDARIES. H-REF TO COM ON LOC GOVT.
S. 307 (GUILFORD) GREENSBORO SCHOOL BD. RECREATION. H-REF TO COM ON LOC GOVT.
S. 309 (SURRY) MT. AIRY HOUSING APPEAL BOARD. H-REF TO COM ON LOC GOVT.
S. 344 (CUMBERLAND) FAYETTEVILLE FIREMEN'S RETIREMENT. S-PASSED 2ND READING;.
S. 368 (ROWAN) ROWAN TECH LAND CONVEYANCE. S-REF TO COM ON JUDIC 2.

H. 178 (TRANSYLVANIA) CHANGING COUNTY JAIL FEES. S-REF TO COM ON LOC GOVT.
#H. 226 (ROCKINGHAM) MADISON-MAYODAN SCHOOL UNIT.(3/06) RATIFIED - CHAPTER 193.
#H. 291 (VANCE) HENDERSON TOWNSHIP CONSTABLE. RATIFIED - CHAPTER 188.
#H. 292 (HOKE) FOX HUNTING. RATIFIED - CHAPTER 194.
#H. 299 (DUPLIN) HUNTING FROM PUB ROADS.(3/26) RATIFIED - CHAPTER 195.
#H. 309 (HOKE, SCOTLAND) SINGLE SHOT VOTING. RATIFIED - CHAPTER 190.
#H. 333 (JOHNSTON) PREPAYMENT TAX DISCOUNTS.(3/31) RATIFIED - CHAPTER 196.
H. 340 (CATAWBA) AMBULANCE SERVICE WITHOUT PAY. H-REPTD FAV AS AMENDED.
#H. 341 (CATAWBA) FALSE AMBULANCE REQUESTS. H-REPTD UNFAV.
H. 343 (RUTHERFORD) SHERIFF-JAIL OPERATION. S-REF TO COM ON CORRECTN.
H. 344 (POLK) SHERIFF-JAIL OPERATION. S-REF TO COM ON CORRECTN.
#H. 363 (LINCOLN) LINCOLN INCORPORATING EXTENSION. RATIFIED - CHAPTER 197.
H. 366 (CRAVEN) NEW BERN CHARTER AMENDMENTS.(3/28) S-PASSED 2ND READING; S-PLACED ON CAL FOR APR. 8.
#H. 372 (LINCOLN) LINCOLN STREET ASSESSMENT. RATIFIED - CHAPTER 198.
H. 382 (MECKLENBURG) CITY-COUNTY SCHOOL BOARD PAY. H-PASSED 2ND & 3RD READINGS.

H. 400 (PASQUOTANK) AMBULANCE EMPLOYEE PAY. H-PASSED 2ND & 3RD READINGS.
#H. 407 (WILKES) DEPREDATION OF DOMESTIC FOWLS. RATIFIED - CHAPTER 199.
H. 411 (PASQUOTANK) PASQUOTANK RETIREMENT SYSTEM. H-PASSED 2ND & 3RD READINGS.
#H. 416 (COLUMBUS) WHITEVILLE SCHOOL BOARD.(4/04) RATIFIED - CHAPTER 201.
H. 417 (FORSYTH) OPEN SPACE LAND.(4/07) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 423 (PAMLICO) REACTIVATE CHARTER OF ARAPAHOE. RATIFIED - CHAPTER 200.
H. 424 (CATAWBA) HICKORY REGISTRATION COMM'R. S-REF TO COM ON LOC GOVT.
H. 425 (ROBESON) RED SPRINGS CITY-MANAGER. S-PASSED 2ND & 3RD READINGS.
H. 427 (WASHINGTON) PLYMOUTH CORPORATE LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 443 (HOKE) RAEFORD - "CITY". S-REF TO COM ON LOC GOVT.
H. 444 (CUMBERLAND) TRASH REMOVAL & SEWER ASSESSMENT. S-REF TO COM ON LOC GOVT.
H. 448 (NEW HANOVER) COUNTY OFFICIALS - SALARIES. S-REF TO COM ON LOC GOVT.
H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. H-PASSED 2ND READING.
H. 455 (BLADEN) WEST BLADENBORO CHARTER REPEAL. S-REF TO COM ON LOC GOVT.
H. 457 (BEAUFORT) AURORA ELECTION. S-REF TO COM ON ELECTION.
H. 458 (NEW HANOVER) WILMINGTON HISTORIC SITES PROTECTED. S-REF TO COM ON LOC GOVT.
H. 462 (HAYWOOD) REGISTER OF DEEDS SALARY. S-REF TO COM ON LOC GOVT.
H. 463 (RUTHERFORD) FORREST CITY CHARTER CHANGES. S-REF TO COM ON LOC GOVT.
H. 519 (CATAWBA) NEWTON ELECTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 572 (TYRRELL) COMMISSIONERS' COMPENSATION. H-REF TO COM ON LOC GOVT.
H. 573 (TYRRELL) NO BEARS TILL '73. H-REF TO COM ON WILDLIFE.
H. 574 (ROBESON) FAIRMONT CITY MANAGER. H-REF TO COM ON LOC GOVT.
H. 575 (HENDERSON) HENDERSONVILLE SCHOOL BOARD. H-REF TO COM ON EDUCATN.
H. 576 (HENDERSON) HENDERSONVILLE-SCHOOL BOARD. H-REF TO COM ON FINANCE.
H. 577 (HENDERSON) COUNTY SCHOOL BONDS. H-REF TO COM ON FINANCE.
H. 578 (CRAVEN) NEW BERN,POLICE AMENDMENTS. H-REF TO COM ON LOC GOVT.
H. 579 (ORANGE) CHAPEL HILL REALTY EXCHANGE. H-REF TO COM ON LOC GOVT.
H. 580 (ORANGE) CHAPEL HILL OFF-STREET PARKING. H-REF TO COM ON LOC GOVT.
H. 583 (CARTERET) ENFORCEMENT OF TAXES. H-REF TO COM ON LOC GOVT.
H. 584 (CARTERET) ATLANTIC BEACH POLICE AUTHORITY. H-REF TO COM ON LOC GOVT.

H. 586 (DARE) COUNTY BUILDING PERMITS. H-REF TO COM ON LOC GOVT.
H. 589 (GASTON) GASTONIA CONTRACTS. H-REF TO COM ON LOC GOVT.
H. 590 (WILSON) UNAUTHORIZED VEHICLES REMOVAL. H-REF TO COM ON JUDIC 1.
H. 591 (BUNCOMBE) ASHEVILLE LIBRARY BOARD. H-REF TO COM ON LOC GOVT.
H. 592 (CATAWBA) NEWTON FIREMEN'S RETIREMENT. H-REF TO COM ON LOC GOVT.
H. 595 (CHOWAN) EDENTON BOUNDARIES. H-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House:

12 noon, Tuesday April 8, 1969.

#

G41
25:1969/60
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 60 -481- TUESDAY, APRIL 8, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 372 Continuing education-optometrists — GS 90
Introducer: Gurganus — Sent to JUDIC 1

"To amend Article 6 of Chapter 90 of the General Statutes so as to require continuing education for optometrists and for other purposes." Adds new GS 90-123.1 to require continuing education of all registered optometrists on an annual basis. Length of continuing education courses prescribed by NC Board of Examiners in Optometry not to exceed 25 hours annually, but Board not to require greater number of study hours than available at approved courses held within NC; Board allowed to waive education hours requirement in certified illness or undue hardship cases. Attendance must be at courses approved by Board and certified to Board, on Board's form, by each registered optometrist at time of license renewal application. Board authorized to expend up to one-half annual renewal fees for contracting with institutions and individuals to provide continuing education programs to meet Act's requirements. Funds set aside by Board may be treated as State funds for purpose of matching available Federal funds for continuing education program. Effective January 1, 1970.

S 373 License fee-optometrists — GS 90
Introducer: Gurganus — Sent to FINANCE

"To amend G. S. 90-123 of the General Statutes to increase the maximum license fee paid each year by optometrists." Amends GS 90-123 to increase maximum permissible annual fee registered optometrists are required to pay NC Board of Examiners in Optometry in years after 1969 to $50 (since 1959, maximum fee $25).

S 374 Publications-Eliz. City State — GS 147
Introducer: Harrington — Sent to HIGHR ED

"To provide for gratuitous distribution of certain State publications to Elizabeth City State College." Adds to GS 147-45 direction for Secretary of State to distribute at State expense to Elizabeth City State College as soon as possible after publication one set of Session Laws and of Senate and House Journals, and one complete set of Journals and of Public Laws, Public-Local Laws and Private Laws, so far as available.

S 375 Annual legislative sessions (Iden. H 171) — CONSTITUTION
Introducer: Rauch — Sent to CONSTUTN

"To amend Section 2, Article II, of the North Carolina Constitution, so as to provide for annual sessions of the General Assembly." Identical with H 171, digested in Bulletin No. 25, p. 147.

S 376 Rename State Forestry Division (Iden. H 597) GS 113
Introducer: Larkins Sent to CONS & DEV

"To rename the Division of Forestry of the Department of Conservation and Development as the 'North Carolina Forest Service'." Identical with H 597, digested below in today's bulletin.

S 377 C & D tree seeds and seedlings (Iden. H 599) GS 113
Introducer: Larkins Sent to CONS & DEV

"Amending G. S. 113-35 relating to forest nurseries operated by the Department of Conservation and Development so as to clarify the uses which may be made of forest tree seeds and seedlings." Identical with H 599, digested below in today's bulletin.

S 378 Flood plain management GS 143, 153, 160
Introducer: Larkins Sent to CONS & DEV

"To amend Chapter 1070 of the North Carolina Session Laws of 1967 to make statutes authorizing zoning, subdivision regulations, building codes and acquisition of open space applicable to flood plain management." Amends cited Act (codified in part as GS 143-355(b), and 139-35(c)) by clarifying uncodified "whereas" clause to (1) add recital that primary responsibility for determining flood hazards rests with local governments, and (2) add citations to existing city and county land use regulation authorizations, in recital which states that authority to adopt and enforce land use regulations has been given to local governments to accomplish flood plain management.

S 379 C & D forestry services (Iden. H 612) GS 113
Introducer: Robinson Sent to CONS & DEV

"Amending G. S. 113-81.1 relating to forest services rendered by the Department of Conservation and Development so as to provide for additional services." Identical with H 612 digested below in today's bulletin.

S 380 Legal aid by N.C. Elections Board (Iden H 606) GS 163
Introducer: Norton Sent to ELECTION

"To amend Chapter 163 of the General Statutes so as to authorize the State Board of Elections to render legal assistance to county boards of elections." Identical with H 606 digested below in today's bulletin.

HOUSE

H 597 Rename State Forestry Division (Iden. S 376) GS 113
Introducer: Roberson Sent to CONS & DEV

"To rename the Division of Forestry of the Department of Conservation and Development as the 'North Carolina Forest Service'." Amends GS 113-29 to provide that C & D Division of Forestry be hereafter known as "North Carolina Forest Service". Re-writes GS 113-29.1 and all other places in General Statutes (except for historical reference in GS 113-29) where words "Division of Forestry" appear, to read "North Carolina Forest Service".

H 599 C & D tree seeds and seedlings (Iden. S 377) GS 113
Introducer: Bryan Sent to CONS & DEV

"Amending GS 113-35 relating to forest nurseries operated by the Department of Conservation and Development so as to clarify the uses which

may be made of forest tree seeds and seedlings." Rewrites first paragraph of GS 113-35 (establishment of forest nurseries by Department of C & D and disposition ofsurplus seeds and seedlings) empowering Department to establish and operate forest tree nurseries and seed orchards. Provides seeds and seedlings from such orchards may be sold to landowners in State for forestation carried out under C & D rules/regulations. Provides if State Forester determines there is surplus of seedlings or seeds, such surplus may be sold to other states, federal agencies, or recognized research organizations. (Presently provides Department authorized to establish and operate such nurseries on State lands and to procure tree seeds for nursery use. Further provides planting stock not required for state purposes may be sold at not less than cost to landowners within State for planting carried out under C & D regulations.)

H 602 County water/sewer assessments — GS 153
Introducers: Ridenour and others — Sent to FINANCE

"To amend Article 24-A of Chapter 153 of the General Statutes of North Carolina relating to special assessments for water and sewer facilities." Adds to GS 153-294.2 (relating to basis of making special county water and sewer assessments) provision that county comm'rs have authority to assess construction costs of water and sewer lines and systems according to street, road or highway frontage and in same manner and extent that would be assessed if improvements constructed in street, road or highway.

H 603 Intangibles exemption for aged — GS 105
Introducer: Beatty — Sent to FINANCE

"To classify intangible personal property owned by individuals sixty-five years of age and older and to relieve such property from assessment for taxation." Creates new GS 105-212.1 to provide that intangible personal property as defined by Art. 7 of GS Ch. 105 which is owned by any individual 65 years of age or older on Dec. 31 of a taxable year shall be classified as special class under Art. V, §3 of N.C. Constitution ("State taxation") and not be assessed for taxation.

H 604 Register voters every 50 years — GS 163
Introducers: Blake and Garner — Sent to ELECTION

"Requiring new voter registration in counties." Adds new GS 163-79 ("New county registration") requiring that prior to 1970 general election new registration of voters to be held in all precincts of any county which has not held complete new registration of voters since January 1, 1920. Thereafter each county to hold complete new registration of voters at least once every 50 years reckoned from date of last new registration. County elections board to call new registration to be conducted according to general law applicable to registration of voters (GS 163, Art. 7). County comm'rs to pay all expenses of new registration, except those costs imposed on State Elections Board by law.

H 606 Legal aid by NC Elections Board (Iden. S 380) — GS 163
Introducers: Messer and Gentry — Sent to ELECTION

"To amend Chapter 163 of the General Statutes so as to authorize the State Board of Elections to render legal assistance to county boards of elections." Adds new GS 163-25 to authorize State Board of Elections to assist any county board of elections in contemplated or initiated litigation, if majority of county board petitions for such assistance and majority of State Board decides to so assist. Restricts State Board to entering only litigation under Act where uniform administration of election laws threatened. State Board may use services of Att'y General's Office or employ private counsel.

Exempts from Act all conflicting local Acts.

H 608 Regulate prison employee conduct. GS 148
Introducer: S. Johnson Sent to JUDIC 2

"To rewrite GS 148-23, regulating the conduct of prison employees." Adds provisions to cited section (Prison employees not to use intoxicants or profanity) making more specific what intoxication is forbidden by section. Provides that superintendent, warden, guard or person in other position connected with Department of Correction which requires charge over or direction of prisoners who comes under influence of intoxicating liquor during working hours, who reports for duty under the influence, or who becomes intoxicated under circumsntaces bringing discredit on State Department of Correction, shall at once cease to be employee and shall not be eligible for reinstatement. (Presently provides any of above stated employees who shall come under influence of intoxicating liquors shall cease to be employee.)

H 611 County medical examiners amdts. GS 130
Introducers: Love and Short Sent to JUDIC

"Amending Article 21 of Chapter 130 of the General Statutes of North Carolina relating to medical examiners." Adds to GS 130-202.2 provision that if county abolished office of coroner under GS 152A (County Medical Examiner) when GS 152A was in effect in county then: (1) provisions of GS 130, Art. 21, relating to office of chief medical examiner, not to apply to county; (2) GS 152A-9, abolishing coroner's office and providing alternatives for certain statutory duties of office, to remain in effect in county; (3) GS Ch. 152, "Coroners", not applicable to county.

H 612 C & D forestry services (Iden. S 379) GS 113
Introducer: Love Sent to CONS&DEV

"Amending G.S. 113-81.1 relating to forest services rendered by the Department of Conservation and Development so as to provide for additional services." Adds to cited section authorization for C & D Dep't to cooperate with landowners and with local and other State units by making available or renting specialized equipment and operators and performing necessary labor and services to carry out approved forestry practices, including site preparation, forest planting, burning, etc. Requires that reasonable fees be charged for such services and rentals, to be set by State Forester at not less than their cost, except when State Forester and C & D Board deem it in public interest to perform such services without charge to encourage use of approved scientific forestry practice or to provide practical demonstrations of such practice. Provides that receipts from activities and rentals to be credited to budget of C & D Forestry Division to further such activities.

H 613 Punishing fish larceny GS 15
Introducer: C. Taylor Sent to WILDLIFE

"To fix the minimum punishment for larceny of fish from commercial or State fish hatcheries." Provides person convicted of the misdemeanor of larceny of fish from commercial or State fish hatchery to be punished by not less than $500 fine or not less than 60 days imprisonment in discretion of court.

LOCAL BILLS INTRODUCED

SENATE

S 381 Beer & wine election — MOORE
Introducer: Saunders — Sent to ABC

"To authorize certain municipal corporations in Moore County to hold an election for the sale of beer and wine." Adds to GS 18-127 (providing generally for municipalities of 1,000 or more to hold beer and wine elections in counties voting down beer and wine) local modification to permit any chartered municipal corporation in Moore County, having own police department or other law enforcement agency, to hold beer and wine election as provided by section, notwithstanding population limit or any previous county vote.

S 382 Sanitary district board pay — HALIFAX
Introducer: Allsbrook — Sent to CONSTUTN

"To amend G. S. 130-129 relating to the compensation of members of the sanitary district board." Amends GS 130-129 to make local modification setting maximum, permissive compensation for Halifax sanitary district board members at $50 per month (generally, permissive, $12 per diem while on board business). Effective May 1, 1969.

HOUSE

H 598 Rose Hill election — DUPLIN
Introducer: H. Johnson — Sent to LOC GOVT

"Relating to the election of the mayor and commissioners of the Town of Rose Hill." Provides, except as otherwise provided in town charter, all powers of Town of Rose Hill to be vested in 5-member board of comm'rs and mayor, nominated and elected from Town at large. Provides in 1969 municipal election Rose Hill to elect mayor and five comm'rs with two comm'r candidates receiving highest number of votes being elected for 4-year terms, and three candidates receiving next highest number of votes for 2-year terms. Provides thereafter, term of office of comm'r to be four years. Provides mayor to be elected to 4-year term, and empowers comm'rs to fill vacancies on board or in position of mayor. Provides mayor and board members must be qualified electors of town, and office holder ceasing to possess qualifications specified or convicted of felony or crime involving moral turpitude while in office to forfeit office.

H 600 Board of Comm'rs-size, term — MCDOWELL
Introducers: Beam and DeBruhl — Sent to LOC GOVT

"To increase the membership of the McDowell County Board of Commissioners and to provide for their term of office and election." Provides that McDowell shall have five members on board of county commissioners (now three). Lists members by name and when terms expire. Provides that beginning with 1970 primary and general election and biennially thereafter, successors to named members to be nominated and elected for 6-year term (no change).

H 601 1% sales/use tax — GUILFORD
Introducers: Phillips and others — Sent to FINANCE

"Enabling Guilford County to hold a special election for the purpose of considering whether the County shall or shall not impose and levy a sales and use tax of one per cent upon the sale, use and other taxable transactions upon which the State now imposes a three per cent sales and use tax." Directs County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Guilford for use outside county or bought outside NC for use in Guilford. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein in proportion to total amount of ad valorem taxes levied by each during fiscal year preceding distribution. Provisions of GS Ch. 105, Art. 5 made applicable to tax, so far as not inconsistent with provisions of Act.

H 605 County school bonds — RANDOLPH
Introducers: Garner and Blake — Sent to FINANCE

"To authorize the issuance of school building bonds and notes in behalf of the Randolph County Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes." Authorizes special election in Randolph County School Administrative Unit concerning issuance of bonds and levy of tax to defray bonds for school building purposes, upon receipt by county comm'rs of petition signed by 10% of qualified voters of county administrative unit; sufficiency of petition to be determined by county board of elections. Defines County Adm'ye Unit as all of Randolph County outside Asheboro City Adm'ye Unit. Provides for county comm'rs to supervise election and spells out detailed election procedures. Does not specify amount of taxes or bonds; authorizes interest on bonds at not over 8%, with bonds maturing in 3-30 years.

H 607 Tax funds for libraries — CARTERET
Introducer: Boshamer — Sent to LOC GOVT

"To authorize the Board of County Commissioners of Carteret County to expend tax funds for library purposes." As title indicates.

H 609 Fire/police civil service exams — WAKE
Introducers: S. Johnson, A. McMillan, H. Taylor, Twiggs — Sent to LOC GOVT

"To amend Chapter 50 of the North Carolina Session Laws of 1935 entitled 'An Act to Create a Civil Service Commission for the Fire Department and Police Department of the City of Raleigh and to provide the necessary machinery and rules for the organization and operation for said civil service commission and departments.'" Amends first sentice of Sec. 4 of cited chapter deleting requirement of applicants for position with Raleigh police and fire departments that they posses right of suffrage, and providing civil service examination shall be competitive subject to reasonable limitations as to residence, health, and moral character which might be imposed by Raleigh City Council or Civil Service Commission. (Presently does not specify who shall determine such limitations.) Also deletes provision that "reasonable limitations" may include limitations on age. (Note: Bill purports to amend SL 1935,Ch. 50. Apparently intends to amend Private Laws 1935, Ch. 50.)

H 610 Raleigh city council, license tax — WAKE
Introducers: S. Johnson, A. McMillan, H. Taylor, Twiggs — Sent to LOC GOVT

"To amend Sections 10 and 22(7) of the Charter of the City of Raleigh (Chapter 1184 of the Session Laws of North Carolina, 1949, as amended)." Amends SL 1949, Ch. 1184, §10 to provide that City Council meet at 9:30 am on 1st Monday in June following election to elect from own members a mayor and mayor pro tempore. (Now, this business conducted at meeting held at 10 am on 1st day of July following election.) Provides that such elections to constitute only items of business at meeting.

Amends SL 1949, Ch. 1184, §22(7) to add proviso that additional tax levied for failure to pay franchise, license or privilege tax to be limited to 50% of original tax levied, but not less than $10.

H 614 Lake Waccamaw-subdiv. controls — COLUMBUS
Introducers: Williamson and Soles — Sent to LOC GOVT

"To authorize the governing board of the Town of Lake Waccamaw to regulate the subdivision of the land in and around said Town and within 2,000 feet inland around the boundaries of Lake Waccamaw." Places Town of Lake Waccamaw specifically within provisions of GS 160, Art. 18, Part 3A (general law relating to municipal subdivisions regulation), and extends Part 3A authority of Town to include all lands within 2,000 feet of high water mark of entire body of Lake Waccamaw.

H 615 County revenue post — ALLEGHANY
Introducer: Collins — Sent to LOC GOVT

"Authorizing the position of tax collector, tax supervisor and treasurer of Alleghany County." Authorizes county comm'rs to establish county offices of tax collector, tax supervisor and treasurer, and to fill office by appointment. Appointed official to serve at pleasure of comm'rs and have powers and obligations set out in general law. Salary of named official to range between $4,000 and $5,500 per year, and official required to give bond determined by comm'rs. Effective first Monday in December, 1970.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 2 Youth Council Act (digested in Bulletin No. 1, p. 2; Senate committee substitute digested in Bulletin No. 56; Senate amendment digested in Bulletin No. 57). Amendment adopted in Senate 4/8/69 deleting requirement that exec. sec'y and staff be subject to State Personnel Act, and exempting them from SPA; providing that no State funds be appropriated for use of State Youth Council, Youth Advisory Board, or exec. sec'y for 1969-71 biennium (previously, unlimited prohibition on State funds).

S 137 Semi-permanent license plates (digested in Bulletin No. 30, p. 186). Technical amendment adopted by Senate 4/8/69.

S 193 Vehicle seizure - suspended license (digested in Bulletin No. 40, p. 277). Committee substitute adopted in Senate 4/3/69 providing upon conviction of operator of violation under section (operating motor vehicle while operator's license is suspended or revoked) motor vehicle owned by such operator may be ordered impounded for not less than 30 days nor more than 120 days from date of judgement. Provides impounded vehicle to be delivered actually

or constructively to sheriff, and sheriff to store such vehicle. Provides owner to be liable for expenses of removal and storage, and owner to receive vehicle only on payment of such expenses. Provides if vehicle not redeemed by owner within 30 days after time for return, vehicle to be sold in manner as provided in GS 20-141.3(g) (procedures for seizure of motor vehicle used in unlawful racing on streets or highways). Effective July 1, 1969. (Bill originally provided motor vehicle to be seized by law officer discovering operation in violation of section, and to be impounded and sold upon conviction of stated offense, and set out procedures for sale and distribution of proceeds.)

S 251 County comm'r meeting procedure (digested in Bulletin No. 47, p. 345; committee substitute digested in Bulletin No. 58, p. 464). Amendment adopted in Senate 4/8/69 relating to voting by members of boards of county comm'rs when vote is to adjust compensation of members on such boards.

S 303 State and regional planning (digested in Bulletin No. 53, p. 415). Committee substitute adopted in Senate 4/8/69 adding new subparagraph under GS 143-341 (6) (State and regional planning) setting out additional duty of Dep't of Administration to coordinate and review planning activity "relative to Federal Government requirements for general state-wide or regional comprehensive program planning." Provides that Dep't to cooperate with multi-state commissions as well as with other previously specified organizations in developing planning districts. Provides that Dep't to maintain liaison with state agencies as well as with other previously specified organizations for gathering of information.

S 304 Local Affairs Department (Iden. H 484; digested in Bulletin No. 53, p. 415) Committee substitute adopted in Senate 4/8/69 renumbering all sections of bill relating to GS 143: GS 143-319 through GS 143-327 (were GS 143-317 through GS 143-325 in original; thereby conflicting with existing sections) and making other technical corrections in original bill. Adds to original definition of "recreation" language to include within definition all governmental, private non-profit and commercial recreational forms including parks, conservation, recreation travel, use of natural resources, wilderness and high density recreation types and similar recreational interests. Deletes provisions of original bill giving Local Affairs Director authority, with Governor's approval, to abolish divisions or units of Dep't; providing for Director's appointment and removal, with Governor's approval, of division heads; and providing for salaries of division heads to be set by Governor with Advisory Budget Comm'n approval. Changes scheme of Governor's appointment of 18-member Advisory Council on Local Affairs to provide that at least three appointed members be incumbent mayor or member of municipal governing board at time of appointment and three members be incumbent county comm'rs at time of appointment (original bill called for six such municipal or county officials without further breakdown, each incumbent having served in such local capacity within two years of appointment); Governor also to appoint at least one member recommended by NC League of Municipalities and one recommended by NC Ass'n of County Comm'rs, but deletes requirement that one appointee be member of Board of Public Welfare; retains original bill's requirement that at least one member come from each of NC Rec. Comm'n, Gov's. Comm. on Law and Order, and C & D Board. Adds provision That Advisory Council elect from its membership ch'man to serve during his appointed term, but not to exceed two years; and adds specific requirement that character of initial Board be continued through subsequent appointments. Makes clarifying changes in provisions concerning functions of Dep't with respect to recreation; and specifies that private membership groups and commercial recreational

interests in the promotion of recreational interests are entities with which Dep't authorized to cooperate. Adds to recreational functions of Dep't authority to advise various agencies in planning and application of Federal and State funds assigned or administered by State for land and water recreational programs and services; and authority to act jointly with any State, Federal, local, institution, private individual or group in carrying out departmental goals. Empowers Committee on Recreation to develop and propose policies and programs in recreational field for approval by Director as departmental policies and programs (in original bill Recreation Committee limited to advisory role on such matters).

S 361 Firing weapons - dwellings (digested in Bulletin No. 57, p. 449). Committee substitute adopted in Senate 4/8/69 to provide that person who "willfully" discharges firearms into a dwelling, "building, shelter or other structure" when such are occupied at time of crime's commission shall be guilty of felony (adds quotes to original bill).

HOUSE

H 160 Abolishing capital punishment (digested in Bulletin No. 24, p. 141). Amendment adopted in House 4/8/69 amending parole procedures set out in sec. 6 of bill to provide in case of proposed parole of persons involved in murder or rape, any surviving members of immediate family of person murdered or raped to be notified by mail of parole hearing.

H 340 (Catawba, Chatham, Cumberland, Rockingham) Ambulance service without pay (digested in Bulletin No. 42, p. 306). Amendment adopted in House 4/8/69 to add Chatham, Cumberland, and Rockingham Counties to counties subject to GS 14-111.2, concerning non-payment of ambulance charges (originally, only Catawba added).

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT.(4/02, 4/03, 4/08) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR APR.9.
S. 76 SECURING FUTURE ADVANCES. S-REPTD FAV AS AMEND.
S. 95 WRONGFUL DEATH AMENDMENTS. H-REPTD FAV.
S. 120 FEDERAL TAX LIEN REGISTRATION. H-PASSED 2ND READING.
S. 137 (J.RES.) SEMI-PERMANENT LICENSE PLATES.(4/08) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 171 EXPANDED MINIMUM WAGE COVERAGE.(3/26) H-REPTD FAV.
S. 193 VEHICLE SEIZURE-SUSPENDED LICENSE.(4/07) S-RE-REF TO COM ON JUDIC 2.
S. 211 NURSING INSTRUCTORS.(4/04) H-REF TO COM ON HEALTH.
S. 214 SELF-INSPECTION,MOTOR VEHICLES. H-REPTD FAV.
S. 218 SAFE TIRES.(3/20) S-PLACED ON CAL FOR APRIL 10.
S. 237 PROBATIONARY DRIVER LICENSES.(3/24) H-REPTD FAV.
S. 251 COUNTY COMM'R MEETING PROCEDURE.(4/03, 4/08) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 255 (J.RES.) OFFICIAL LICENSE PLATES.(3/31) H-REPTD FAV.
S. 280 VOTING CORPORATE STOCK. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 303 STATE AND REGIONAL PLANNING.(4/08) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-RE-REF TO COM ON APPROPRN.
S. 304 LOCAL AFFAIRS DEPARTMENT.(4/08) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-RE-REF TO COM ON APPROPRN.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS. S-PLACED ON CAL FOR APR.9.
S. 324 PRISON DETENTION PENDING APPEAL. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON JUDIC 1.
#S. 351 NC STATE NUCLEAR CENTER FUNDS. S-POSTPONED INDEF.
S. 361 FIRING WEAPONS-DWELLINGS.(4/08) S-REPTD FAV TO COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 372 CONTINUING EDUCATION-OPTOMETRISTS. S-REF TO COM ON JUDIC 1.
S. 373 LICENSE FEE - OPTOMETRISTS. S-REF TO COM ON FINANCE.
S. 374 PUBLICATIONS-ELIZ.CITY STATE. S-REF TO COM ON HIGHR ED.
S. 375 ANNUAL LEGISLATIVE SESSIONS. S-REF TO COM ON CONSTUTN.
S. 376 RENAME STATE FORESTRY DIVISION. S-REF TO COM ON CONS&DEV.
S. 377 C & D TREE SEEDS AND SEEDLINGS. S-REF TO COM ON CONS&DEV.
S. 378 FLOOD PLAIN MANAGEMENT. S-REF TO COM ON CONS&DEV.
S. 379 C & D FORESTRY SERVICES. S-REF TO COM ON CONS&DEV.
S. 380 LEGAL AID BY NC ELECTION BOARD. S-REF TO COM ON ELECTION.

#H. 33 SPEEDING TO AVOID APPREHENSION. H-REPTD UNFAV.
#H. 99 ABANDONED MOTOR VEHICLES. H-REPTD UNFAV.
H. 115 SPEEDING TO AVOID APPREHENSION - 2. H-REPTD UNFAV.
H. 122 ARREST WITHOUT WARRANT. H-REPTD FAV.
#H. 160 ABOLISHING CAPITAL PUNISHMENT.(4/03, 4/08) H-AMENDMENT ADOPTED; H-TABLED.
H. 208 PROFESSIONAL CORPORATIONS.(3/20, 4/03) H-PLACED ON CAL FOR APR.9.
#H. 210 ESCAPE FROM CUSTODY MADE FELONY. H-REPTD UNFAV.
H. 224 DEPOSITION - COPIES. H-REPTD FAV AS AMENDED.
H. 347 STATE AID-AIRPORT APPROACHES. H-REPTD FAV.
H. 403 PROFESSIONAL CORPS,CONFORMING. H-PLACED ON CAL FOR APR.9.
H. 422 CHILD'S YEAR SUPPORT. H-REPTD FAV.
H. 459 5-YEAR NOTARY PUBLIC TERM. H-REPTD FAV.
H. 485 HIGHWAY COMMISSION MEMBERSHIP. S-REF TO COM ON ROADS.
H. 486 REFRIGERATION CONTRACTING. H-REPTD FAV.
H. 552 NC STATE NUCLEAR CENTER FUNDS. S-PASSED 2ND & 3RD READINGS.
H. 597 RENAME STATE FORESTRY DIVISION. H-REF TO COM ON CONS&DEV.
H. 599 C & D TREE SEEDS AND SEEDLINGS. H-REF TO COM ON CONS&DEV.
H. 602 COUNTY WATER/SEWER ASSESMENTS. H-REF TO COM ON FINANCE.
H. 603 INTANGIBLES EXEMPTION FOR AGED. H-REF TO COM ON FINANCE.
H. 604 REGISTER VOTERS EVERY 50 YEARS. H-REF TO COM ON ELECTION.
H. 606 LEGAL AID BY NC ELECTIONS BOARD. H-REF TO COM ON ELECTIONS.
H. 608 REGULATE PRISON EMPLOYEE CONDUCT. H-REF TO COM ON JUDIC 2.
H. 611 COUNTY MEDICAL EXAMINERS AMENDTS.. H-REF TO COM ON JUDIC 1.
H. 612 C & D FORESTRY SERVICES. H-REF TO COM ON CONS&DEV.
H. 613 PUNISHING FISH LARCENCY. H-REF TO COM ON WILDLIFE.

LOCAL BILLS

S. 266 (CASWELL) WARRANTY DEEDS. H-REPTD FAV.
S. 289 (ROBESON) LUMBERTON SCHOOL ANNEXATION VOTE. H-REF TO COM ON ELECTION.
S. 292 (WILSON) COUNTY SALARIES. H-REF TO COM ON LOC GOVT.
S. 297 (BUNCOMBE) COUNTY COMMISSIONER'S PAY.(4/04) H-REF TO COM ON LOC GOVT.
S. 344 (CUMBERLAND) FAYETTEVILLE FIREMEN'S RETIREMENT. S-PASSED 3RD READING; S-SENT TO HOUSE;.
S. 381 (MOORE) BEER & WINE ELECTION. S-REF TO COM ON ABC.
S. 382 (HALIFAX) SANITARY DISTRICT BOARD PAY. S-REF TO COM ON CONSTUTN.

H. 319 (ALLEGHANY) COUNTY LAND SURVEYORS. S-REPTD FAV.
H. 340 (CATAWBA) AMBULANCE SERVICE WITHOUT PAY.(4/08) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 366 (CRAVEN) NEW BERN CHARTER AMENDMENTS.(3/28) S-PASSED 3RD READING.
H. 427 (WASHINGTON) PLYMOUTH CORPORATE LIMITS. S-REF TO COM ON LOC GOVT.

H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 519 (CATAWBA) NEWTON ELECTIONS. S-REF TO COM ON LOCAL GOVT.
H. 559 (DUPLIN, PENDER, SAMPSON) SMALL WATERSHED MAINTENANCE. H-REPTD FAV.
H. 598 (DUPLIN) ROSE HILL ELECTION. H-REF TO COM ON LOC GOVT.
H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM. H-REF TO COM ON LOC GOVT.
H. 601 (GUILFORD) 1% SALES/USE TAX. H-REF TO COM ON FINANCE.
H. 605 (RANDOLPH) COUNTY SCHOOL BONDS. H-REF TO COM ON FINANCE.
H. 607 (CARTERET) TAX FUNDS FOR LIBRARIES. H-REF TO COM ON LOC GOVT.
H. 609 (WAKE) FIRE/POLICE CIVIL SERVICE EXAMS. H-REF TO COM ON LOC GOVT.
H. 610 (WAKE) RALEIGH CITY COUNCIL LICENSE TAX. H-REF TO COM ON LOC GOVT.
H. 614 (COLUMBUS) LAKE WACCAMAW-SUBDIV.CONTROLS. H-REF TO COM ON LOC GOVT.
H. 615 (ALLEGHANY) COUNTY REVENUE POST. H-REF TO COM ON LOCAL GOVT.

****

Next Sessions of Senate and House:

12 Noon, Wednesday, April 9, 1969.

G41
25:1969/61
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

North Carolina State Library
Raleigh

N. C.
Doc.

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 61 -495- WEDNESDAY, APRIL 9, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 385 Public poultry improvement — GS 106
Introducer: MacLean — Sent to AGRICULT

"Rewriting Article 49 of Chapter 106 of the General Statutes relating to national poultry and turkey improvement plans and the regulation of hatcheries, chick and hatching egg dealers." Rewrites GS 106, Art. 49 ("Poultry; hatcheries;chick dealers") as follows: Adds to regulatory powers of State Agriculture Board with respect to poultry under Art, power to regulate "hatching egg dealers" and "poult dealers". Changes definitions applicable to Art. to replace "public hatchery" definition with definition of all hatcheries as establishments operating hatchery equipment for production of baby chicks or poults (now, public hatchery definition includes "sale or offer for sale" language); "mixed" or "assorted" chicks defined as being produced by purebred females and males of distinct breeds (now, of two or more distinct breeds); deletes "crossbred" definition (definition used under new Art. for "mixed" or "assorted" chicks). Adds hatching egg dealers to those required to have Ag. Dep't permit to operate, and specifies that appeal from Dep't refusal or revocation with respect to any permits to be to superior court of county where hatchery located. Adds requirements that baby chicks, turkey poults and hatching eggs sold or offered for sale originate in flocks meeting minimum requirements of Dep't-administered nat'l poultry improvement plan with respect to infectious disease (now, only pullorum disease); with respect to shipments of baby chicks etc. out of State adds similar requirement specifying typhoid disease (now, also only pullorum disease). Does not change basic hatchery fees, but adds provision allowing Ag. Comm'r to waive fees of hatcheries with egg capacity not exceeding 1,000. Deletes all of present fee schedule for flock testing by Ag. Dep't and replaces statutory schedule with Ag. Board authorization to establish fee schedules, not in excess of actual costs, for pullorum and other disease testing and services of culling and selecting by Dep't personnel.

Requires State Veterinarian to quarantine on premises poultry when he has information or belief that pullorum disease or fowl typhoid exists or that poultry exposed to those diseases; quarantine prohibits removal of poultry or hatching eggs from premises until release, or until permit issued to remove infected poultry to another quarantined premises or allows immediate slaughter. Adds to present penalty provision of Act $500 maximum fine, six months maximum jail term or both.

S 386 Brucellosis testing — GS 106
Introducer: MacLean — Sent to AGRICULT

"Amending G. S. 106-390 relating to the testing of cattle for brucellosis."

Rewrites GS 106-390 (dealing with blood testing of cattle for brucellosis "Bang's Disease") to add requirement that owner of cattle being tested for brucellosis to assist and cooperate with person doing testing. Changes portion of section dealing with cattle affected with brucellosis to add requirement that affected cattle be slaughtered at State or federally inspected slaughter plant within 10 days of branding and tagging of such cattle, but provides that State Veterinarian may grant extension of time for slaughter to 30 days, and that Comm'r of Agriculture may allow holding affected animal for specified time period where animal has unusual breeding value and will be maintained in isolated quarantine as prescribed by State Vet. Adds provision authorizing State Vet. to quarantine cattle believed exposed to brucellosis, or those classified as suspects, on owners premises or other mutually agreeable location until lifting of quarantine or unlawful disposal of animal(s). Deletes from present section provison that Comm'r may permit movement of valuable animals classified as reactors, suspects or exposed directly to infected herds or premises under quarantine.

S 387 Indemnity-slaughtered animals — GS 106
Introducer: MacLean — Sent to AGRICULT

"Amending Article 34 of Chapter 106 of the General Statutes relating to indemnity payments by the State of owners of hogs and other animals slaughtered to prevent the spread of animal diseases." Amends GS 106-322.2 to provide that State may indemnify owner of swine slaughtered on account of hog cholera or exposure to hog cholera up to 1/2 (now, 1/3) difference between appraised value and salvage value of animal slaughtered; increases maximum indemnity payments to $25 (now, $12.50) for any grade swine and to $100 (now, $25) for purebred swine. Adds provisions that appraisal may be made by owner and State Veterinarian, or their representatives, when agreement on appraisal of swine can be made; and that swine entering State 30 or more days before developing hog cholera symptions may be appraised in same manner as NC hogs. Defines "purebred swine" as any swine having certificate of pure breeding issued by purebred swine ass'n or swine under 12 months old eligible for certification. Amends GS 106-323 to increase payments State authorized to pay for destruction of various cattle for various diseases including Bang's disease to $25 (now, $12.50) for any grade animal, and to $100 (now, $25) for any purebred animal. Adds provision to section that State indemnity not to be in excess of indemnity payments of federal gov't.

S 388 Habitual traffic offenders — GS 20
Introducer: Rauch — Sent to HY SAFTY

"To provide maximum safety for the traveling public by removing habitual traffic offenders from the highways." Adds to GS Ch. 20 new Article 8 to provide for denial of motor vehicle operating privilege to persons who have shown by their conduct and record indifference to State laws, court orders, and administrative acts of State agencies and to discourage repetition of criminal acts by persons who have been convicted of repeated violations of traffic laws. Defines "habitual offender" as any person who has accumulated, after effective date of Act and within 10-year period as follows: (1) three or more convictions from separate acts of voluntary or involuntary manslaughter in operation of motor vehicle; driving under influence of intoxicating liquor or narcotic drug; driving when license suspended; wilfull driving without license; perjury or making false statement under oath to Dep't of Motor Vehicles.

felony offense under N.C. motor vehicle laws or any felony in which vehicle is used; hit-an-run driving either when physical injury or property damage of over $100 in value occurs; any moving violation committed when license suspended or revoked; (2) eight or more convictions of any separate offenses in operation of motor vehicle reported to Dep't of MV and conviction of which requires Dep't to suspend or revoke driving privileges for 30 days or more (includes offenses in (1) above). Such offenses include those under any local ordinance paralleling and substantially conforming to State statutes; and any Federal or other State law or local ordinance of another State paralleling and substantially conforming to State statutes. Defines "conviction" for purpose of article as a final conviction and includes forfeiture of bail or collateral which is not vacated, and which was deposited to secure defendant's appearance in Court.

Requires Comm'r of MV to certify, as provided in GS 20-42(b), three copies of conviction record maintained of any person whose record appears to make him habitual offender to Superior Court solicitor of judicial district where person resides or to solicitor of Wake County if person not resident of State. Provides that abstract admissible as evidence and prima facie evidence that named person convicted by Court shown by abstract. Requires solicitor upon receiving abstract to file petition against named person in Superior Court of solicitor, to request Court to determine that person is habitual offender. Provides that such person be ordered to appear at next term of criminal court to answer charge made against him and provides that service on out-of-state resident be made as in action arising from collision on State's highways (GS 1-105), but requires that service fee be taxed against such resident.

Spells out hearing, findings and judgment procedures. Prohibits persons found to be habitual offenders from obtaining driving license for 10 years after such finding and until driving privilege restored by judgment of a Superior Court. Makes unlawful for habitual offender to operate motor vehicle in State while Court's judgment remains in effect, and provides that habitual offender convicted of subsequent motor vehicle violation to be punished by imprisonment between one and five years, with suspension of any part of sentence prohibited except where vehicle operation necessitated by apparent extreme emergency involving life or limb. To enforce this section, Court required, whenever hearing case where accused charged with driving motor vehicle when license, permit or driving privilege suspended or revoked, or is charged with driving without license, to determine whether person before it has been adjudged a habitual offender; if such is determined then Court to cause appropriate criminal charge to be lodged against accused.

Provides that, upon expiration of 10 years after final judgment under article, habitual offender may petition Court where he was found or then resides, to have driving privilege restored, and Court may restore such privilege upon conditions as it may set, subject to provisions of law relating to driving license issuance. Authorizes appeals from any final judgment under article in same manner and form as appeals in civil actions.

S 389 Commercial code amendments — GS 25
Introducer: L. Warren — Sent to JUDIC 1

"To amend the Uniform Commercial Code as enacted in this State and to amend other related statutes." Repeals GS 25-8-407 (providing for ownership of corporate stock by husband and wife as tenants by entireties) and includes provisions of said section in new GS 41-2.2. Amends GS 25-9-402(1) (formal requisites of financing statement) adding new subsection (a) providing duplicate, photostatic copy, photocopy or other facsimile of security agreement sufficient as financing statement if signed by both parties. Further amends section by adding new subsection (6) empowering Sec'y of State to establish standard forms for use under Art. 9 of UCC. Adds new subsec. (a) to GS 25-9-403(4) (duties of filing officer

under UCC) requiring filing officer other than Sec'y of State to index financing statements filed after July 1, 1969, covering crops/fixtures in real estate mortgage records where such statement plainly shows on face that it covers crops or fixtures. Provides for purposes of such indexing debtor, record owner or record lessee deemed "grantor" and secured party deemed "grantee). Adds new subsec. (b) to same section providing filing officer other than Sec'y of State shall, by not later than April 1, 1970, index all financing statements filed through July 1, 1969, statements which show plainly on face that they cover crops or fixtures, in manner provided in proposed subsection (a). Adds new subsection (c) to same section providing if copies of security agreement are covering crops or fixtures are filed as financing statement as authorized by code, the secured party, to perfect interest in crops/fixtures covered, must print on face of first page "FIXTURES" or "CROPS", whichever is appropriate. Amends GS 25-9-404(1) (termination statements and accompanying documents) providing fee for filing and indexing such documents by filing officer to be $3.00 minimum plus $1/per page for all pages over three for documents not filed on standard forms approved by Sec'y of State, and $2.00 when filed on standard forms (presently provides $2.00 fee). Likewise amends GS 25-9-406 (forms showing release of collateral), and GS 25-9-405(2) (forms for assignment of security interest). Amends GS 25-9-405(1) providing uniform fee for filing/indexing financing statements showing assignment of security interest to be $3.00 when submitted on standard forms and minimum of $3.00 for all other forms plus $1.00/page for all pages over three on non-standard forms.

Deletes language "for which he shall not be liable" from GS 25-9-407(2) provision that filing officer to certify on request of any person that there is or is not on record a financing statement naming a certain party as debtor. (Presently provides filing officer not liable for such certification).

Amends GS 25-9-603(3) (notice of disposition of collateral by public sale) providing secured party holding sale shall, in addition to other required notifications, notify, by registered or certified mail any other person having security interest in the collateral who has filed financing statement properly on record 20 days prior to date of sale, or who is known by secured party to have interest in collateral. (Presently provides such notice to go to any other secured party and other party having requested such notice). Effective, midnight, June 30, 1969.

S 391 Community college capital funds (Iden. H 618) APPROPRIATION
Introducers: Norton and others Sent to APPROPRN

"To appropriate funds to provide for capital improvements at institutions and units of the community college system." Appropriates out of General Fund $12,391,402 to State Board of Education to make available State matching grants for capital improvements at institutions and units of Community College System.

S 394 Beach erosion assessments GS 153
Introducer: Reed Sent to CONS&DEV

"To amend Article 26 of Chapter 153 of the General Statutes of North Carolina to authorize coastal cities to levy special assessments for beach erosion control and flood and hurricane protection projects and to enlarge the discretion of county commissioners with respect to the levying of special assessments for the same purpose." Eliminates from GS 153-326 (authority of county comm'rs to make beach erosion control assessments) provisos that limit special assessments thereunder to 10§ property tax equivalent and require municipal approval of assessments on property within city limits. Adds new GS 153-341 giving coastal municipalities the same authority to levy beach erosion control assessments as counties under GS Ch. 153, Art. 26; specifies appropriate municipal officers to exercise functions of corresponding county officers under Art. 26.

S 395 Beach erosion bonds — GS 153
Introducer: Reed — Sent to CONS & DEV

"To amend G. S. 153-80, being part of the County Finance Act, to fix the maturity of bonds issued to finance beach erosion control and similar projects." Adds to GS 153-80 provision specifying 40-year maximum maturity for county bonds for works and improvements designed for beach erosion control, or flood or hurricane protection, or preservation and restoration of facilities and natural features.

HOUSE

H 618 Community college capital funds (Iden. S 391) — APPROPRIATION
Introducers: Beatty and Culpepper — Sent to APPROPRN

"To appropriate funds to provide for capital improvements at institutions and units of the community college system." Identical with S 391, digested above in today's bulletin.

H 621 Historical preservation funds — APPROPRIATION
Introducer: Boshamer — Sent to APPROPRN

"To appropriate funds for historical preservation, research, and restoration in Carteret County." Appropriates to Dep't of Archives and History $50,000 ($30,000 restoration of historic Beaufort cemetery 1969-70; and $10,000 for each year of 1969-71 beinnium for research) for historical and archaelogical research and restoration in Carteret County.

H 622 Uniform Arbitration Act — GS 1
Introducers: Speros and others — Sent to JUDIC 1

"To amend Article 45 of Chapter 1 of the General Statutes relating to arbitration and award." Rewrites entire Art. 45 (Abritration and Award) as follows: Authorizes parties to agree to submit to arbitration any controversy existing at time of agreement or any controversy thereafter arising relating to the agreement (now, the controversy must exist at the time of the agreement to submit to abritration). Article not to apply to any agreement stipulating that it is inapplicable, nor to arbitration agreements between employers and employees unless their agreement provides that article to apply. Spells out manner in which court may compel or stay arbitration and specifies when issues are timely. Describes method of appointment of arbitrators and provides that they operate by majority rule unless agreement or article provides otherwise. Provides that arbitrators appoint time and place for hearing, and spells out procedures to be followed. Provides parties have right to be represented by attorney at hearing. Authorizes arbitrators to issue subpoenas and subpoenas duces tecum and to permit use of depositions. Authorizes payment of witnesses at same rate paid in General Court of Justice. Provides that award must be in writing and signed by arbitrators joining in award and that award may be corrected or modified in specified instances. Provides that expenses and fees of arbitrators' (except counsel fee) be paid as set out in award. Provides that court shall confirm an award, upon application of a party, unless upon application of another party it determines to vacate, modify or correct the award (the grounds upon which an award may be vacated, modified or corrected are enumerated). Provides that orders of court with respect to arbitration be docketed and enforced as any other judgment. Provides that applications to court with respect to arbitrations are treated as motions generally. Authorizes appeal from court orders in specified cases and in same manner as from orders or judgments in civil actions. Entitled act as "Uniform Arbitration Act". Effective August 1, 1969 and applies to agreements made on or after said date.

H 625 Summer schools funds — APPROPRIATION, GS 115
Introducer: Auman — Sent to EDUCATN

"To provide State-supported summer public school programs." Appropriates from General Fund to State Board of Education $12,396,150 for fiscal year 1969-70 and $12,433,560 for fiscal year 1970-71 to provide summer schools for children, utilizing physical facilities and available public school personnel. Requires Board to allot funds to each administrative unit on basis of $10 per pupil in such unit, and requires local units to use funds to develop summer programs best suited to local needs. Authorizes local units to supplement State funds from other revenue sources. Provides for funds to be used to provide such programs as summer kindergartens, vocational training, remedial and accelerated classroom instruction, recreation, and other appropriate summer programs. Requires State Board of Education to establish general criteria for such programs but gives latitude to local units in developing programs appropriate to local needs. Effective July 1, 1969.

H 626 Obtaining chiropractic services — GS 58
Introducers: Short and others — Sent to INSUR

"To prescribe certain rights of individuals relative to the obtaining of chiropractic services from practitioners of chiropractic licensed by the State." Amends GS 58-260, involving right to choose practitioners for accident and health insurance purposes, to include licensed chiropractors among those entitled to payment for services under insurance policies (now, only physicians, optometrists, podiatrists, and dentists).

H 627 Juvenile court revisions — GS 110
Introducers: Short, Snyder and Rountree — Sent to COURTS

"To revise and clarify the jurisdiction and procedures applicable to children in the District Court." Identical with S 348, digested in Bulletin No. 56, p. 460.

H 631 Uniform inventory valuation — GS 105
Introducer: Mills — Sent to FINANCE

"To amend Chapter 105 of the General Statutes to provide for the listing of inventories for ad valorem tax purposes at a valuation consistent with value reported on income tax returns." Adds new GS 105-302.2 to provide that at time of listing tangible personal property each taxpayer or person, firm or corporation, required to list property for taxation and who reports goods, wares, merchandise and other taxable personal property as inventory on NC income tax return required to list such tangible personal property at valuation shown on NC return.

H 632 Community college capital outlay — GS 115A
Introducer: Eagles — Sent to EDUCATN

"To amend Chapter 115A of the General Statutes relating to equitable distribution of capital outlay funds to institutional units of the community college system." Amends GS 115A-5 to authorize State Board of Education to provide financial support for capital outlay in the equipping and operating of extension units in community college system.

LOCAL BILLS INTRODUCED

SENATE

S 383 Martin Tech land transfer — MARTIN
Introducer: Gurganus — Sent to EDUCATN

"To authorize the Board of Commissioners of Martin County and the Board of Education of Martin County to convey certain lands to Martin Technical Institute at private sale." Authorizes county comm'rs and education board to convey to Martin Tech certain lands owned by boards which are necessary for establishment and development of Martin Tech. Land to be conveyed upon consideration deemed fair or nominal consideration, with reversionary interest requiring property use for educational purposes.

S 384 Lumberton election wards — ROBESON
Introducer: MacLean — Sent to ELECTION

"To amend the Charter of Lumberton, as amended by Chapter 282, Session Laws of 1965, so as to authorize the Robeson County Board of Elections and the City Council to alter election precincts." Amends 1965 S.L., Ch. 282, §12 (Lumberton charter) providing there shall be eight election wards, as described in chapter, which may be altered by Robeson County Board of Elections; provided such proposed alterations approved by Lumberton City Council. (Presently provides wards shall not be altered except by act of General Assembly.)

S 390 Greensboro annex Guilford College — GUILFORD
Introducers: Edwards and Bowles — Sent to LOC GOVT

"To annex the Town of Guilford College to the City of Greensboro, and to repeal the charter of the Town of Guilford College." Provides that all area included in corporate limits of Town of Guilford College to be annexed to City of Greensboro. Makes, from effective date of Act, all territory, citizens, and property so annexed subject to all laws, debts, ordinances, and regulations of Greensboro and makes them entitled to same privileges and benefits as other parts of city. Requires that, upon effective date of Act, all of town's records be turned over to Greensboro; vests city with all property and assets of town; and requires city to assume all liabilities and obligations of town. Repeals P.L. 1895, Ch. 32 (act incorporating Town). Effective June 30, 1972.

S 392 Water system land transfers — MONTGOMERY
Introducers: Saunders and James — Sent to LOC GOVT

"To authorize the municipalities in Montgomery County to convey certain properties to Montgomery County." Empowers commissioners of towns of Troy, Mt. Gilead, Biscoe, Candor and Star to convey to Montgomery County with or without consideration at public or private sale any property now owned by such towns for acquisition, storage, transmission and treatment of water notwithstanding GS 160-2(6) (sale of town waterworks, lighting plants or other utilities only on approval of majority of town voters), GS 160-59 (sale of municipal property), or any other law. Boards not empowered to transfer to County any water distribution facilities within town limits in any way other than as provided by GS 160-2(6) .

S 393 Ambulance franchises — FORSYTH
Introducers: Nielson and Bagnal — Sent to LOC GOVT

"To amend the provisions of G. S. 153-9(58) of the General Statutes relating to ambulance franchises in Forsyth County." Adds provision to GS 153-9(58)a.1 making provision of ambulance services or operation of ambulances without franchise from county comm'rs as required by ordinance a misdemeanor punishable by fine up to $50 or imprisonment up to 30 days. (Text of bill purports to apply statewide, although title indicates limitation to Forsyth County.)

S 396 Roanoke Rapids firemen retirement — HALIFAX
Introducer: Allsbrook — Sent to LOC GOVT

"Relating to payment of firemen's retirement contributions in the City of Roanoke Rapids and to modify the application of G. S. 118-7 to the City." Modifies GS 118-7 (limiting disbursements by fund trustees to specified purposes) to authorize Roanoke Rapids Local Firemen's Relief Fund to pay from fund to Roanoke Rapids $15,000 or 10% of total payroll of all Roanoke Rapids fire dep't employees (whichever is less) for 12 calendar month period beginning with calendar month in which City employees became members of NC Local Governmental Employees' Retirement System. Amount may be paid in lump sum or periodically during 12-month period. Funds paid to Roanoke Rapids under Act to be applied only to City's contributions to NC Local Governmental Employees' Retirement System on behalf of fire dep't employees.

S 397 School board selection — MADISON
Introducer: Briggs — Sent to EDUCATN

"To repeal Chapter 1044 of the 1967 Session Laws providing for the nomination and election of members of the Board of Education of Madison County." As title indicates.

S 398 Municipal-county study comm'n — HENDERSON
Introducer: Wilkie — Sent to LOC GOVT

"Creating the Henderson Municipal-County Study Commission." Creates named comm'n with duty of studying operations of local government in county to determine if its effectiveness can be increased by structural changes in units of local gov't, and submit plan for such changes. Provides for 10 members on comm'n, appointed as follows: four appointed by board of county comm'rs, two to be members of board and two to be citizens who may live in or out of City of Hendersonville; four appointed by board of comm'rs of Hendersonville, two to be members of Board and other two to be residents of city; one appointed by board of comm'rs of Laurel Park who may be member of Board, and one appointed by town council of Fletcher, who may be member of Council. Provides for filling of vacancies; organizational and other meetings of comm'n; election of officers, adoption of rules, and creation of committees; payment of surety bonds by members; and expenditure of monies received for comm'n. Requires comm'n to make thorough study of local governmental operations and submit to local governmental units reorganization plan before January 1, 1971.

HOUSE

H 616 Mayodan town election - 2 — ROCKINGHAM
Introducer: McMichael — Sent to LOC GOVT

"To allow persons residing within annexed areas of the Town of Mayodan to vote and to be eligible to office in the municipal election of 1969." Provides that voters residing in Mayodan on date of May, 1969 municipal election to be eligible to register for and vote in such election and to be eligible as candidates therein, notwithstanding GS 160-45, which requires 30 days' residence in precinct before being eligible to vote for municipal officers (previous bill, H 505, did not refer to statute).

H 617 Warranty deeds — GRANVILLE
Introducer: Watkins — Sent to LOC GOVT

"To make G. S. 160-61.1, relating to warranty deeds, applicable to Granville and municipalities therein." As title indicates.

H 619 Charlotte airport condemnation — MECKLENBURG
Introducers: Vogler, Beatty, H. Campbell, Hicks, and A. Jones — Sent to LOC GOVT

"To amend Chapter 216 of the Session Laws of 1967, being a part of the Charter of the City of Charlotte, Mecklenburg County." Amends cited chapter empowering Charlotte to use power of eminent domain prescribed in GS 136, Art. 9 (declaration of taking procedure for highways) for condemning property for airport purposes.

H 620 Charlotte charter changes — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Hicks, and A. Jones — Sent to LOC GOVT

"To amend Chapter 713 of the Session Laws of 1965, being the Charter of the City of Charlotte in Mecklenburg County." Amends Charlotte Charter §4.22 to delete requirement that fire chief must have been member of fire dep't for at least two years prior to appointment. Amends §4.61(13) to permit police chief to designate any promotion as a probationary one, which shall allow him to withdraw such promotion without a hearing within six months from effective date, and member so promoted shall revert to his former grade without prejudice. Amends §9.82 to provide that city contracts over $3000 (now, $1000) to be in writing and that GS 160-279 (requiring certain procedures for contracts of over $200) apply only to contracts of City over $3000 (now, $1000).

H 623 Municipal-county study comm'n-2 HENDERSON
Introducer: Mayfield Sent to LOC GOVT

"Creating the Hendersonville-Henderson County Study Commission of the municipalities within, and the County of, Henderson." As title indicates, purpose of commission being to study functions and organizational structure of local governmental units and agencies in Henderson County, report findings and set out plan for local government, to prepare proposals for local gov't changes and enabling legislation. Provides membership of commission as follows: chairman appointed by Hendersonville mayor and chm'n of county comm'rs, or by Commission itself if they cannot agree; three members appointed by Hendersonville mayor, three members by chm'n of county comm'rs, two of whom to be residents of unincorporated area of County; Hendersonville Mayor and Chm'n of Bd of Comm'rs as ex officio members. Provides for Citizen's Review Committee, composed of 30 members, 15 of which appointed by Hendersonville mayor and 15 appointed by chm'n of county comm'rs, to be chaired by chairman of charter commission; purpose to be to review and comment on proposals of study commission. Provides commission and committee to cease to exist on March 1, 1973. Provides per diem compensation for commission members, and such compensation as commission may determine for review committee. Provides for organization and meetings; provides for financing of commission through appropriations from Henderson County and Hendersonville in accord with budget submitted by commission. Provides Commission to present proposals to governing bodies of Hendersonville and Henderson County for possible enabling legislation, and shall hold public hearings on such proposals.

H 624 Library tax levy DAVIE
Introducer: Boger and Tolbert (by request) Sent to FINANCE

"To authorize the Board of County Commissioners of Davie County, in their discretion, to levy a tax for the support and maintenance of the Davie Public Library." Authorizes Davie Comm'rs to levy and collect, in same manner as general county taxes, special tax of up to 3¢ per $100 valuation of property in county. When collected special tax monies to be applied to upkeep, support and maintenance of Davie Public Library. Appropriations and taxes declared necessary expense and special purpose within meaning of NC Const. and for which special approval of General Assembly given by Act. Vote of majority of Davie County voters on issue not required.

H 628 Chapel Hill assessment ORANGE
Introducer: Stanford Sent to LOC GOVT

"To amend the Charter of the Town of Chapel Hill so as to authorize local improvements and assessment without petition." Adds to Chapel Hill Charter new §6.02 to allow board of aldermen to order making of sidewalk improvement without petition and assess cost against abutting property in same manner as would be made upon petition. Requires Board to follow procedure provided by GS Ch. 160, Art. 9 ("Local Improvements") except as relate to property owners' petition.

H 629 Chapel Hill Charter changes ORANGE
Introducer: Stanford Sent to LOC GOVT

"To amend Chapter 87 of the Session Laws of 1961 relating to the Charter of the Town of Chapel Hill." Amends Chapel Hill Charter to: (1) set closing time of voter registration books on specified dates at 6:30 p.m. (now, sunset); (2) repeal authority of police desk officer to issue warrants; and (3) repeal sections of Charter relating to Recorder's Court (Recorder's Court superseded by general law under District System when same became effective in Orange County.)

H 630 City-county school merger — LINCOLN
Introducer: Leatherman — Sent to EDUCATN

"To amend Chapter 893 of the 1967 Session Laws authorizing election or referendum on the question of reorganizing and merging the Lincoln County School Administrative unit and the Lincolnton City Administrative Unit into one school administrative unit under one Board of Education so as to provide, in the event merger is approved by the electorate, the "Joint Lincoln County Board of Education" shall assume the administration of the Lincoln County public schools on August 15, 1969."
Provides such joint board to assume administration of Lincoln County schools on August 15, 1969 (Amending §3 of cited Chapter which presently states assumption to come on day following day of certification of results of election or referendum on subject.)

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 2 Youth Council Act (digested in Bulletin No. 1, p. 2; Senate committee substitute digested in Bulletin No. 56; Senate amendments digested in Bulletin No. 57 and Bulletin No. 60). Floor amendment adopted in Senate 4/9/69 prohibiting the expenditure of State funds by the State Youth Council, the Youth Advisory Board, or the exec. sec'y in 1969-71 biennium.

S 76 Securing future advances (digested in Bulletin No. 17, p. 91). Amendment adopted in Senate 4/9/69 making more specific definition of "security instrument" as mortgage, deed of trust or other instrument relating to real property securing obligation(s) to person, firm, or corporation named in such instrument, as distinguished from being included in a class of security holders referred to therein, for payment of money (originally, provided "security instrument" means mortgage, deed of trust or other instrument relating to real property securing payment of money). Amendment further provides for registered security instrument to have priority from time and date of registration (originally, provided instrument to show date).

S 361 Firing weapons - dwellings (digested in Bulletin No. 57, p. 449; Senate committee substitute digested in Bulletin No. 60, p. 489). Technical amendment adopted in Senate 4/9/69.

HOUSE

H 207 Speeding to avoid apprehension (digested in Bulletin No. 29, p. 178). Committee substitute adopted in House 4/9/69 to require mandatory revocation of driving license of persons convicted for speeding over 80 mph to avoid apprehension by law enforcement officer (originally, "peace officer"); requires such officer to have given audible and visual signals by siren and blue light before attempt to avoid apprehension occurred (originally, no comparable requirement); and makes persons convicted of such offense guilty of misdemeanor with punishment of fine between $100 and $500 or imprisonment between 30 days and 2 years or both (originally, felony with punishment of not less than $500 fine or imprisonment between 4 months and 5 years or both).

H 208 Professional corporations (digested in Bulletin No. 29, p. 179). Amendments adopted in House 4/9/69 amending Committee Substitute for Committee Substitute (digested in Bulletin No. 47, p. 353) (1) making technical changes (2) requiring professional corporate name to be followed by initials "P.A." (Com. Sub. permitted use of such initials), (3) providing Sec'y of State to be notified of revocation by licensing board of professional corporation certificate.

H 224 Deposition-copies (digested in Bulletin No. 31, p. 195). Technical amendment adopted in House 4/9/69.

H 316 Quail sale (digested in Bulletin No. 40, p. 286). Amendment adopted in House 4/9/69 to add provision to original bill that retail establishment intending to sell quail to consumers must notify Wildlife Comm'n of intent before beginning sale. Adds that person, processor or merchant who purchases, sells, exchanges or possesses for purpose of sale or exchange, quail not stamped by licensee is guilty of misdemeanor punishable by fine up to $50 or imprisonment up to 30 days or both. Each transaction to constitute separate offense.

H 319 County land surveyors (digested in Bulletin No. 41, p. 295). Amendment adopted in Senate 4/9/69 adding Wilkes and Yadkin Counties to bill (previously, only Alleghany affected).

H 422 Child's year support (digested in Bulletin No. 49, p. 377). Floor amendment adopted in House 4/9/69 increasing from $500 to $600 amount of child's yearly allowance for support from parent's estate.

SENATE AND HOUSE CALENDAR ACTION APR.09,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT.(4/02, 4/03, 4/08, 4/09) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 5 JURORS TECHNICAL AMENDMENTS.(2/14, 4/01) RATIFIED - CHAPTER 205.
S. 56 SAFE DRIVER REWARDS. S-REPTD FAV AS AMENDED.
S. 76 SECURING FUTURE ADVANCES.(4/09) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 83 DRIVING UNDER INFLUENCE - 3. S-REPTD UNFAV.
S. 95 WRONGFUL DEATH AMENDMENTS. H-PLACED ON CAL FOR APR.10.
S. 112 CREATING TENANCY BY ENTIRETY. H-PASSED 2ND READING.
S. 120 FEDERAL TAX LIEN REGISTRATION. H-PLACED ON CAL FOR APR.11.
S. 137 (J.RES.) SEMI-PERMANENT LICENSE PLATES.(4/08) H-REF TO COM ON ROADS.
S. 171 EXPANDED MINIMUM WAGE COVERAGE.(3/26) H-PASSED 2ND & 3RD READINGS.
#S. 240 ESTABLISHING AUXILIARY POLICE. R-RATIFIED - CHAPTER 206.
#S. 249 CLERK TO COUNTY COMM'RS. RATIFIED - CHAPTER 207.
S. 251 COUNTY COMM'R MEETING PROCEDURE.(4/03, 4/08) H-REF TO COM ON LOC GOVT.
S. 280 VOTING CORPORATE STOCK. H-REF TO COM ON JUDIC 1.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 361 FIRING WEAPONS-DWELLINGS.(4/08, 4/09) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 385 PUBLIC POULTRY IMPROVEMENT. S-REF TO COM ON AGRICULT.
S. 386 BRUCELLOSIS TESTING. S-REF TO COM ON AGRICULT.
S. 387 INDEMNITY SLAUGHTERED ANIMALS. S-REF TO COM ON AGRICULT.
S. 388 HABITUAL TRAFFIC OFFENDERS. S-REF TO COM ON HY SAFTY.
S. 389 COMMERCIAL CODE AMENDMENTS. S-REF TO COM ON JUDIC 1.
S. 391 COMMUNITY COLLEGE CAPITAL FUNDS. S-REF TO COM ON APPROPRN.
S. 394 BEACH EROSION ASSESSMENTS. S-REF TO COM ON CONS&DEV.
S. 395 BEACH EROSION BONDS. S-REF TO COM ON CONS&DEV.

H. 118 ENVIRONMENT & RESOURCES STUDY. H-REPTD FAV AS AMENDED; H-RE-REF TO COM ON APPROPRN.
H. 122 ARREST WITHOUT WARRANT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 153 MAGISTRATE APPOINTMENT. H-REPTD UNFAV.

#H. 174 OATH-COUNTY ELECTION BOARD.(3/19, 3/26) RATIFIED - CHAPTER 208.
H. 207 SPEEDING TO AVOID APPREHENSION-3.(4/09) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 208 PROFESSIONAL CORPORATIONS.(3/20, 4/03, 4/09) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H. 224 DEPOSITION - COPIES.(4/09) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 316 QUAIL SALE.(4/09) H-AMENDMENTS ADOPTED; H-PLACED ON CAL FOR APR.14.
H. 347 STATE AID-AIRPORT APPROACHES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 356 BANKING COMMISSION EXPENSES. S-REPTD FAV.
H. 403 PROFESSIONAL CORPS,CONFORMING. H-PASSED 2ND READING.
H. 422 CHILD'S YEAR SUPPORT.(4/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 459 5-YEAR NOTARY PUBLIC TERM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 485 HIGHWAY COMMISSION MEMBERSHIP. S-REPTD FAV.
H. 486 REFRIGERATION CONTRACTING. H-PASSED 2ND READING.
H. 494 MUNICIPAL CEMETERY TRANSFERS. H-RE-REF TO COM ON JUDIC 1.
H. 618 COMMUNITY COLLEGE CAPITAL FUNDS. H-REF TO COM ON APPROPRN.
H. 622 UNIFORM ARBITRATION ACT. H-REF TO COM ON JUDIC 1.
H. 625 SUMMER SCHOOL FUNDS. H-REF TO COM ON EDUCATION.
H. 626 OBTAINING CHIROPRACTIC SERVICES. H-REF TO COM ON INSURANCE.
H. 627 JUVENILE COURT REVISIONS. H-REF TO COM ON COURTS.
H. 631 UNIFORM INVENTORY VALUATION. H-REF TO COM ON FINANCE.
H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY. H-REF TO COM ON EDUCATN.

LOCAL BILLS

S. 228 (CABARRUS) MT. PLEASANT ABC ENFORCEMENT. H-REPTD FAV.
S. 229 (CABARRUS) CONCORD ABC ENFORCEMENT. H-REPTD FAV.
S. 266 (CASWELL) WARRANTY DEEDS. H-PASSED 2ND & 3RD READINGS.
S. 344 (CUMBERLAND) FAYETTEVILLE FIREMEN'S RETIREMENT. H-REF TO COM ON LOC GOVT.
S. 383 (MARTIN) MARTIN TECH LAND TRANSFER. S-REF TO COM ON EDUCATN.
S. 384 (ROBESON) LUMBERTON ELECTION WARDS. S-REF TO COM ON ELECTION.
S. 390 (GUILFORD) GREENSBORO ANNEX GUILFORD COLLEGE. S-REF TO COM ON LOC GOVT.
S. 392 (MONTGOMERY) WATER SYSTEM LAND TRANSFERS. S-REF TO COM ON LOC GOVT.
S. 393 (FORSYTH) AMBULANCE FRANCHISES. S-REF TO COM ON LOC GOVT.
S. 396 (HALIFAX) ROANOKE RAPIDS FIREMEN. S-REF TO COM ON LOC GOVT.
S. 397 (MADISON) SCHOOL BOARD SELECTION. S-REF TO COM ON EDUCATN.
S. 398 (HENDERSON) MUNICIPAL-COUNTY STUDY COMM'N. S-REF TO COM ON LOC GOVT.

H. 178 (TRANSYLVANIA) CHANGING COUNTY JAIL FEES. S-REPTD FAV.

H. 319 (ALLEGHANY) COUNTY LAND SURVEYORS.(4/09) S-PASSED 2ND READING; S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-TO H FOR CONCUR IN S AMEND.
H. 340 (CATAWBA, CHATHAM, CUMBERLAND, ROCKINGHAM) AMBULANCE SERVICE WITHOUT PAY.(4/08) S-REF TO COM ON JUDIC 1.
#H. 382 (MECKLENBURG) CITY-COUNTY SCHOOL BOARD PAY. RATIFIED - CHAPTER 209.
#H. 400 (PASQUOTANK) AMBULANCE EMPLOYEE PAY. RATIFIED - CHAPTER 210.
#H. 411 (PASQUOTANK) PASQUOTANK RETIREMENT SYSTEM. RATIFIED - CHAPTER 211.
H. 412 (ASHE) EXTEND JEFFERSON CORP. LIMITS. S-REPTD FAV.
H. 417 (FORSYTH) OPEN SPACE LAND.(4/07) S-REF TO COM ON LOC GOVT.
H. 424 (CATAWBA) HICKORY REGISTRATION COMM'R. S-REPTD FAV.
#H. 425 (ROBESON) RED SPRINGS CITY-MANAGER. RATIFIED - CHAPTER 212.
H. 444 (CUMBERLAND) TRASH REMOVAL & SEWER ASSESSMENT. S-REPTD FAV.
H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. S-REF TO COM ON LOC GOVT.
H. 455 (BLADEN) WEST BLADENBORO CHARTER REPEAL. S-REPTD FAV.
H. 463 (RUTHERFORD) FORREST CITY CHARTER CHANGES. S-REPTD FAV.
H. 519 (CATAWBA) NEWTON ELECTIONS. S-REPTD FAV.
H. 520 (SWAIN) EDUCATION BOARD MEMBERS. H-REPTD FAV AS AMENDED.
H. 544 (WASHINGTON) COUNTY SCHOOL BOARD ELECTION. H-REPTD FAV.
H. 559 (DUPLIN, PENDER, SAMPSON) SMALL WATERSHED MAINTENANCE. H-PASSED 2ND READING.
H. 616 (ROCKINGHAM) MAYODAN TOWN ELECTION-2. H-REF TO COM ON LOC GOVT.
H. 617 (GRANVILLE) WARRANTY DEEDS. H-REF TO COM ON LOC GOVT.
H. 619 (MECKLENBURG) CHARLOTTE AIRPORT CONDEMNATION. H-REF TO COM ON LOC GOVT.
H. 620 (MECKLENBURG) CHARLOTTE CHARTER CHANGES. H-REF TO COM ON LOC GOVT.
H. 621 (CARTERET) HISTORICAL PRESERVATION FUNDS. H-REF TO COM ON APPROPRN.
H. 623 (HENDERSON) MUNICIPAL-COUNTY STUDY COMM'N-2. H-REF TO COM ON LOC GOVT.
H. 624 (DAVIE) LIBRARY TAX LEVY. H-REF TO COM ON FINANCE.
H. 628 (ORANGE) CHAPEL HILL ASSESSMENT. H-REF TO COM ON LOC GOVT.
H. 629 (ORANGE) CHAPEL HILL CHARTER CHANGES. H-REF TO COM ON LOC GOVT.
H. 630 (LINCOLN) CITY-COUNTY SCHOOL MERGER. H-REF TO COM ON EDUCATN.

****

Next Sessions of Senate and House:

12 noon, Thursday, April 10.

G41
25:1969/62
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 62 -511- THURSDAY, APRIL 10, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 403 S & L assoc. savings accounts GS 54
Introducer: Currie Sent to INSUR

"To authorize State chartered savings and loan associations to accept savings deposits in a manner similar to federal savings and loan associations doing business in North Carolina." Authorizes any building and loan, or savings and loan, association incorporated in State with principal office in State to raise capital through saving deposits or accounts as authorized by its charter or regulation of Comm'r of Insurance and may issue passbooks, time certificates of deposit, or other such evidence of savings accounts as so authorized, notwithstanding other provisions of law. Provides that savings account holders and association obligors to be members of association with voting and other rights to extent provided by charter and regulations of Insurance Comm'r. Makes payment of any account subject to association's right to require advance notice (not less than 30 days), as provided by charter and regulations of Insur. Comm'r, except as provided by such charter and regulations for accounts for fixed or minimum terms of not less than 30 days. Provides that partial payment of withdrawals subject to rules and procedures prescribed by charter or Comm'r's regulation. Provides that accounts not subject to check or to withdrawal or transfer on negotiable or transferable order or authorization to association, but Comm'r may provide for withdrawal or transfer of accounts upon nontransferable order or authorization. Enables association, to extent authorized by Comm'r, to borrow, give security, and issue authorized obligations or securities. Requires capital raised by Act to be added to amount of capital raised by stock issuance of association to determine amount of reserve fund required by GS 54-14. Authorizes Comm'r of Insurance to adopt rules and regulations to implement Act.

S 404 S & L assoc. improvement loans GS 54
Introducer: Currie Sent to INSUR

"To provide as authorized investments for savings and loan associations improvements to real property and mobile home financing." Authorizes any building and loan or savings and loan association incorporated in State with principal office in State to make loans of not more than $5,000 for improving, altering, repairing and equipping real property, and to make loans for purchase or refinancing of a mobile home, subject in both cases to rules, regulations and limitations prescribed by Comm'r of Insurance.

S 407 Ambulance service-lien on damages GS 44
Introducers: Nielson and Bagnal Sent to PUB HLTH

"To amend G. S. 44-49 and G. S. 44-50 to provide for the inclusion of sums due for ambulance service in liens upon recoveries for personal injuries."

Rewrites first paragraph of GS 44-49 to add municipalities and counties (to persons and corporations) to list of those in whose favor liens created, and to add ambulance services to list of expenses for which lien may be created (now, drugs, medical supplies and medical service). Amends GS 44-50 to add ambulance services to list of expenses which must be paid from settlements of injury claims.

S 408 Ambulance service collection — GS 153, 105
Introducers: Nielson and Bagnal — Sent to JUDIC 1

"Relating to the collection of charges for ambulance service when the service is provided by a county or municipality." Adds new GS 153-9 (58)f to authorize any county or municipality which owns and operates an ambulance service to treat amounts due for longer than 90 days after providing such services as if the amounts were taxes due the county or municipality, so that it may use the attachment and garnishment proceedings of GS 105-385(d) to collect such amounts from recipient (or person legally responsible for his support) of such unpaid ambulance services.

S 409 Ambulance service liens — GS 44
Introducers: Nielson and Bagnal — Sent to JUDIC 1

"To create liens for ambulance service." Adds new GS Ch. 44, Art. 9A to create general lien upon real property of any person furnished ambulance service by county agency or at county expense. Requires that lien be filed within 90 days after furnishing ambulance service, and shall be valid within that time when statement filed in office of CSC containing name of person against whom lien claimed, name of county claiming lien, amount of unpaid charge, and date and place when ambulance service furnished. Provides for discharge of lien as follows: (1) by filing with CSC receipt/acknowledgement signed by county treasurer that lien discharged; (2) by depositing with CSC money equal to claim, to be held for claimant's benefit; or (3) by entry in lien docket that lien claimant's action to enforce lien dismissed, or judgment made against claimant in action.

S 410 2-term Governor (Iden. H 545) — CONSTITUTION
Introducers: Nielson and Bagnal — Sent to CONSTUTN

"To amend the Constitution of North Carolina to empower the voters to elect the Governor and Lieutenant Governor for two consecutive terms." Identical with H 545 digested in Bulletin No. 57, p. 449.

S 412 Good Neighbor Council structure — GS 143
Introducers: Rauch and others — Sent to ST GOVT

"To revise the structure of the North Carolina Good Neighbor Council." Rewrites GS 143-418 by creating office of Director of Good Neighbor Council appointed by Governor and serving at his pleasure, to have powers and prerogatives presently vested in Chairman of Council under section. Amends GS 143-420 to provide for Director's salary established by Governor with Advisory Budget Comm'n approval (as presently for Chairman); and places Chairman, for compensation purposes, on same footing with vice-chairman and other members of Council (per diem, subsistence and travel as per GS 138-5).

S 414 Jax gas tax refund — GS 105
Introducer: Ellis — Sent to LOC GOVT

"Authorizing a refund of gasoline taxes paid by the City of Jacksonville." Requires NC Comm'r of Revenue to refund to Jacksonville as soon as feasible $1,261.08 as refund of gasoline taxes paid by City in last quarter of 1968,

notwithstanding GS 105-446.1 which requires claims for gasoline tax refund to be filed by end of January for such quarter.

S 415 Lake Waccamaw spillway funds (Iden. H 648) — APPROPRIATION
Introducer: Robinson — Sent to CONS & DEV

"To appropriate $35,000.00 for construction of a spillway gate at Lake Waccamaw in Columbus County." Appropriates from General Fund $35,000 to Division of State Parks of C & D Dep't, to be used to construct spillway gate at dam separating Lake Waccamaw from Waccamaw River in Columbus County.

HOUSE

H 633 Loss payable clauses — GS 58
Introducer: Covington — Sent to INSUR

"Ralating to mortgage or loss payable clauses on fire and extended coverage policies, requiring that the interest of loss payees in personal property be protected in the same manner as interest in real property." Adds to GS 58-160 (Fire insurance policies for benefit of mortgagees) provision that if fire policy covers personalty as well as realty or personalty only, loss-payable clause to provide interest of mortgagee in such personalty not invalidated by act or neglect on part of mortgagor or owner of such personalty, and no act or omission of mortgagor or owner to defeat valid claim of mortgagee or loss payee. Applicable only to fire and extended coverage policies written on or after ratification of act.

H 634 Loss payee's claim — GS 58
Introducer: Covington — Sent to INSUR

"To provide that insurance companies shall settle a loss payee's or mortgagee's claim without waiting to litigate the insured's claim." Adds to GS 58-160 (relating to fire insurance policies for mortgagee's benefit) requirement that payment to mortgagees or loss payees under policy be made within 90 days of loss or within 60 days after filing proof of loss, whichever is longer. Provides that settlement or payment of such claim does not constitute admission of liability to insured and fact of such settlement or payment to be inadmissible in any action at law. Applies only to fire and extended coverage policies written after date of ratification.

H 635 Interest on settlement of claims — GS 58
Intorducer: Covington — Sent to INSUR

"Requiring companies writing fire and extended coverage insurance to pay interest on losses where settlement of valid claims are occasioned by insurer's delay." Adds to GS 58-158 requirement that fire insurance companies not paying or otherwise satisfactorily settling valid claim within reasonable time (defined as within 90 days) after filing of proof of loss, to pay, in addition to all other policy obligations, interest at highest rate permissible under NC usury laws, on gross amount owed. Applicable to policies written or renewed after ratification.

H 644 School counselor privilege — GS 8
Introducer: Reid — Sent to JUDIC 2

"To provide for privileged communications between students and school couselors." Adds new GS 8-53.3 providing that no school counselor, certified as such by Dep't of Public Instruction and appointed by public or private school system in State, may be required to disclose information acquired in giving counseling service to any student enrolled in such school system, which was necessary for him to render such service. Provides that presiding judge may compel disclosure if he believes information necessary to proper administration of justice.

H 647 Vocational Textile School board — GS 115A
Introducers: Bumgardner and others — Sent to EDUCATN

"To amend G.S. 115A-39 enlarging the membership of the board of trustees of the North Carolina Vocational Textile School." Amends cited section to increase board to nine members (now, six).

H 648 Lake Waccamaw spillway funds (Iden. S 415) — APPROPRIATION
Introducers: Soles and Williamson — Sent to APPROPRN

"To appropriate $35,000.00 for construction of a spillway gate at Lake Waccamaw in Columbus County." Identical with S 415, digested above in today's bulletin.

H 649 (Joint Resolution) Student aid study commission (Iden. S 367) — STUDY
Introducer: Leatherman — Sent to EDUCATN

"Providing for the appointment of a legislative study commission on student financial aid." Identical with S 367 digested in Bulletin No. 59, p. 469.

H 653 Private med schools State aid — APPROPRIATION
Introducers: H. Johnson and others — Sent to HIGHR ED

"To provide financial assistance for the education of North Carolinians at the medical schools of Duke University and Wake Forest University." Appropriates to Board of Higher Education from General Fund, $130,00 for fiscal year 1969-70, and $325,000 for fiscal year 1970-71. Provides sums to be used for education of physicians at named schools, and disbursed on certification from school showing number of NC residents enrolled as first-year students on Nov. 1, 1969, and number as first- and second-year students on Nov. 1, 1970. Provides that disbursement to be made in amount of $3250 per student, $1000 of which credited to tuition. Empowers Board of Higher Education to make regulations necessary to carry out act, and directs Board to encourage students to orient toward NC health care. Effective July 1, 1969.

H 669 Moores Creek Park funds — APPROPRIATION
Introducer: Moore — Sent to APPROPRN

"To appropriate funds for the purchase of additional land at Moores Creek National Military Park." Appropriates to State Dep't of Archives and History $25,000 to acquire portions of land designated for inclusion within Moores Creek National Military Park. $25,000 sum available only when matching funds available from non-State sources.

LOCAL BILLS INTRODUCED

SENATE

S 399 Hudson ABC vote — CALDWELL
Introducer: J. White — Sent to ABC

"To authorize a referendum in the Town of Hudson on Alcoholic Beverage Control stores." Authorizes Board of Comm'rs of Hudson to call special election on whether ABC stores shall be established by Town, on receipt of petition from 15% of number of voters in last mayoral election, and provides for election procedures.

if stores approved, requires board of comm'rs to create Town ABC Board of three members appointed by Board of Comm'rs to prescribed terms. Gives ABC Board all powers and duties set for county ABC boards in GS 18-45, and makes it subject to powers and authority of State Board of Alcoholic Control in GS 18-39, but makes inapplicable to ABC Board GS 18-45(15), expenditures for law enforcement, and GS 18-39(10), approving opening and location of county stores. Provides that net annual revenue from operation of ABC stores, after payment of costs and operating expenses and retaining necessary working capital, to be paid to Town. Authorizes board of comm'rs to appropriate between 5-10% to law enforcement and either assign to one police officer additional duty of enforcing ABC laws with county-wide jurisdiction, or support joint ABC law enforcement effort with other municipalities in Caldwell County. Permits remainder of net annual revenue to be used for any authorized Town purpose or function. Provides that if majority of votes in special election against ABC stores then no such stores may be established in Town unless authorized by subsequent election under Act.

S 400 Harrells charter revision — SAMPSON
Introducer: S. Warren — Sent to LOC GOVT

"To revise and consolidate the Charter of the Town of Harrells, North Carolina." Repeals 1943 S. L., Ch. 419, and 1955 S. L., Ch. 209 (Charter and amendments for Town of Harrells Store). Enumerates and provides generally for powers of town of Harrells. Sets out corporate boundaries. Vests powers of town in 5-member board of comm'rs, serving two-year terms, from which body to be chosen mayor, also serving two-year term. Provides for salary of Comm'rs to be fixed by ordinance, except that no ordinance affecting salary to be effective during term of comm'rs enacting ordinance. Provides for appointment of certain administrative officers of town including town clerk, treasurer, tax collector, accountant, town attorney, police chief and fire chief. Sets out other porcedures and provisions including oath of office of town officers, provision for keeping of records and for continuation of contracts, election and ordinance procedure. Effective June 1, 1969, with present officers to continue in office until successors elected.

S 401 Register of deeds-salary — CABARRUS
Introducer: Boger — Sent to LOC GOVT

"To fix the salary of the register of deeds of Cabarrus County." Increase register's salary to $9,500 (now, $8,500). Effective July 1, 1969.

S 402 Sheriff salary — CABARRUS
Introducer: Boger — Sent to LOC GOVT

"To fix the salary of the sheriff of Cabarrus County." Increases salary to $10,500 annually (now, $9,000). Effective July 1, 1969.

S 405 Fletcher charter — HENDERSON
Introducer: Wilkie — Sent to LOC GOVT

"To incorporate the Town of Fletcher in Henderson County." Incorporates Fletcher and sets out corporate boundaries. Names mayor and five comm'rs, provides that mayor to be head of town gov't with specified voting and other powers, provides for mayor pro tem and five man board of comm'rs elected for 4-year staggered terms.

Provides for eligibility and compensation of board, organization, meetings and powers. Provides for election of mayor and board beginning in 1971 and biennially thereafter and regulates elections. Provides for town attorney and other administrative officers. Provides for financing town gov't in accordance with General Statutes. Permits tort claims against town in specified conditions.

S 406 Commissioners' pay — MITCHELL
Introducers: Dent and Briggs — Sent to LOC GOVT

"To set the salary of the Mitchell County Board of Commissioners." Permits comm'rs to fix, by majority vote, their own salaries, provided no comm'r is eligible to vote on own salary. Provides that after Nov. 1, 1972, act to be subject to GS 153-13.

S 411 Holly Springs beer/wine sale — WAKE
Introducer: Bailey — Sent to ABC

"To amend Chapter 1235, Session Laws of 1949, relating to the sale of beer and wine in Holly Springs Township, Wake County." Amends cited chapter limiting prohibition against beer/wine sale within 1 1/2 miles of Holly Springs Baptist Church only to such sales "for consumption on the premises where sold." Provides act not to prohibit Holly Springs Commissioners, Wake County Commissioners or State ABC board from issuing otherwise valid off-premises licenses within defined territory.

S 413 County zoning notice — FORSYTH
Introducers: Bagnal and Nielson — Sent to LOC GOVT

"To amend Chapter 677 of the 1947 Session Laws relating to zoning in Forsuth County." Permits person responsible for posting notice on private property for hearing with respect to zoning to enter upon such private property, provided body holding hearing makes every effort to secure permission of owner before entrance.

S 416 Commissioners' pay — MADISON
Introducers: Briggs and Dent — Sent to LOC GOVT

"Amending G.S. 153-13, by establishing compensation to be paid to the county commissioners of Madison County." Amends cited act to provide that each Madison comm'r to receive $20 per meeting attended and chairman to receive $50 per month minimum, regardless of number of meetings attended (but not in addition to per meeting pay). Effective July 1, 1969.

S 417 County officials' pay — MADISON
Introducer: Briggs and Dent — Sent to LOC GOVT

"Raising the compensation of the sheriff, his deputies, the tax collector, the register of deeds, the county auditor and the court house janitor of Madison County." Amends SL 1959, Ch. 384 to raise salaries of various Madison County employees as follows: sheriff - $6,000 per year (now, $3,900) plus $2,400 ($200 per month) for operation of his automobile and other official expenses (now, $150 per month for use of automobile); first deputy sheriff-$400 per month (now, $205); second deputy sheriff-$300 per month (now, $100); courthouse janitor-$175 per month (now, $140); tax collector-$4,800 per year (now, $3,600); Clerk of Superior Court-$4,800 per year (now, $3,900); county auditor (changed from "accountant")-$4,800 per year (now, $3,600). Effective July 1, 1969.

S 418 Court house secretaries — MADISON
Introducers: Briggs and Dent — Sent to LOC GOVT

"Authorizing increase in number and compensation of Madison County Court House secretarial employees." Amends 1963 S. L., Ch. 455 (Madison County employees/salaries) authorizing county comm'rs to employ four (now three) secretaries to work in court house, and to set their salaries within $3,000 and $4,200 per year, depending on type of work done (presently paid $250 per month). Effective July 1, 1969.

S 419 Garbage disposal — SAMPSON
Introducer: S. Warren — Sent to LOC GOVT

"To amend G. S. 153-10.1 to authorize the Board of County Commissioners of Sampson County to regulate garbage disposal," As title indicates.

HOUSE

H 636 Indecent language — DARE
Introducers: Burrus and Roberson — Sent to JUDIC 1

"To amend Chapter 14, Section 197 of the General Statutes of North Carolina by removing Dare County as an exempted county from the provisions of the Act relating to the use of indecent language." As title indicates.

H 637 Firearms confiscation — DARE
Introducers: Burrus and Roberson — Sent to JUDIC 1

"To amend Chapter 14, Section 269.1 of the General Statutes of North Carolina by removing Dare County as an exempted county from the provisions of this Act relating to the confiscation of firearms." As title indicates.

H 638 Prohibiting rifles, mainland — DARE
Introducers: Burrus and Roberson — Sent to JUDIC 1

"Prohibiting the use of rifles in the mainland area of Dare County from the northern boundary line of the Town of Kill Devil Hills to the Northern boundary line of the County of Dare." Prohibits use or display, other than on own property, or by law enforcement officer, of rifles in Dare County, north of northern boundary of Kill Devil Hills.

H 639 Warrenton school tax — WARREN
Introducers: Church and Speed — Sent to EDUCATN

"To improve and provide public schools of a higher standard for the residents of Warrenton in Warren County, to establish the Warrenton City Administrative Unit, to provide for the administration of the public schools in said administrative unit, to levy a special tax for the public schools of said administrative unit, all of which shall be subject to the approval of the voters in a referendum or special election." Directs town governing authority to call special election within 10 days after ratification of act on establishment of school unit and on levy of supplemental tax not to exceed fifty cents on each $100 of assessed value of property to provide for purposes indicated in title.

H 640 Officials' pay — MCDOWELL
Introducer: Beam and others — Sent to LOC GOVT

"To amend Chapter 371, Session Laws of 1967, relating to compensation of certain officials of McDowell County." Amends S. L. 1967, Ch. 371 to provide that register of deeds to receive annual salary between $7,500 and $8,500

(now, between $4,600 and $6,100); sheriff to receive annual salary between $6,000 and $9,500 (now, between $5,000 and $8,200); chief deputy to receive annual salary between $4,200 and $6,000 (now, between $4,200 and $5,500). Effective July 1, 1969.

H 641 Marion school land conveyance — MCDOWELL
Introducer: Beam — Sent to LOC GOVT

"Authorizing the Marion City School Board to convey, without consideration, to the City of Marion of McDowell County certain described land." As title indicates, setting out metes and bounds.

H 642 Erwin limits extension — HARNETT
Introducer: J. Penny — Sent to LOC GOVT

"To amend G. S. 160-453.12 so as to make the procedure for extending the corporate limits of municipalities of less than 5000 population applicable to the Town of Erwin in Harnett County." As title indicates, thus making procedures in GS 160-453.1 through 160-453.11 applicable to Erwin.

H 643 1-gallon liquor transactions — NEW HANOVER
Introducers: Snead and Penton — Sent to ABC

"To amend Article 3 of Chapter 18 of the General Statutes of North Carolina so as to regulate the sale, possession, purchase and transportation of alcoholic beverages in excess of one gallon." Adds to GS Ch. 18, Art. 3 sections accomplishing local (New Hanover) modification to general law, prohibiting the transportation of liquor in excess of one gallon to provide for purchase, possession and transportation of up to five gallons of alcoholic beverages (as defined in Art. 3) in containers of 1/5 gallon or larger from county ABC store to named destination in county provided purchaser has purchase-transportation permit (form of permit set out in Act) and that alcoholic beverages not transported for sale and caps or seals of containers not broken. Specifies method for obtaining permit from local officials and spells out various restrictions on issue of permit, and makes permit good only for one purchase and to expire at six p.m. of date shown. Permit good only at named ABC store and must accompany merchandise in transit; both permit and merchandise must be exhibited to law enforcement officer on request. Violation of Act a misdemeanor. Act applies to New Hanover County only.

H 645 1% sales/use tax — CUMBERLAND
Introducers: Raynor, Rose, Carter and Bryan — Sent to FINANCE

"Enabling Cumberland County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one per cent upon the sale, use and other taxable transactions upon which the state now imposes a three per cent sales and use tax." Directs Cumberland County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides that maximum additional use tax imposed by this Act on one sale is $10. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Cumberland for use outside county or bought outside NC for use in Cumberland.

Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein in proportion to total amount of ad valorem taxes levied by each during fiscal year preceding distribution. Provisions of GS Ch. 105, Art. 5 made applicable to tax, so far as not inconsistent with provisions of Act.

H 646 County comm'rs - number, terms — UNION
Introducer: Clark — Sent to JUDIC 2

"To amend G.S. 153-5 and G.S. 153-6 as the same affect Union County." Modifies GS 153-5, relating to number and term of county commissioners, to provide that in 1970 general election in Union County, five county comm'rs be elected and that three candidates with highest vote be elected to 4-year terms and next two candidates with highest votes be elected to 2-year terms. Provides that in 1972 election and in subsequent biennial elections that as many candidates as there be expiring terms be elected to serve 4-year terms. (Now, county has three comm'rs elected to 2-year terms.) Modifies GS 153-6, relating to filling vacancies on board of county comm'rs, to add Union to counties where board of county comm'rs appoint to unexpired term (generally, clerk of superior court so appoints).

H 650 Commissioners' salaries — COLUMBUS
Introducers: Williamson and Soles — Sent to LOC GOVT

"To fix the salaries of the Board of County Commissioners of Columbus County." Rewrites SL 1965, Ch. 1060 §2 providing $25/day (now, $20 day) salary to Comm'rs for each day engaged in official county business, plus $.10 per mile reimbursement for travel expenses while on official business.

H 651 Sheriff auto purchase — GRANVILLE
Introducers: Watkins and J. Ramsey — Sent to LOC GOVT

"To allow the sheriff and deputy sheriff's of Granville County to purchase automobiles from State surplus." Enables sheriff and deputies, to purchase surplus automobiles from State division of Purchase and Contract in same manner as is done by Granville County, when such purchase is made with permission of county comm'rs and when such automobile to be used in performance of official duties.

H 652 County police department — FORSYTH
Introducer: McKnight (by request) — Sent to LOC GOVT

"To authorize the establishment of a county police department in Forsyth County." Authorizes Forsyth Board of County Comm'rs to create county police department, and provide for appointment of number of policemen as board deems desirable. Provides that board to fix compensation for all officers and employees of such department, who shall be subject to county's personnel and pay plan and to such other regulations as board may prescribe. Provides that policemen appointed under Act to have same arrest and criminal process authority in county as law vests in sheriff, but Act not to be construed as restricting law enforcement authority of sheriff or deputy except to extent that board provides in resolution creating county police department.

H 654 Gibsonville vehicle liens — GUILFORD
Introducers: Payne and others — Sent to LOC GOVT

"To amend the Charter of the Town of Gibsonville." Adds to Gibsonville charter provision empowering Bd of aldermen to establish charge for removal of abandoned motor vehicles from private property. Provides when town causes such removal, and owner of property fails to pay cost of such within 30 days of due date, such costs to become lien against property from which vehicle was removed.

H 655 Tax prepayment discounts — CATAWBA
Introducers: Warlick and Beard — Sent to LOC GOVT

"To amend G. S. relating to discounts for prepayment of taxes and penalties for nonpayment of taxes applied to Catawba County." Modifies GS 105-345(9) to provide that GS 105-345(1), (2) and (6) (relating to tax prepayment discounts and due dates generally) not to apply to Catawba; instead: Catawba taxpayer paying taxes within 15 days of tax notice mailing entitled to 2% discount, provided such discount not allowed after October 31 next after tax due date. Catawba taxpayer paying taxes prior to January 1 next after tax due date entitled to 1% discount. Taxes paid in January next after tax due date payable at face value.

H 656 No more Moyock District — CURRITUCK
Introducers: Culpepper and P. Godwin — Sent to LOC GOVT

"Relating to the dissolution of the Moyock Drainage District." Dissolves Moyock Drainage District.

H 657 Murfreesboro officials' pay — HERTFORD
Introducer: Jernigan — Sent to LOC GOVT

"Relating to the salary of the mayor and the commissioners of the Town of Murfreesboro in Hertford County." Sets salary of mayor at $1200 annually, and salary of each member of board of comm'rs at $15 per meeting attended. Effective July 1, 1969.

H 658 Vocational workshop funding — STANLY
Introducer: Whitley — Sent to LOC GOVT

"To permit the Stanley County Board of Commissioners to contibute to aid in the program of the Stanly County Vocational Workshop, Inc." Empowers county comm'rs to appropriate up to $2,500 per year of nontax revenues to aid Stanly County Vocational Workshop, Inc.

H 659 Stonewall charter revision — PAMLICO
Introducers: Barker, Boshamer and R. Godwin — Sent to LOC GOVT

"To revise the Charter of the Town of Stonewall in Pamlico County and to repeal prior charter acts." Repeals cited acts creating and amending charter of Town of Stonewall. Declares inhabitants of town to be a body politic and corporate to be known as Town of Stonewall, possessing all powers and privileges given municipalities by State's general laws and GS 160. Sets out corporate limits of town. Provides that governing body of town to be mayor and three comm'rs elected as provided by GS Ch. 160. Names and sets terms of initial town officers, and provides for meetings of governing body. Provides that town may levy and collect such taxes authorized by law.

H 660 Brunswick County officials' salaries
Introducers: Williamson and Soles

BRUNSWICK
Sent to LOC GOVT

"Fixing the salary of the register of deeds and the salary and expense allowances of the county commissioners of Brunswick County." Raises salary of register of deeds to $8500 (now, $6500). Raises salary of county comm'rs to $25 per day for each day spent in duties (now, $20), and increases travel expense allowance to 10¢ (now, 7¢) per mile. Effective July 1, 1969.

H 661 County employee salaries
Introducers: Williamson and Soles

BRUNSWICK
Sent to LOC GOVT

"To amend Chapter 510 of the 1965 Session Laws as amended by Chapter 901 of the 1967 Session Laws fixing the salaries and expense allowances of certain officials and employees in Brunswick County." Provides sheriff to be paid $6,800 (now, $5,800) per year plus $135/mo (now, $1200/year) travel expenses for official travel, plus $.07/mile for all official travel outside county. Authorizes sheriff to employ four (now, three) field deputies at $400/month (now, $345/month) plus $135/month (now, $115/month) travel expenses for official travel, one office deputy at $300/month, and one jailer at $400/month (now, $345). Sets out duty of jailer and provides he is to receive compensation in addition in the amount of $.60/prisoner incarcerated and $.60/prisoner released, and $2.50/day (now, $2.00) per prisoner for each prisoner fed in County Jail. Authorizes Sheriff to employ assistant jailer at $300/month. Jailer and assistant to have same powers of arrest and service of process as regular deputy. (Presently, provides sheriff to appoint one office deputy who assumes duty of jailor, and one night watchman for jail. Further presently provides deputies to be entitled as compensation to all fees allowed and collected in civil cases.) Effective July 1, 1969.

H 662 County drainage and watersheds
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks and A. Jones

MECKLENBURG
Sent to LOC GOVT

"Specifying authority to be exercised by Mecklenburg County in drainage projects and watershed improvement projects in Mecklenburg County." Authorizes Mecklenburg County comm'rs to exercise powers and authority relating to drainage, as set forth in GS 156, and powers and authority relating to watershed improvement, as set forth in GS 139, and power of eminent domain therefor as set forth in GS 40, Art. 2.

H 663 Kannapolis school board
Introducers: Troxell and Mitchell

CABARRUS, ROWAN
Sent to EDUCATN

"To provide for an election of all members of boards of trustees administering and operating public schools in the Kannapolis administrative unit." Provides for 5-man board of trustees for named administrative unit, to be elected, beginning in 1970, for 4-year staggered terms. Provides for partisan primary, at large, in areas of Cabarrus and Rowan counties included in unit, to nominate five candidates and for general at-large election for board. Provides for filling of vacancies, for promulgation of regulations by two county boards of election, appointment of appropriate election officials, and powers and authority of board so elected.

H 664 Rocky Mt. school board
Introducers: Fenner, Barbee and Eagles

EDGECOMBE, NASH
Sent to LOC GOVT

"Altering the terms of office of members of the Rocky Mount City Board of Education and providing for staggered terms of such members." Establishes 3-year staggered terms for Rocky Mt. City Board of Education members, except that Act not to effect terms of present incumbents and that two vacancies created by expiration of terms June 30, 1974 to be filled by 1-year interim appointments expiring June 30, 1975, thereafter all appointments for three years. Intent of Act is to have three terms expire each year.

H 665 County comm'rs salaries — NEW HANOVER
Introducer: Snead — Sent to LOC GOVT

"To amend Chapter 1068 of the 1963 Session Laws relating to the salaries of the county commissioners." Amends SL 1963, Ch. 1068 to provide that the annual salaries of members of the New Hanover Board of County Comm'rs, other than the chairman, to be $2,400 (now, $1,500).

H 666 1% sales/use tax — MCDOWELL
Introducers: Beam, DeBruhl, Harkins and Stevens — Sent to FINANCE

"Enabling McDowell County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs McDowell County Bd of Elections, upon written request of county commissioners, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in McDowell for use outside county or bought outside NC for use in McDowell. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municiplaities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art 5 applicable to tax so far as not inconsistent with provisions of Act.

H 667 Snagging non-game fish — POLK
Introducer: R. Jones — Sent to WILDLIFE

"To permit the snagging of non-game fish in a portion of Polk County." As title indicates, in that portion of Green River in Polk County between impounded waters of Lake Adger and Fish Top Falls, for period between March 15 through May 15 each year.

H 668 Officials' pay — POLK
Introducer: R. Jones — Sent to LOC GOVT

"To authorize the Board of County Commissioners of Polk County to fix the compensation of certain county officials." As title indicates, within following limits: sheriff, between $7000 and $8000 annually, with monthly travel allowance of $200; deputy sheriff, between $5200 and $6000, with monthly travel allowance of $200; jailer, $4000; register of deeds, $6000, with fees collected to go to county general fund. Effective July 1, 1969.

H 670 Whispering Pines amendment — MOORE
Introducer: Auman — Sent to LOC GOVT

"To amend Chapter 72 of the Session Laws of 1969 so as to make technical corrections in the Charter of the Village of Whispering Pines." Amends S.L. 1969, Ch. 72, ratified March 14, 1969, as title indicates.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 56 Safe driver rewards (digested in Bulletin No. 14, page 75). Technical amendment adopted in Senate 4/10/69.

S 95 Wrongful death amendments (digested in Bulletin No. 22, page 123). Floor amendment adopted in House 4/10/69, changing effective date to ratification (originally, Oct. 1, 1969).

S 218 Safe tires (digested in Bulletin No. 41, page 293; Senate committee substitute digested in Bulletin No. 47, page 353). Amendment adopted in Senate 4/10/69 to provide that Act affects only motor vehicles in State "subject to safety equipment inspection" (originally, every motor vehicle "registered or required to be registered"); adds new subsection to allow drivers charged with violation of Act 48 hours to bring tires of his vehicles into conformance with requirements of Act, and makes defense to charge the production of certificate from official safety inspection equipment station showing that, within 48 hours after arrest, tires were made to conform with Act; provides that violations of Act punishable by fine of not more than $50 or imprisonment of not more than 30 days.

S 230 Community college property (digested in Bulletin No. 43, page 313). Committee substitute adopted in Senate 4/10/69 changing number of section added to GS 115A-9.1 (originally GS 115A-17.2) and adding provision that sales authorized must first have approval of State Board of Education.

S 282 (Halifax) Roanoke Rapids council terms (digested in Bulletin No. 49, page 378). Committee substitute adopted in House 4/10/69, reorganizing Act, but leaving the provisions substantially the same.

HOUSE

H 207 Speeding to avoid apprehension-3 (digested in Bulletin No. 29, page 178; committee substitute 4/9/69, digested in Bulletin No. 61, page 505). Floor amendments adopted in House 4/10/69, (1) changing period of suspension of license under GS 20-17(9) to 2 years (originally 3 years) (amendment refers to original bill rather than committee substitute), and (2) reducing period of maximum imprisonment for violation of GS 20-141.4 to 6 months (originally, 2 years).

H 316 Quail sale (digested in Bulletin No. 40, page 286; amended 4/9/69, digested in bulletin No. 61, page 506). Amendment adopted in House 4/10/69 deleting original provision that stamping individual quail carcasses is not required for quail being sold directly to consumer and not for resale.

H 483 State and regional planning (digested in Bulletin No. 53, page 422). Committee substitute adopted in House 4/10/69 identical with Senate Committee substitute to S 303 (digested in Bulletin No. 60, page 488).

H 484 Local Affairs Department (Iden. S 304; digested in Bulletin No. 53, page 415). Committee substitute adopted in House 4/10/69 identical with Senate committee substitute digested in Bulletin No. 60, page 488.

SENATE AND HOUSE CALENDAR ACTION APR.10,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 26 UNDERWRITING COASTAL INSURANCE.(3/07) H-REPTD FAV AS AMENDED.
S. 53 ABC ELECTIONS IN MUNICIPALITIES.(3/21, 3/26) H-REPTD FAV AS AMENDED; H-PLACED ON CAL FOR APR.15.
S. 56 SAFE DRIVER REWARDS.(4/10) S-AMENDMENT ADOPTED; S-PASSED 2ND READING; S-PLACED ON CAL FOR APRIL 15.
S. 95 WRONGFUL DEATH AMENDMENTS.(4/10) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT FOR CONCUR IN H-AMEND.
S. 112 CREATING TENANCY BY ENTIRETY. H-RE-REF TO COM ON JUDIC 1.
S. 144 DIST. BAR-MEMBERSHIP FEES.(3/26) H-REPTD FAV.
S. 191 MUNICIPAL REDEVELOPMENT FUNDING.(3/25) H-REPTD FAV; H-PLACED ON CAL FOR APR.15.
S. 218 SAFE TIRES.(3/20, 4/10) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 230 COMMUNITY COLLEGE PROPERTY.(4/10) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 247 COUNTY COMMISSIONER VACANCIES. H-REPTD FAV.
S. 253 INCREASED TAX ON FORTIFIED WINE. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON ABC.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2. S-REPTF FAV AS AMENDED.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS. H-REF TO COM ON JUDIC 2.
S. 320 TEACHER ALLOTMENT. S-RECOM'TD TO COM ON EDUCATN.
#S. 321 SIX DAYS STATE FAIR. S-REPTD UNFAV.
S. 346 REPRINTING OF REVENUE ACT. S-REPTD FAV.
S. 347 REPRINTING OF MACHINERY ACT. S-REPTD FAV.
S. 352 SCHOOL ATTENDANCE EXEMPTIONS. S-REPTD FAV.
S. 353 PUPIL EXCLUSION APPEALS. S-REPTD FAV AS AMENDED.
S. 361 FIRING WEAPONS-DWELLINGS.(4/08, 4/09) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 365 (J.RES.) PRACTICAL NURSING CREDIT. S-REPTD FAV.
S. 370 CUSTODIAN - BAIL FIXING. S-REPTD FAV AS AMENDED.
S. 372 CONTINUING EDUCATION-OPTOMETRISTS. S-REPTD FAV.
S. 403 S & L ASSOC. SAVINGS ACCOUNTS. S-REF TO COM ON INSUR.
S. 404 S & L ASSOC. IMPROVEMENT LOANS. S-REF TO COM ON INSUR.
S. 407 AMBULANCE SERVICE-LIEN ON DAMAGES. S-REF TO COM ON PUB HLTH.
S. 408 AMBULANCE SERVICE COLLECTION. S-REF TO COM ON JUDIC 1.
S. 409 AMBULANCE SERVICE LIENS. S-REF TO COM ON JUDIC 1.
S. 410 2-TERM GOVERNOR. S-REF TO COM ON CONSTUTN.
S. 412 GOOD NEIGHBOR COUNCIL STRUCTURE. S-REF TO COM ON ST GOVT.
S. 415 LAKE WACCAMAX SPILLWAY FUNDS. S-REF TO COM ON CONS&DEV.

H. 122 ARREST WITHOUT WARRANT. S-REF TO COM ON JUDIC 2.
H. 207 SPEEDING TO AVOID APPREHENSION-3.(4/09, 4/10)AMENDMENTS ADOPTED. H-PASSED 2ND READING.
H. 208 PROFESSIONAL CORPORATIONS.(3/20, 4/03, 4/09) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 224 DEPOSITION - COPIES.(4/09) S-REF TO COM ON JUDIC 2.
H. 306 LRC HEALTH MANPOWER STUDY. S-REPTD FAV.
H. 347 STATE AID-AIRPORT APPROACHES. S-REF TO COM ON CONS&DEV.
H. 356 BANKING COMMISSION EXPENSES. S-PASSED 2ND & 3RD READINGS.
H. 375 STOP AND FRISK. H-REPTD FAV AS AMENDED.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS.(3/28) S-REPTD FAV AS AMENDED.
#H. 392 JUDICIAL COUNCIL MEMBERS,TERMS. H-REPTD UNFAV.
H. 394 COUNTY OFFICIALS' SALARIES. H-REPTD FAV.
#H. 395 CLERK TO COUNTY COMM'RS. H-REPTD UNFAV.
H. 399 BEER BUYER AGE. H-REPTD FAV.
H. 403 PROFESSIONAL CORPS,CONFORMING. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 422 CHILD'S YEAR SUPPORT.(4/09) S-REF TO COM ON JUDIC 2.
H. 437 SEC'Y,EUGENICS BD.-PUB.WELFARE. H-REPTD FAV.
H. 449 COUNTY BONDS FOR WATER STORAGE. H-REPTD FAV.
H. 459 5-YEAR NOTARY PUBLIC TERM. S-REF TO COM ON JUDIC 1.
H. 483 STATE AND REGIONAL PLANNING.(4/10) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-RE-REF TO COM ON APPROPRN.
H. 484 DEPARTMENT LOCAL AFFAIRS.(4/10) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-RE-REF TO COM ON APPROPRN.
H. 485 HIGHWAY COMMISSION MEMBERSHIP. S-PASSED 2ND & 3RD READINGS.
H. 486 REFRIGERATION CONTRACTING. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 494 MUNICIPAL CEMETERY TRANSFERS. H-REPTD FAV AS AMENDED.
H. 528 TRUST ACT VALIDATION. H-REPTD FAV.
H. 529 STATE ABC BOARD ORGANIZATION. H-REPTD FAV.
H. 611 COUNTY MEDICAL EXAMINERS AMENDTS.. H-REPTD FAV.
H. 633 LOSS PAYABLE CLAUSES. H-REF TO COM ON INSURANCE.
H. 634 LOSS PAYEE'S CLAIM. H-REF TO COM ON INSURANCE.
H. 635 INTEREST ON SETTLEMENT OF CLAIMS. H-REF TO COM ON INSURANCE.
H. 644 SCHOOL COUNSELOR PRIVILEGE. H-REF TO COM ON JUDIC 2.
H. 647 VOCATIONAL TEXTIL SCHOOL BOARD. H-REF TO COM ON EDUCATN.
H. 648 LAKE WACCAMAW SPILLWAY FUNDS. H-REF TO COM ON APPROPRN.
H. 649 STUDENT AID STUDY COMMISSION. H-REF TO COM ON EDUCATN.
H. 653 PRIVATE MED SCHOOLS STATE AID. H-REF TO COM ON HIGHR ED.
H. 669 MOORE'S CREEK PARK FUNDS. H-REF TO COM ON APPROPRN.

LOCAL BILLS

S. 161 (ROBESON) PROFESSIONAL BONDSMEN. H-REPTD FAV.
S. 228 (CABARRUS) MT. PLEASANT ABC ENFORCEMENT. H-PASSED 2ND & 3RD READINGS.

S. 229 (CABARRUS) CONCORD ABC ENFORCEMENT. H-PASSED 2ND & 3RD READINGS.
S. 279 (PITT) FARMVILLE TOWN MANAGER. H-REPTD FAV.
S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS.(4/16,) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
S. 298 (GUILFORD) GREENSBORO SCHOOL ADMINISTRATION. S-REPTD FAV.
S. 338 (GUILFORD) GREENSBORO SCHOOL LAND DEED. S-REPTD FAV.
S. 381 (MOORE) BEER & WINE ELECTION. S-REPTD FAV.
S. 382 (HALIFAX) SANITARY DISTRICT BOARD PAY. S-REPTD FAV.
S. 383 (MARTIN) MARTIN TECH LAND TRANSFER. S-REPTD FAV.
S. 399 (CALDWELL) HUDSON ABC VOTE. S-REF TO COM ON ABC.
S. 400 (SAMPSON) HARRELLS CHARTER REVISION. S-REF TO COM ON LOC GOVT.
S. 401 (CABARRUS) REGISTER OF DEEDS-SALARY. S-REF TO COM ON LOC GOVT.
S. 402 (CABARRUS) SHERIFF SALARY. S-REF TO COM ON LOC GOVT.
S. 405 (HENDERSON) FLETCHER CHARTER. S-REF TO COM ON LOC GOVT.
S. 406 (MITCHELL) COMMISSIONERS' PAY. S-REF TO COM ON LOC GOVT.
S. 411 (WAKE) HOLLY SPRINGS-BEER/WINE SALE. S-REF TO COM ON ABC.
S. 413 (FORSYTH) COUNTY ZONING NOTICE. S-REF TO COM ON LOC GOVT.
S. 414 (ONSLOW) JAX GAS TAX REFUND. S-REF TO COM ON JUDIC 1.
S. 416 (MADISON) COMMISSIONERS' PAY. S-REF TO COM ON LOC GOVT.
S. 417 (MADISON) COUNTY OFFICIALS' PAY. S-REF TO COM ON LOC GOVT.
S. 418 (MADISON) COURT HOUSE SECRETARIES. S-REF TO COM ON LOC GOVT.
S. 419 (SAMPSON) GARGABE DISPOSAL. S-REF TO COM ON LOC GOVT.

H. 178 (TRANSYLVANIA) CHANGING COUNTY JAIL FEES. S-PASSED 2ND & 3RD READINGS.
H. 250 (CLAY) REGISTER OF DEEDS PAY. H-REPTD FAV.
H. 288 (NORTHAMPTON) ABC FUND DISTRIBUTION. S-REPTD FAV.
H. 313 (PITT) GREENVILLE SCHOOL BOARD MEMBERS. S-REPTD FAV.
H. 319 (ALLEGHANY) COUNTY LAND SURVEYORS.(4/09) H-CONCURRED IN S-AMENDMENT.
H. 329 (HOKE) SCHOOL BOARD ELECTION. S-REPTD FAV.
H. 338 (IREDELL) STATESVILLE POLICE-FIRE RESIDENCY. H-REPTD FAV.
H. 373 (LINCOLN) LINCOLNTON ABC OFFICERS. S-REPTD FAV.
H. 412 (ASHE) EXTEND JEFFERSON CORP. LIMITS. S-PASSED 2ND & 3RD READINGS; S-LAST ACTION RECONSIDERED; S-PASSED 2ND READING.
H. 424 (CATAWBA) HICKORY REGISTRATION COMM'R. S-PASSED 2ND & 3RD READINGS.
H. 438 (RANDOLPH) ASHEBORO SCHOOL LEASE. S-REPTD FAV.
H. 444 (CUMBERLAND) TRASH REMOVAL & SEWER ASSESSMENT. S-PASSED 2ND & 3RD READINGS.
H. 446 (PITT) TAX LISTING AND TOWNSHIPS. H-REPTD FAV.
H. 455 (BLADEN) WEST BLADENBORO CHARTER REPEAL. S-PASSED 2ND & 3RD READINGS.
H. 463 (RUTHERFORD) FORREST CITY CHARTER CHANGES. S-PASSED 2ND & 3RD READINGS.
H. 471 (MCDOWELL) MUNICIPAL SUBDIVISION. H-REPTD FAV.
H. 478 (HERTFORD) AHOSKIE TOWN LIMITS. H-REPTD FAV.
H. 480 (PASQUOTANK) PASQUOTANK COUNTY ACCOUNTANT. H-REPTD FAV.

H. 498 (FORSYTH) CITY-COUNTY JOINT PURCHASING. H-REPTD FAV.
H. 500 (WAKE) SHERIFF,REGISTER SALARIES. H-REPTD FAV.
H. 502 (CUMBERLAND) SCHOOL COMMITTEES SIZE. S-REPTD FAV.
H. 503 (ROBESON) FAIRMONT SCHOOL BOARD MEMBERS. S-REPTD FAV.
H. 504 (CLAY) PISTOL PERMITS. H-REPTD FAV.
H. 519 (CATAWBA) NEWTON ELECTIONS. S-PASSED 2ND & 3RD READINGS.
H. 520 (SWAIN) EDUCATION BOARD MEMBERS.(4/10) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 526 (MECKLENBURG) TAX PREPAYMENT DISCOUNTS. H-REPTD FAV.
H. 527 (MECKLENBURG) CITY,COUNTY,CONTRACT BIDS. H-REPTD FAV.
H. 538 (RUTHERFORD) REGISTER OF DEEDS PAY. H-REPTD FAV.
H. 539 (RUTHERFORD) SHERIFF PAY. H-REPTD FAV.
H. 542 (NASH) NASHVILLE CHARTER REVISION. H-REPTD FAV.
H. 544 (WASHINGTON) COUNTY SCHOOL BOARD ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 547 (CARTERET) CAPE CARTERET COMM'R ELECTION. H-REPTD FAV.
H. 549 (CRAVEN) SCHOOL BOARD COMPENSATION. H-REPTD FAV.
H. 554 (CATAWBA) MAIL TAX LISTING. H-REPTD FAV.
H. 556 (LINCOLN) LINCOLNTON BOND VALIDATION. H-REPTD FAV.
H. 559 (DUPLIN, PENDER, SAMPSON) SMALL WATERSHED MAINTENANCE. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 570 (PITT) AYDEN CHANGE OF ELECTION. H-REPTD FAV.
H. 590 (WILSON) UNAUTHORIZED VEHICLES REMOVAL. H-REPTD FAV.
H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM. H-REPTD FAV.
H. 636 (DARE) INDECENT LANGUAGE. H-REF TO COM ON JUDIC 1.
H. 637 (DARE) FIREARMS CONFISCATION. H-REF TO COM ON JUDIC 1.
H. 638 (DARE) PROHIBITING RIFLES,MAINLAND. H-REF TO COM ON JUDIC 1.
H. 639 (WARREN) WARRENTON SCHOOL TAX. H-REF TO COM ON EDUCATN.
H. 640 (MCDOWELL) OFFICIALS' PAY. H-REF TO COM ON LOC GOVT.
H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE. H-REF TO COM ON LOC GOVT.
H. 642 (HARNETT) ERWIN LIMITS EXTENSION. H-REF TO COM ON LOC GOVT.
H. 643 (NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS. H-REF TO COM ON ABC.
H. 645 (CUMBERLAND) 1% SALES/USE TAX. H-REF TO COM ON FINANCE.
H. 646 (UNION) COUNTY COMM'RS-NUMBER,TERMS. H-REF TO COM ON JUDIC 2.
H. 650 (COLUMBUS) COMMISSIONERS' SALARIES. H-REF TO COM ON LOC GOVT.
H. 651 (GRANVILLE) SHERIFF AUTO PURCHASE. H-REF TO COM ON LOC GOVT.
H. 652 (FORSYTH) COUNTY POLICE DEPARTMENT. H-REF TO COM ON LOC GOVT.
H. 654 (GUILFORD) GIBSONVILLE VEHICLE LIENS. H-REF TO COM ON LOC GOVT.
H. 655 (CATAWBA) TAX PREPAYMENT DISCOUNTS. H-REF TO COM ON LOC GOVT.
H 656 (CURRITUCK) NO MORE MOYOCK DISTRICT. H-REF TO COM ON LOC GOVT.
H. 657 (HERTFORD) MURFREESBORO OFFICIALS' PAY. H-REF TO COM ON LOC GOVT.
H. 658 (STANLY) VOCATIONAL WORKSHOP FUNDING. H-REF TO COM ON LOC GOVT.
H. 659 (PAMLICO) STONEWALL CHARTER REVISION. H-REF TO COM ON LOC GOVT.
H. 660 (BRUNSWICK) COUNTY OFFICIALS' SALARIES. H-REF TO COM ON LOC GOVT.

H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES. H-REF TO COM ON LOC GOVT.
H. 662 (MECKLENBURG) COUNTY DRAINAGE & WATERSHEDS. H-REF TO COM ON LOC GOVT.
H. 663 (CABARRUS, ROWAN) KANNAPOLIS SCHOOL BOARD. H-REF TO COM ON EDUCATN.
H. 664 (EDGECOMBE, NASH) ROCKY MT. SCHOOL BOARD. H-REF TO COM ON LOC GOVT.
H. 665 (NEW HANOVER) COUNTY COMM'RS SALARIES. H-REF TO COM ON LOC GOVT.

H. 667 (POLK) SNAGGING NON-GAME FISH. H-REF TO COM ON WILDLIFE.
H. 666 (MCDOWELL) 1% SALES/USE TAX. H-REF TO COM ON FINANCE.
H. 668 (POLK) OFFICIALS' PAY. H-REF TO COM ON LOC GOVT.
H. 670 (MOORE) WHISPERING PINES AMENDMENT. H-REF TO COM ON LOC GOVT.

****

Next Sessions of the Senate and House:

10:00 a.m., Friday, April 11, 1969.

G41
25:1969/63
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 63 -531- FRIDAY, APRIL 11, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 426 (Senate Resolution) LRC study of bill pre-filing — STUDY
Introducer: Moore — Sent to RULES

"Authorizing and directing the Legislative Research Commission to develop and implement a pre-session bill drafting and filing system." As title indicates, directing co-chairmen of LRC to distribute copies of approved systems to members of General Assembly elected in 1970, not later than Dec. 1, 1970.

S 427 (Joint Resolution) Commemorating Halifax Resolves — MISC. RES.
(Iden. H 671) — POSTPONED INDEFINITELY
Introducer: Allsbrook

"Commemorating the Halifax Resolves of April 12, 1776, which authorized North Carolina delegates in the Continental Congress to vote for independence." As title indicates (Identical with H 671, digested below in today's bulletin.)

S 428 Public fisheries search warrants — GS 113
Introducer: Robinson — Sent to CONS&DEV

"Authorizing commercial and sports fisheries inspectors and wildlife protectors to obtain and execute search warrants." Adds new GS 113-139 authorizing commercial/sports fisheries inspectors to obtain and execute search warrants for evidence, fruits and instrumentalities of some criminal offense over which Dep't of C&D is granted exclusive or primary jurisdiction by GS 113, Subch. IV (Conservation of Fisheries Resources), and authorizing wildlife protectors to obtain and execute warrants for evidence, fruits or instrumentalities of some criminal offense over which NC Wildlife Resources Comm'n is granted exclusive or primary jurisdiction, either by GS 113 or elsewhere, including GS 75A (Motorboats) and GS 143 (State Departments, etc.).

S 432 Division of Narcotic Drugs — GS 114, APPROPRIATION
Introducer: McGeachy — Sent to ST GOVT

"To create a Division of Narcotic and Dangerous Drugs within the Department of Justice, and to appropriate funds therefor." Adds new Article to GS 114 (Department of Justice) directing Att'y Gen'l to set up Division of Narcotic and Dangerous Drugs within Dep't of Justice and assign personnel thereto. Provides primary duty of such personnel to be investigation, detection and enforcement of drug laws. Appropriates to Dep't of Justice $329,632 for fiscal 1969-70 and $268,953 for fiscal 1970-71 to fund Drug Division.

S 444 Colonial Records Project funds — APPROPRIATION
Introducer: MacLean and Allsbrook — Sent to APPROPRN

"To appropriate funds to the State Department of Archives and History for the Colonial Records Project." As title indicates, appropriating from General Fund $43,203 for fiscal year 1969-70 and $42,683 for fiscal year 1970-71.

HOUSE

H 671 (Joint Resolution) Commemorating Halifax Resolves — MISC. RES.
(Iden. S 472) — Passed and sent to
Introducers: Gregory and Everett — Senate

"Commemorating the Halifax Resolves of April 12, 1776, which authorized North Carolina delegates in the Continental Congress to vote for independence." As title indicates.

H 681 Felonious assault punishment — GS 14
Introducer: J. Ramsey — Sent to JUDIC 2

"To revise and clarify the law relating to felonious assaults." Rewrites GS 14-31 by removing limit (of $2000) on possible fine for violating section (retaining imprisonment limits of 1 to 20 years). Rewrites GS 14-32 to provide that (1) assault with deadly weapon with intent to kill and with the infliction of serious injury is felony punishable under GS 14-2 (fine, imprisonment up to 10 years or both), (2) assault with deadly weapon with intent to kill is felony punishable by fine or imprisonment up to 5 years or both, and (3) assault with deadly weapon with infliction of serious injury is felony punishable by fine or imprisonment up to 5 years or both. (Present GS 14-32 provides explicitly only for situation (1) above, with penalty of imprisonment between 4 months and 10 years.)

H 682 Misdemeanor assaults — GS 14
Introducer: J. Ramsey — Sent to JUDIC 2

"To revise and clarify the law relating to misdemeanor assaults." Rewrites GS 14-33, retitled "Misdemeanor assaults, batteries, and affrays; simple and aggravated; punishments." Provides that person who commits simple assault, simple assault and battery, or participates in simple affray is guilty of misdemeanor, punishable by up to $50 fine or up to 30 days imprisonment. Provides unless greater penalty otherwise provided, person committing aggravated assault, assault and battery or affray is guilty of misdemeanor punishable under GS 14-3(a) (fine and/or up to two years' imprisonment.) Defines as "aggravated" assault: use of deadly or seriously injuring or damaging force, infliction of serious injury or damage, intent to kill, male assault on female, assault on child under age 12, assault on public officer attempting to discharge official duty. Defines "aggravated affray" as affray including aggravated assault or assault and battery. Adds new GS 14-33.1 providing that, in any case of assault, assault and battery, or affray in which defendant pleads self-defense, evidence of former communicated threats against defendant competent on issue of reasonable apprehension and amount of force necessary to repel assault (evidentiary provision presently found in GS 14-33(c) applicable to assaults, etc., with deadly weapon inflicting serious bodily injury).

H 688 Historic Halifax funds — APPROPRIATION
Introducer: Gregory — Sent to APPROPRN

"To appropriate funds for Historic Halifax State Historic Site." Appropriates from General Fund $100,000 to Dep't of Archives and History to purchase and develop land and houses at Historic Halifax State Historic Site, and for related research.

LOCAL BILLS INTRODUCED

SENATE

S 420 School board election — CALDWELL
Introducer: Flaherty — Sent to EDUCATN

"Amending Chapter 787, Session Laws of 1967, relating to the Caldwell County Board of Education." Amends cited Act, effective for 1970 election and all subsequent elections, by directing that school board election in Caldwell to be at time of general election (now, primary election).

S 421 Commissioners' compensation — CALDWELL
Introducer: Flaherty — Sent to LOC GOVT

"Fixing the compensation of the Board of Commissioners of Caldwell County." Provides that chairman of county comm'rs to receive $1200 per year and members $720 per year, but also provides that Act not to impair authority of comm'rs to set own salaries under GS 153-13.

S 422 Sawmills incorporation — CALDWELL
Introducer: Flaherty — Sent to LOC GOVT

"To authorize an election on the question of incorporating the Town of Sawmills in Caldwell County." Directs Caldwell County Board of Elections to conduct referendum on June 3, 1969 among voters of area defined in bill, on whether to incorporate as Sawmills, and provides for conduct of election. Provides, if referendum successful, that board of elections to hold election for mayor and five comm'rs, on July 8, 1969, and provides for qualification and candidates and conduct of election. Sets forth charter of Town, with following provisions: (1) description of boundaries; (2) mayor and five comm'rs, with powers, 4-year terms, meetings and voting; (3) provisions for municipal elections; (4) appointment of town attorney and other town employees; (5) financing of town in accord with General Statutes; (6) procedures for filing tort claims against town. Provides procedure by which Sawmills may merge with either Hudson or Granite Falls, using special election in Sawmills, and if Sawmills has general debt obligation, special election in the town to which it is merged.

S 423 Angier ABC election — HARNETT
Introducer: Staton — Sent to ABC

"Authorizing the establishment of a town liquor control store in the Town of Angier, Harnett County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store." Permits town governing board on own motion, and directs upon receipt of petition of 15% of town's registered voters, to hold referendum on whether town ABC stores to be established. Provides for conduct of election. Provides for subsequent election against stores, if stores first established, and procedure for closing if second election against stores. Provides for appointment of town ABC board, with all powers and duties authorized by GS 18-45 (save GS 18-45(o) (apparently 18-45(15), which provides for law enforcement and education and rehabilitation reserves). Divides profits as follows: 25% to Angier Community Library; 10% to be used, if desired, by town ABC board for rehabilitation and education, including reimbursement of county for care of indigent alcoholics; and 65% to town general fund, of which up to 15% may be used for recreation.

S 424 Albemarle cable TV — STANLY
Introducer: Patterson — Sent to LOC GOVT

"To authorize the City of Albemarle to provide cable television service." As title indicates, for area of city and areas served by its electric distribution system.

S 425 No game from highways — STANLY
Introducer: Patterson — Sent to WILDLIFE

"To prohibit the taking of game from public highways in Stanly County." Prohibits taking of game or birds from public roads, using firearms. Provides for penalty for violation (which is misdemeanor) of $50 or 30 days, or both. Authorizes all peace officers in county, including wildlife game protectors, to enforce Act.

S 429 Hamlet charter revision — RICHMOND
Introducer: James — Sent to LOC GOVT

"To revise and consolidate the charter of the City of Hamlet." Defines corporate boundaries. Provides for mayor and for five comm'rs (three elected biennially, two highest vote getters to serve for four years, third for two years), and for qualifications of such officers and meetings of the council. Provides that council to set salaries of mayor and council, but sets our compensation (mayor: $1200 annually; members: $12.50 for regular meetings and $10 for special meetings) until changed. Provides for nonpartisan elections, including primaries, for mayor and council members. Permits council, by majority vote of all members, to adopt manager plan of government. Provides for administrative officers. Authorizes taxation in manner permitted by general law. Provides for street improvements and assessments therefor, including a procedure where it may be done without petition, upon certain findings of the council. Permits council to make proposed street plan and adopt official map. Grants same zoning authority as permitted by general law. Authorizes regulation of off-street parking. Authorizes organization of traffic bureau to process penalties for violation of traffic ordinances. Extends police jurisdiction to two miles outside city and all city-owned property. Provides for regulation of sidewalks and for clearing of property of refuse and weeds. Provides for purchasing in accord with general law, and procedure for tort claims against city. Repeals various prior acts.

S 430 1% sales/use tax — CABARRUS
Introducer: Boger — Sent to FINANCE

"Enabling Cabarrus County to hold a special election for the purpose of considering whether the County shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Cabarrus County Bd of Elections, upon written request of county commissioners, or upon 15% petition of qualified voters voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Cabarrus for use outside county or bought outside NC for use in Cabarrus. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

S 431 School property exchange — CABARRUS
Introducer: Boger — Sent to JUDIC 2

"Authorizing Cabarrus County Board of Education to exchange real property." Authorizes Kannapolis City Education Board and Cabarrus County Education Board to

consummate stated Plan for Exchange and Acquisition of Real Property for Public School Purposes, and to execute all deeds and instruments necessary to conveyance.

S 433 Greensboro - High Pt. Airport amdts — GUILFORD
Introducers: Edwards, Bowles and Murrow — Sent to LOC GOVT

"Amending Chapter 98, Public-Local Laws of 1941 as amended by Chapter 601, Session Laws of 1943, Chapter 137, Session Laws of 1945, and Chapter 1198, Session Laws of 1957, relating to the establishment and powers of the Greensboro-High Point Airport Authority." Amends Greensboro-High Point Airport Authority Charter to provide 3-year (now, 2-year) terms for 5-member Authority and to provide staggered terms for those members (3) appointed by Guilford Comm'rs. Amends areas of Charter relating to Authority members as its Board of Directors, management powers and prerogatives of Authority with particular and specific attention to bond issue power and limitations. Amends SL 1945, Ch. 137 amendment to Charter relating to investment of Authority funds to authorize deposit or investment as per GS 159-28.1 (portion of Local Govenment Act relating to investment of unit funds); increases scope of auxiliary operations Authority empowered to operate or otherwise provide for directly or indirectly related to public air terminal installation--e.g., snack bars, hotels, personal service establishments, auto service stations. Adds provision that Authority to have same exemptions from tax and license fees as NC municipal corporations. Adds specific provision that Authority a "municipality" for purposes of Revenue Bond Act of 1938, and authorizes Guilford County to issue bonds under County Finance Act for airport purposes. Extends Authorities' acquisition prerogatives and powers (including eminent domain) to necessary easements.

S 434 Increasing cartways' width — MITCHELL
Introducers: Briggs and Dent — Sent to LOC GOVT

"To amend Chapter 414, of the Session Laws of 1965, so as to make the same applicable to Mitchell County." As title indicates. (Cited act amended GS 136-69 to increase minimum width of cartways that may be laid out under section from 14 to 18 feet, in all but eight counties.) Act not to affect pending litigation.

S 435 Rhododendron Festival support — MITCHELL
Introducers: Briggs and Dent — Sent to LOC GOVT

"Directing the Board of Commissioners of Mitchell County to appropriate $1200 to the North Carolina Rhododendron Festival on Roan Mountain in Mitchell County." Authorizes and directs Mitchell County Board of Comm'rs to appropriate not more than $1200 to board of directors of named festival, to be paid in equal annual $600 installments to promote festival and attract persons to mountain areas of State, and for any other useful purpose.

S 436 Additional deputy — YANCEY
Introducers: Briggs and Dent — Sent to LOC GOVT

"To authorize the Sheriff of Yancey County to employ an additional deputy sheriff and to fix his compensation and expense allowance." As title indicates, with compensation set at $350 per month, and expense allowance of $150 per month both from county general fund. Effective July 1, 1969.

S 437 Sheriff pay supplement — MITCHELL
Introducers: Briggs and Dent — Sent to LOC GOVT

"Authorizing Mitchell County to pay to its sheriff an amount in lieu of arrest fees." Authorizes board of county comm'rs to pay sheriff $75 per month from county's general fund in place of all arrest fees to which sheriff otherwise entitled. Provides that future arrest fees collected by county to be paid into county's general fund.

S 438 Deputies' pay — YANCEY
Introducers: Briggs and Dent — Sent to LOC GOVT

"Relating to salaries and expense allowances of the deputy sheriffs' of Yancey County." Increases salary of first deputy $100 per month (to $400) and increases his expense allowance $50 per month (to $150). Increases salary of second deputy $100 per month (to $350) and grants him an additional expense allowance of $100 per month (to $150). Effective July 1, 1969.

S 439 Commissioners' compensation — PERSON
Introducer: Allen — Sent to LOC GOVT

"To fix the compensation of the members of the Board of County Commissioners of Person County." Provides, after July 1, 1969, that chairman of board of county comm'rs to receive $100 per month and other members $85 per month as compensation for their services.

S 440 School board election — SURRY
Introducer: Folger — Sent to EDUCATN

"To provide for the election of the members of the Board of Education of Surry County as set forth in Chapter 972 of the Session Laws of 1967 on a non-partisan basis and from districts." Provides that Surry County to have five member non-partisan school board, elected from individual districts set out in Act, in accord with procedures of SL 1965, Ch. 972. Provides present members to complete terms.

S 441 JayPee fees — SURRY
Introducer: Folger — Sent to LOC GOVT

"To amend Chapter 622, Session Laws of 1967, relating to the fees of justices of the peace in Surry County." Amends S. L. 1967, Ch. 622 as follows: providing transcript of judgment for more than one defendant, 50¢ (now, 10¢); issuing claim and delivery for one defendant, $5 (now, $3.50), and for more than one, $2.50 (now, $1.50); issuing attachment papers for one defendant, $5 (now, $3.50), and for more than one, $2.50 (now, $1.50); issuing capias and order of arrest, $2 (now, $1); taking any bond, $1 (now, 50¢).

S 442 Commissioners-number, terms — SURRY
Introducer: Folger — Sent to LOC GOVT

"Increasing the number of county commissioners of Surry County, to increase and stagger their terms of office and to create districts." Sets size of board of county comm'rs at five, to be elected from four named districts. Requires each comm'r to be resident of district from which elected. Provides that candidates from each district shall be voted on in primary by all voters of county and the nominees of respective political parties to be voted on in general election by all voters of county. Provides that in Mt. Airy District, candidate receiving highest number of votes in 1970 general election to serve 4-year term, and one with next highest serve 2-year term with all

successors to serve 4-year terms; in other three districts, two candidates receiving highest number of votes in same election to serve 4-year term, and remaining candidate to serve 2-year term with all successors to serve 4-year terms.

S 443 Annexation law referendum — HALIFAX
Introducer: Allsbrook — Sent to LOC GOVT

"To amend Chapter 1056 of the Session Laws of 1967 relating to Halifax County." Re-enacts and amends cited Act to provide for referendum in Halifax County, on whether the 1959 municipal annexation laws shall apply to that county, in 1970 general elections (now, 1968).

S 445 Courthouse site — IREDELL
Introducer: Joyner — Sent to LOC GOVT

"To amend G.S. 153-9 relating to the site of the Iredell County Courthouse." Amends GS 153-9(9) (approval of General Assembly required for locating proposed county courthouse more than 1 mile from existing county courthouse) giving such approval for relocation of Iredell County Courthouse within six miles of present location.

S 446 Littleton-Gaston school district — HALIFAX, WARREN
Introducers: V. White and Allsbrook — Sent to EDUCATN

"To create the Littleton-Lake Gaston school district, to provide for the administration of the public schools in said district, and to levy a special tax for the public schools of said district." Provides for election among voters in unit, to decide if there is to be special unit, with additional tax of up to 50¢ per $100 for support of the system. If vote positive, creates named administrative unit, with boundaries set out by metes and bounds in Act (providing procedures for changing boundaries), and creates 5-member school district board (with initial members named) to govern unit. Provides that in general election of 1970, five members to be elected on non-partisan basis, and provides for qualifications for candidates and conduct of the election. Provides for organization and meetings of the school district. Provides for transfer of school property in unit to new unit. Directs comm'rs of Halifax and Warren counties to levy taxes for unit.

HOUSE

H 672 Ambulance charge garnishment — GUILFORD
Introducers: Coble and others — Sent to JUDIC 1

"To provide for garnishment and attachment in collection of delinquent ambulance service charges due to certain counties and municipalities." Authorizes a county or municipality which has provided ambulance service and has failed to receive payment from recipient or person legally responsible for recipient's support within 90 days after giving such service to treat amount due as if it were unpaid tax and use attachment or garnishment proceedings in GS 105-385(d) to collect such amount. Creates general lien on real property of anyone furnished ambulance service by agency of local gov't or at expense of local gov't. Requires certain procedures to validate lien, including filing within 90 to 180 days after furnishing service. Provides certain procedures to discharge lien. Provides that Act applies only to Guilford County.

H673 1% sales/use tax — LENOIR
Introducer: Lilley — Sent to FINANCE

Enabling Lenoir County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one per cent upon the sale, use and other taxable transactions upon which the state now imposes a three per cent sales and use tax." Directs Lenoir County Bd of Edlections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.4. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Lenoir for use outside county or bought outside NC for use in Lenoir. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax ane empoers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax shedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein proportion to total amount of ad valorem taxes levied by each during fiscal year preceding distribution. Provisions of GS Ch. 105, Art. 5 made applicable to tax, so far as not inconsistent with provisions of Act.

H 674 Weapons on school grounds — FORSYTH
Introducers: McDaniel and Jemison — Sent to JUDIC 1

"To protect the Winston-Salem/Forsyth County Public Schools from persons carrying firearms and other weapons." Makes unlawful the carrying or possession whether concealed or not of certain named weapons, including described types of guns, knives blackjacks, metallic knucks or other weapons of like character on any Winston-Salem/Forsyth County public school grounds, in such school buildings or on other school property used for administration of public school system. Provides section not to apply to armed forces or national guard personnel or civil U.S. officers in discharge of official duties or any county or city law officers discharging official duties, any ROTC student required to carry weapons to perform official class duties, or any other person carrying weapon with permission or at request of a Winston-Salem/Forsyth County School principal. Provides person violating section guilty of misdemeanor, and on conviction, guilty plea, or no contest plea to be punished by $50-500 fine and/or 30 days to six months imprisonment.

H 675 Municipal zoning protest — VANCE
Introducer: Church — Sent to LOC GOVT

"To make Chapter 1058 of the Session Laws of 1963 applicable to Vance County." As title indicates. (Cited Act provides for protest petitions to zoning changes and other minor changes in GS 160 zoning laws, and applies to all but thirteen named counties.)

H 676 Henderson firemen's retirement — VANCE
Introducer: Church — Sent to LOC GOVT

"To amend Chapter 810 of the Session Laws of 1959 relating to the supplemental firemen's retirement fund of the City of Henderson." Amends cited Act to provide that no one is eligible for benefits thereunder unless also eligible for benefits as a member of NC Local Governmental Employees' Retirement System. (Now, provides that not eligible unless has 20 years service, has been retired, and is at least 60 years old, or has disability.)

H 677 Tax supervisor appointment — RANDOLPH
Introducers: Garner and Blake — Sent to LOC GOVT

"To amend Chapter 543 of the Session Laws of 1947 relating to the appointment of the tax supervisor for Randolph County." Amends Section 2(a) of cited chapter changing date Randolph Tax Commission to appoint tax supervisor to July 1, 1969 and annually thereafter (presently appointed during week including first Monday of month preceding day taxes listed.) Provides term of present tax supervisor to continue until July 1, 1969.

H 678 County personnel pay hike — HAYWOOD
Introducers: Messer and L. Ramsey — Sent to LOC GOVT

"Authorizing the county commissioners of Haywood County to increase the compensation of certain personnel employed by the county and to increase the compensation of the county commissioners." Authorizes comm'rs to increase salaries of (1) all personnel in sheriff's dep't, a just and reasonable amount and (2) tax collector, sheriff, chairman of comm'rs and other comm'rs, up to 15% over present salaries. Provides such increases effective July 1, 1969, and authority granted herein expires July 2, 1969.

H 679 Hendersonville Charter revision — HENDERSON
Introducer: Mayfield — Sent to LOC GOVT

"To revise and consolidate the Charter of the City of Hendersonville and to repeal prior Charter acts." Revises and consolidates Charter of City of Hendersonville and provides that government of City be the Council-Manager form, but makes inapplicable to City all provisions of GS Ch. 160, Art. 22, Pt. 4 ("Plan 'D'. Mayor, City Council, and City Manager"). Sets out corporate boundaries by metes and bounds. Sets out powers and duties of mayor and city council, including election of mayor; terms, qualifications, vacancies, compensation, organization, quorum and votes of council and mayor. Sets out election procedures for city councilmen (non-partisan, at large, no primary, 4-year terms). Provides that city manager to be appointed by city council; sets out duties and powers of manager, but reserves all power over city's Alcoholic Board of Control to city council. Provides for appointment, and duties of city attorney, city clerk, city tax collector, and city accountant and authorizes combining two or more of last three offices into one office. Prohibits appointed employees or officials of city from being candidate for public or political office. Provides for custody of city money, annual independent audit of city affairs, and payment into general fund of delinquent taxes. Provides for disposal of surplus city property. Extends police jurisdiction to one mile outside city's limits and to all city property and facilities. Makes city's ordinances applicable to all city property. Provides for street and sidewalk improvements and assessment of costs. Provides for removal of refuse, weeds and trash. Incorporates city's subdivision regulations and zoning ordinance into charter, and authorizes city council to enforce within and to one mile outside of city specified ordinances and codes relating to buildings. Provides for claims against city. Sets out repealers and savings clauses. Makes council election provisions subject to city referendum, and makes manager provisions effective July 1, 1969.

H 680 Absentee voting — GRAHAM
Introducer: Bradley — Sent to ELECTION

"To abolish civilian absentee voting in Graham County." Repeals GS 163, Art. 20 (absentee ballot) as applied to Graham County, providing GS 163, Art 21 (military absentee registration and voting in primary and general elections) to remain in effect.

H 683 Commissioners' compensation — PERSON
Introducer: J. Ramsey — Sent to LOC GOVT

"To fix the compensation of the members of the Board of County Commissioners of Person County." Provides, effective July 1, 1969, that chairman to receive $100 per month, and other members $85 per month.

H 684 1% sales/use tax — PASQUOTANK
Introducer: Culpepper — Sent to FINANCE

"Enabling Pasquotank County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Pasquotank County Bd of Elections, upon written request of county commissioners, or upon 15% petition of qualified voters voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Pasquotank for use outside county or bought outside NC for use in Pasquotank. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art 5 applicable to tax so far as not inconsistent with provisions of Act.

H 685 LaGrange limits — LENOIR
Introducers: Lilley and Elliot — Sent to LOC GOVT

"To amend Section 2 of Chapter 339 of the Private Laws of 1915, as amended by Chapter 218 of the Private Laws of 1929, extending the corporate limits of the City of LaGrange." Extends boundaries to limits set forth in Act, provided that majority of qualified voters of City, voting thereon, approve ordinances authorizing both $250,000 water bonds and $325,000 sewer lines.

H 686 County zoning, subdivision — BRUNSWICK
Introducers: Williamson and Soles — Sent to LOC GOVT

"To amend the provisions of Articles 20A and 20B of the General Statutes relating to county regulations of subdivisions and zoning so as to make them applicable to Brunswick County." Strikes Brunswick County from list of counties which are not authorized to regulate subdivisions and zoning.

H 687 Water connections-Dover — CRAVEN
Introducers: Barker, Boshamer, and R. Godwin — Sent to LOC GOVT

"To amend Chapter 375 of the Private Laws for the session of 1901 relating to water connections in the Town of Dover." Amends Section 1 of cited chapter (corporate powers of Town of Dover) to provide in addition to authorities granted town under GS 160-240 (municipal corporations-power to require sewer connections) that Dover is empowered to require land owners/occupants of property abutting street where public water line laid to connect and maintain water pipes to such municipal water system, and allowing town to set, collect reasonable charges for such connections.

H 689 Ayden boundaries — PITT
Introducers: Reid and Rountree — Sent to LOC GOVT

"To amend Chapter 79 of the Session Laws of 1965 to change the corporate boundaries of the Town of Ayden." As title indicates, setting out new boundaries in metes and bounds.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 26 Underwriting coastal insurance (digested in Bulletin No. 10, page 47, Senate committee substitute digested in Bulletin No. 38, page 259). Amendment adopted in House 4/11/69 (1) providing that insurance once issued may be renewed so long as property meets definition of "insurable property" in GS 58-173.2(4) (originally, so long as information in original application is true); (2) prohibiting special surcharge, other than those presently in effect, from being applied to fire or extended coverage rates of properties located in beach area; and (3) directing that reports of inspection be made available to agent or brokers (as well as members of Assn., applicants and the Comm'r).

S 352 School attendance exemption (digested in Bulletin No. 57, p. 447). Technical amendment adopted in Senate 4/11/69.

S 353 Pupil exclusion appeals (digested in Bulletin No. 57, page 447). Amendments adopted in Senate 4/11/69 making clear appeals from superintendent's decision are to be to the appropriate city or county school board, and making technical changes.

S 370 Custodian-bail fixing (digested in Bulletin No. 59, p. 470). Amendment adopted in Senate 4/11/69 deleting requirement of prisoner's request as prerequisite for custodian to have bail fixed.

HOUSE

H 207 Speeding to avoid apprehension (House committee substitute digested in Bulletin No. 61, p. 505). Floor amendment adopted in House 4/11/69 deleting the minimum fine ($100) limit for punishment on conviction of offense.

H 375 Stop and frisk (digested in Bulletin No. 45, page 331). Technical amendment adopted in House 4/11/69.

H 378 Omnibus school board appointments (digested in Bulletin No. 45, p. 332). (Amended in House 3/28/69 by deleting appointees in Iredell County, C. Wilson White and J. Oscal Stradley and inserting William B. Murdock and Dewey Fred Dowell).) Amendment adopted in Senate 4/11/69 appointing C. Wilson White and J. Oscar Stradley and deleting names William B. Murdock and Dewey Fred Dowell as appointees in Iredell County.

H 494 Municipal cemetery transfers (digested in Bulletin No. 54, p. 435). Amendment adopted in House 4/11/69 eliminating express provision that property may be transferred "with or without consideration".

H 563 Amending H 52 - 1969 pay (digested in Bulletin No. 58, p. 460). Technical amendment adopted in House 4/11/69.

SENATE AND HOUSE CALENDAR ACTION APR.11,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

NOTE: In the interest of brevity and readability, beginning today we are omitting from the calendar section of the daily bulletin references to bills introduced today and referred to committee. This information will continue to be found in the digest section (blue pages) of the bulletin.

S. 2 YOUTH COUNCILS ACT.(4/02, 4/03, 4/08, 4/09) H-REF TO COM ON STATE GOVT.
S. 26 UNDERWRITING COASTAL INSURANCE.(3/07, 4/11) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS.
S. 76 SECURING FUTURE ADVANCES.(4/09) H-REF TO COM ON JUDIC 2.
S. 95 WRONGFUL DEATH AMENDMENTS.(4/10) S-CONCURRED IN H AMEND.
S. 120 FEDERAL TAX LIEN REGISTRATION. H-PASSED 3RD READING.
S. 129 PHOTOGRAPHING DEFENDANTS.(3/07) H-PLACED ON CAL FOR APR.15.
S. 184 LOCAL AIR POLLUTION CONTROL.(3/13) H-REPTD FAV.
S. 214 SELF-INSPECTION,MOTOR VEHICLES. H-PASSED 2ND & 3RD READING.
S. 222 DRIVING ON SUSPENDED LICENSE.(3/24) H-PLACED ON CAL FOR APR.14.
S. 230 COMMUNITY COLLEGE PROPERTY.(4/10) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 237 PROBATIONARY DRIVER LICENSES.(3/24) H-PASSED 2ND READING.
S. 247 COUNTY COMMISSIONER VACANCIES. H-PASSED 2ND & 3RD READINGS.
S. 255 (J.RES.) OFFICIAL LICENSE PLATES.(3/31) H-PASSED 2ND & 3RD READINGS.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2. S-PLACED ON CAL FOR APRIL 14.
S. 346 REPRINTING OF REVENUE ACT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 347 REPRINTING OF MACHINERY ACT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 352 SCHOOL ATTENDANCE EXEMPTIONS.(4/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 353 PUPIL EXCLUSION APPEALS.(4/11) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 361 FIRING WEAPONS-DWELLINGS.(4/08, 4/09) H-REF TO COM ON JUDIC 1.
S. 365 (J.RES.) PRACTICAL NURSING CREDIT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 370 CUSTODIAN - BAIL FIXING.(4/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 372 CONTINUING EDUCATION-OPTOMETRISTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 407 AMBULANCE SERVICE-LIEN ON DAMAGES. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON JUDIC 1.

#S. 427 (J.RES.) COMMEMORATING HALIFAX RESOLVES.(4/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-RECONS'D 3RD & 2ND READING; S-POSTPONED INDEF.

H. 207 SPEEDING TO AVOID APPREHENSION-3.(4/09, 4/10) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 306 LRC HEALTH MANPOWER STUDY. S-RE-REF TO COM ON RULES.
H. 375 STOP AND FRISK.(4/11) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR APR.15.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS.(3/28, 4/11) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H. 394 COUNTY OFFICIALS' SALARIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 403 PROFESSIONAL CORPS,CONFORMING. S-REF TO COM ON JUDIC 2.
H. 437 SEC'Y,EUGENICS BD.-PUB.WELFARE. H-PLACED ON CAL FOR APR.14.
H. 449 COUNTY BONDS FOR WATER STORAGE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 486 REFRIGERATION CONTRACTING. S-REF TO COM ON MFG LABR.
H. 487 POLL WATCHERS CLARIFICATION. H-REPTD FAV.
H. 494 MUNICIPAL CEMETERY TRANSFERS.(4/11) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 528 TRUST ACT VALIDATION. H-PLACED ON CAL FOR APR.15.
H. 529 STATE ABC BOARD ORGANIZATION. H-PASSED 2ND READING; H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 552 NC STATE NUCLEAR CENTER FUNDS. RATIFIED - CHAPTER 214.
H. 563 AMENDING H52 - 1969 PAY.(4/11) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON LOC GOVT.
H. 604 REGISTER VOTERS EVERY 50 YEARS. H-REPTD FAV.
H. 611 COUNTY MEDICAL EXAMINERS AMENDTS.. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 671 (J.RES.) COMMEMORATING HALIFAX RESOLVE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03, 4/11) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 161 (ROBESON) PROFESSIONAL BONDSMEN. H-PASSED 2ND & 3RD READINGS.
S. 279 (PITT) FARMVILLE TOWN MANAGER. H-PASSED 2ND & 3RD READINGS.
S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS.(4/10) H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR-H COM SUB.
S. 298 (GUILFORD) GREENSBORO SCHOOL ADMINISTRATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 338 (GUILFORD) GREENSBORO SCHOOL LAND DEED. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 381 (MOORE) BEER & WINE ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 382 (HALIFAX) SANITARY DISTRICT BOARD PAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 383 (MARTIN) MARTIN TECH LAND TRANSFER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 390 (GUILFORD) GREENSBORO ANNEX GUILFORD COLLEGE. S-REPTD FAV.
S. 392 (MONTGOMERY) WATER SYSTEM LAND TRANSFERS. S-REPTD FAV.
S. 396 (HALIFAX) ROANOKE RAPIDS FIREMEN. S-REPTD FAV.
S. 416 (MADISON) COMMISSIONERS' PAY. S-REPTD FAV.
S. 417 (MADISON) COUNTY OFFICIALS' PAY. S-REPTD FAV.
S. 418 (MADISON) COURT HOUSE SECRETARIES. S-REPTD FAV.

H. 250 (CLAY) REGISTER OF DEEDS PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 262 (ROBESON) SALARY OF FAIRMONT OFFICIALS. H-REPTD FAV AS AMENDED.
H. 288 (NORTHAMPTON) ABC FUND DISTRIBUTION. S-PASSED 2ND & 3RD READINGS.
H. 313 (PITT) GREENVILLE SCHOOL BOARD MEMBERS. S-PLACED ON CAL FOR APRIL 14.
H. 329 (HOKE) SCHOOL BOARD ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 338 (IREDELL) STATESVILLE POLICE-FIRE RESIDENCY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 339 (LENOIR) SHERIFF,REGISTER PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 366 (CRAVEN) NEW BERN CHARTER AMENDMENTS.(3/28) RATIFIED - CHAPTER 213.
H. 373 (LINCOLN) LINCOLNTON ABC OFFICERS. S-PASSED 2ND & 3RD READINGS.
H. 412 (ASHE) EXTEND JEFFERSON CORP. LIMITS. S-PASSED 3RD READING.
H. 427 (WASHINGTON) PLYMOUTH CORPORATE LIMITS. S-REPTD FAV.
H. 438 (RANDOLPH) ASHEBORO SCHOOL LEASE. S-PASSED 2ND & 3RD READINGS.
H. 443 (HOKE) RAEFORD - "CITY". S-REPTD FAV.
H. 446 (PITT) TAX LISTING AND TOWNSHIPS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 448 (NEW HANOVER) COUNTY OFFICIALS - SALARIES. S-REPTD FAV.
H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. S-REPTD FAV.
H. 458 (NEW HANOVER) WILMINGTON HISTORIC SITES PROTECTED. S-REPTD FAV.
H. 462 (HAYWOOD) REGISTER OF DEEDS SALARY. S-REPTD FAV.
H. 469 (CARTERET) NEWPORT COMM'RS SALARIES. H-REPTD FAV AS AMENDED.
H. 470 (VANCE) COUNTY OFFICIALS'S PAY. H-REPTD FAV AS AMENDED.
H. 471 (MCDOWELL) MUNICIPAL SUBDIVISION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 472 (ASHE) NEW AND LOOSE-LEAF REGISTRATION. H-REPTD FAV.
H. 478 (HERTFORD) AHOSKIE TOWN LIMITS. H-PASSED 2ND READING.
H. 479 (PASQUOTANK) PASQUOTANK COMMISSIONERS' PAY. H-REPTD FAV AS AMENDED.
H. 480 (PASQUOTANK) PASQUOTANK COUNTY ACCOUNTANT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 482 (BUNCOMBE) ASHEVILLE REFERENDUM & RECALL. H-REPTD FAV AS AMENDED.
H. 488 (WAKE) PERMANENT REGISTRATION. H-REPTD FAV.

H. 489 (MECKLENBURG) EMINENT DOMAIN-WATER/SEWER. H-REPTD FAV AS AMENDED.
H. 495 (ALAMANCE) COUNTY OFFICIALS' SALARIES. H-REPTD FAV AS AMENDED.
H. 498 (FORSYTH) CITY-COUNTY JOINT PURCHASING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 500 (WAKE) SHERIFF,REGISTER SALARIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 502 (CUMBERLAND) SCHOOL COMMITTEES SIZE. S-PASSED 2ND & 3RD READINGS.
H. 503 (ROBESON) FAIRMONT SCHOOL BOARD MEMBERS. S-PASSED 2ND & 3RD READINGS.
H. 504 (CLAY) PISTOL PERMITS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 520 (SWAIN) EDUCATION BOARD MEMBERS.(4/10) S-REF TO COM ON EDUCATN.
H. 526 (MECKLENBURG) TAX PREPAYMENT DISCOUNTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 527 (MECKLENBURG) CITY,COUNTY,CONTRACT BIDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 538 (RUTHERFORD) REGISTER OF DEEDS PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 539 (RUTHERFORD) SHERIFF PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 542 (NASH) NASHVILLE CHARTER REVISION. H-PASSED 2ND READING.
H. 544 (WASHINGTON) COUNTY SCHOOL BOARD ELECTION. S-REF TO COM ON EDUCATN.
H. 547 (CARTERET) CAPE CARTERET COMM'R ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 549 (CRAVEN) SCHOOL BOARD COMPENSATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 554 (CATAWBA) MAIL TAX LISTING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 556 (LINCOLN) LINCOLNTON BOND VALIDATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 558 (MACON) HIGHLANDS NONTAX FUNDS. H-REPTD FAV AS AMENDED.
H. 559 (DUPLIN, PENDER, SAMPSON) SMALL WATERSHED MAINTENANCE. S-REF TO COM ON CONS&DEV.
H. 570 (PITT) AYDEN CHANGE OF ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 590 (WILSON) UNAUTHORIZED VEHICLES REMOVAL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 616 (ROCKINGHAM) MAYODAN TOWN ELECTION-2. H-REPTD FAV.

****

Next Sessions of Senate:

9:30 a.m., Saturday, April 12, 1969, for the consideration of Local Bills only.
8:00 p.m., Monday, April 14, 1969.

Next Sessions of House:

10:00 a.m., Saturday, April 12, 1969, for the consideration of Local Bills only;
8:00 a.m., Monday, April 14, 1969.

G41
25:1969/64
C.2

INSTITUTE OF GOVERNMENT

North Carolina State Library
Raleigh
N. C.
Doc.

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, April 12, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 448 John Haley House funds — APPROPRIATION
Introducer: Edwards — Sent to APPROPRN

"To appropriate funds for furnishing the John Haley House and Blacksmith Shop and for landscaping and preparing the grounds on which it is located for use by the public." Appropriates from General Fund $44,000 to Dep't of Archives and History to furnish John Haley House and Blacksmith Shop and prepare grounds for public use.

S 451 Exhibiting defective children (Iden. H 699) — GS 110
Introducers: Rauch and Bowles — Sent to JUDIC 1

"To amend Chapter 110 of the General Statutes to prohibit the exhibiting of mentally or physically defective children." Adds new GS 110, Art. 1A, entitled "Exhibition of Children," prohibiting public exhibiting for any purpose, or privately for purpose of entertainment, or solely or primarily for satisfaction of curiosity of any observer, any child under 18 who is mentally ill or retarded, or who presents appearance of having any deformity or unnatural physical formation or development, whether or not for monetary or other consideration. Makes unlawful employment, use, custody or association with any child described above, for uses above, and makes unlawful for person with control of child to neglect or refuse to restrain child from participation in such exhibition. Makes unlawful procurement, or participation in procurement, of anything made unlawful above. Exempts from application of act, transmission of image by TV by duly licensed TV station, exhibition by any gov't or any corporation or other organization organized and operated exclusively for religious, charitable, or educational purposes with no part of net earnings inuring to benefit to any private individual. Provides violations to be punished by fine of $5 to $50, up to 30 days imprisonment, or both; each day violation continues a separate violation. Effective July 1, 1969.

S 452 Wine and beer regulation — GS 18
Introducers: Henley and McGeachy — Sent to ABC

"To amend G. S. 18-129 relating to regulation of sale and distribution of wine and malt beverages to establish criteria for issuance of permits." Amends GS 18-129 to authorize State Board of Alcoholic Control to refuse in its discretion

to issue malt beverage sale permits in places where issuance would be inimical to morals or welfare of locality or to community generally. Requires Board to consider following in passing on applications for such permits: number of licensees in locality, available parking, traffic conditions, area's crime rate, premises' proximity to schools, churches and public transportaion, etc. Provides that if local authorities file written objection with Board within 10 days after notice required by GS 18-134 given, then Board not to issue license or permit until full investigation of objection made with public hearing if requested. Authorizes Board to make own further investigations. Locality not obliged to issue own license or permit required by GS 18-77 until after Board considers its written objections and grants State license or permit to applicant.

S 454 Nursing school credits — GS 90
Introducer: James — Sent to PUB HLTH

"To accord certain diploma school credits to licensed practical nurses." Provides that, upon application by licensed practical nurse for admission to diploma nursing school in NC, school to evaluate for purposes of determining what credits to be accorded such nurse, nurse's education, training, and experience. Permits use of proficiency exams in such evaluation. Provides such credit not to exceed total of nine months.

S 455 Relocation assistance — GS 108, 160
Introducer: Currie — Sent to JUDIC 1

"Authorizing cities and towns to provide for financial assistance to those required to be relocated by municipal or governmental action." Permits cities and towns to appropriate and expend non-tax public funds to assist in relocations of persons made necessary by actions of city or town or other governmental agency.

HOUSE

H 699 Exhibiting defective children (Iden. S 451) — GS 110
Introducers: A. Jones and Chase — Sent to MENTAL H

"To amend Chapter 110 of the General Statutes to prohibit the exhibiting of mentally or physically defective children." Identical with S 451, digested above in today's bulletin.

H 705 Cleared land fence height — GS 68
Introducer: Falls — Sent to AGRICULT

"To amend Chapter 68 of the General Statutes of North Carolina relating to fences." Amends GS 68-1 to reduce to four feet (now, five) height of fence required to be erected by every planter around his cleared ground under cultivation. Repeals GS 68-2 (setting a four and one-half height minimum for certain counties).

H 706 Barbed-wire fences on highways — GS 68
Introducer: Falls — Sent to AGRICULT

"To repeal G. S. 68-5 pertaining to the building of unguarded barbed-wire fences along public highways." As title indicates (GS 68-5 prohibits building of unguarded barbed wire fences within 10 yards of public highway in any of 17 counties to which act applies).

H 707 Lenoir home restoration — APPROPRIATION
Introducer: Kincaid — Sent to APPROPRN

"To appropriate funds for the restoration of the home of General William Lenoir in Caldwell County." Appropriates $40,000 from General Fund to Dep't of Archives and History to repair and restore William Lenoir House.

LOCAL BILLS INTRODUCED

SENATE

S 447 Windsor Development Commission — BERTIE
Introducer: Harrington

"To authorize the Windsor Township Development Commission in Bertie County to subordinate loans made by it." Authorizes Commission to subordinate first mortgages to other mortgages, apparently subject to conditions inadvertently omitted from printed bill.

S 449 Register of deeds salary — FRANKLIN
Introducer: Griffin — Sent to LOC GOVT

"An Act to increase the salary of the Register of Deeds of Franklin County and his assistants." Fixes register's salary at $7,130 per year; salary of first assistant at $4,197.50 per year, and second assistant at $3,852.50 per year. Effective July 1, 1969. Authorizes county commissioners to appoint upon recommendation of register of deeds third assistant register and to fix his salary. Effective July 1, 1970.

S 450 G'boro Charter re: gov't form — GUILFORD
Introducer: Bowles, Edwards and Murrow — Sent to LOC GOVT

"Providing a method for amendment of the Charter of the City of Greensboro with respect to the composition and mode of election of the Mayor and City Council." Permits Greensboro to amend Charter to adopt new form of City gov't in any combination of following options: (1) terms of office of members of Council may be 2 years, 4 years, or 4 years staggered; (2) may be 3 to 12 members; (3) members may be elected at large, nomination and election by ward, residence in wards but nomination and election at large, nomination by ward but election at large; (4) may have non-partisan primary or no primary; (5) Mayor may be elected to 2 year term, 4 year term, or elected at pleasure of Council from among council members. Permits Council to adopt ordinance amending charter as set out above, following schedule of readings and notice in Act and with hearings. Permits Council, and directs it upon receipt of petition from at least 15% of voters of last regular City election, to submit any ordinance to referendum of voters. Sets out ballot form. Permits voters to initiate referendum on Charter changes, with petition of at least 15% of voters of last regular City election, which proposes only one form of gov't. Sets out required form of petition. Requires Council, if referendum successful, to adopt ordinance making changes approved. Provides for registration of petitions before attempts at getting signatures, and assignment of priority to petitions, and requires submittal of petition with requisite signatures within 60 days of registration, or not valid. Requires any new plan to continue in force for at least 2 years. Provides for effective date of any changes as approved under terms of this Act.

S 453 County zoning — CUMBERLAND
Introducers: Henley and McGeachy — Sent to LOC GOVT

"An Act to amend Chapter 1058, Session Laws of 1963, so as to make G.S. 160-173, as amended, applicable to Cumberland County." Deletes Cumberland from list of counties excepted from cited act, which repealed former proviso to G.S. 160-173 relating to zoning of corner lots. (Recites purpose of Act is to make G.S. 160-173 applicable to Gaston County, apparently by mistake.)

S 456 Shelby firemen's retirement funds — CLEVELAND
Introducer: J. White — Sent to LOC GOVT

"To provide supplemental retirement funds for firemen in the City of Shelby and to modify the application of G.S. 118-5, G.S. 118-6, and G.S. 118-7 to the City of Shelby." Requires trustees of Shelby firemen's relief fund, as soon as practicable each year after Jan. 1, but before July 1, to divide income earned in preceding calendar year upon investments in fund into equal shares and disburse same as supplemental retirement benefits. Sets out schedule of eligibility for such benefits. Directs trustees to invest all funds in relief fund in one or more investments named in or authorized by GS 159-28.1. Requires trustees to bond treasurer of relief fund. Effective July 1, 1969.

HOUSE

H 690 Reidsville Firemen's retirement fund — ROCKINGHAM
Introducer: McMichael — Sent to LOC GOVT

"To provide supplemental retirement funds for firemen in the City of Reidsville and to modify the application of G.S. 118-5, G.S. 118-6, and G.S. 118-7 to the City of Reidsville." Requires trustees of Reidsville's firemen's relief fund, as soon as practicable each year after Jan. 1, but before July 1, to divide income earned in preceding calendar year upon investments in fund into equal shares and disburse same as supplemental retirement benefits. Sets out schedule of eligibility for such benefits. Directs trustees to invest all funds in relief fund in one or more investments named in or authorized by GS 159-28.1. Requires trustees to bond treasurer of relief fund. Effective July 1, 1969.

H 691 Register's compensation — HARNETT
Introducer: J. Penny — Sent to LOC GOVT

"Relating to the compensation of the Register of Deeds of Harnett County." Fixes register of deeds salary at $6,500 per year, effective July 1, 1969.

H 692 School board pay — CUMBERLAND
Introducers: Raynor, Bryan, Carter and Rose — Sent to LOC GOVT

"To repeal Chapter 942 of the Session Laws of 1945 and to fix the pay of the chairman and members of the Board of Education of Cumberland County." Authorizes board to pay chairman and members $25 (now, $10) per diem and 10¢ (now, 5¢) per mile, plus $125 quarterly to chairman. Effective July 1, 1969.

H 693 Beer/wine sale in Swannanoa — BUNCOMBE
Introducer: DeBruhl — Sent to ABC

"To repeal Chapter 396, Public-Local Laws of 1937, relating to the sale of beer and wine in the Village of Swannanoa." Repeals Pub. Loc. 1937, Ch. 396, which prohibited sale of intoxicating beverages within one mile of Southern Railway Station in Swannanoa.

H 694 Hospital insurance deduction — MONTGOMERY
Introducers: Blake and Garner — Sent to EDUCATN

"To authorize the Montgomery County Board of Education to enter into written agreements with the employees of said Board to deduct specified sums from the salaries of the employees for hospitalization insurance." Provides that employees of Board of Education may voluntarily enter into written agreement with Board to authorize deduction from salary to pay hospital insurance; authorizes Board to make such payments directly to insurance company. Provides that employee may cancel agreement upon 30 days written notice and that Board may cancel upon 10 days written notice.

H 695 Henderson charter amendment — VANCE
Introducer: Church — Sent to LOC GOVT

"To amend the Charter of the City of Henderson, Chapter 780 of the Session Laws of 1967." Adds authority to require railroads to repair grade crossings, and upon failure to make such repairs by City forces and to charge cost to railroad, to be lien on taxable real property owned by railroad in City, collectible as provided for property taxes. Adds authority to discontinue both water and sewer services for non-payment of either water or sewer charges or any other sanitation charge. Grants authority to appropriate funds from any source other than property taxes for industrial development.

H 696 Extra seat of court — BEAUFORT
Introducers: Roberson and Burris — Sent to COURTS

"To establish an additional seat of court in Beaufort County." Amends GS 7A-133 to designate Beaufort as an additional seat of district court for Beaufort County.

H 697 School board lease — PITT
Introducers: Rountree and Reid — Sent to LOC GOVT

"Authorizing the Pitt County Board of Education to lease the Fountain Elementary School facility to the Fountain Community Development Corporation for a period in excess of one year." As title indicates.

H 698 Wrightsville officials' pay — NEW HANOVER
Introducer: Snead — Sent to LOC GOVT

"To amend Chapter 305 of the Private Laws of 1899, as amended by Chapter 519 of the Session Laws of 1965, relating to the compensation of the Mayor and Aldermen of the Town of Wrightsville Beach." Fixes compensation of mayor at $800 (now, $480), and compensation of aldermen at $600 (now, $300) per year.

H 700 Firemen's supp. welfare fund — FORSYTH
Introducer: Jemison — Sent to LOC GOVT

"To provide a supplemental welfare fund for firemen in the County of Forsyth." Directs trustees of Forsyth firemen's relief fund to establish and maintain separate supplemental welfare fund. Directs trustees to make various transfers between relief funds of individual volunteer fire dep'ts in Forsyth, Forsyth Firemen's Relief Fund, and new welfare fund, in order to keep $10,000 in relief fund and all else in welfare fund. Provides welfare funds to be disbursed to assist any member of County Volunteer Firemen's Assn. injured while performing duties. Authorizes trustees to invest monies in either fund, as authorized by GS 159-28.1, and to accept gifts for welfare fund. Requires trustees to bond treasurer of relief fund.

H 701 Asheboro lease — RANDOLPH
Introducers: Garner and Blake — Sent to LOC GOVT

Authorizing the Town of Asheboro to lease property to Ash-Rand Rescue, Inc., a non-stock non-profit corporation." Grants authority to lease described tract for use as site for headquarters of Ash-Rand Rescue, Inc.

H 702 Franklinton school fund transfer — FRANKLIN
Introducer: Speed — Sent to EDUCATN

"To authorize the school board of the Franklinton City Schools in Franklin County to transfer surplus from capital outlay fund to current expense fund for fiscal 1968-1969 and subsequent years." As title indicates, but limits transfers to sums not exceeding $15,000 in any one year.

H 703 RTI fund uses — RICHMOND
Introducer: Covington — Sent to EDUCATN

"Providing that money raised for the Richmond Technical Institute either through tax levy or bond issue may be used for community college purposes." As title indicates, use of funds contingent upon Richmond Tech. becoming community college.

H 704 Thomasville cable TV — DAVIDSON
Introducers: Hege and Snyder — Sent to LOC GOVT

"To permit the City of Thomasville to operate and maintain a cable television system." Authorizes city to construct and operate CATV within corporate limits and zoning jurisdiction. Amends Revenue Bond Act of 1938 (GS Ch. 160, Art. 34) to permit issuance of revenue bonds for CATV, by Thomasville.

H 708 Sawmills incorporation (Iden S 422) — CALDWELL
Introducer: Kincaid — Sent to LOC GOVT

To authorize an election on the question of incorporating the Town of Sawmills in Caldwell County." Identical with S 422, digested in Bulletin No. 63, page 533.

H 709 Abolish coroner — FORSYTH
Introducers: Wills and McKnight — Sent to LOC GOVT

"To abolish the office of coroner in Forsyth County." Abolishes office of coroner in Forsyth. Provides, when coroner to serve process, for service of process or execution by sheriff of an adjoining county. Provides chief deputy sheriff to act for sheriff when office of sheriff is vacant. Effective July 1, 1969.

H 710 Lake Waccamaw-subdiv. controls (Iden. H 614) — COLUMBUS
Introducers: Soles and Williamson — Sent to LOC GOVT

"To authorize the governing board of the Town of Lake Waccamaw to regulate the subdivision of the land in and around said town and within 2,000 feet inland around the boundaries of Lake Waccamaw." Identical in all respects with earlier (4/8/69) H 614 digested in Bulletin No. 60, p. 487.

H 711 Land sale to Arts School — FORSYTH
Introducer: Horton — Sent to EDUCATN

"To authorize the Winston-Salem/Forsyth County Board of Education to convey certain lands to the North Carolina School of the Arts Foundation, Inc." Authorizes named Board of Education to sell and convey either or both of two tracts (described by metes and bounds) to Arts Foundation with or without consideration and at private sale.

H 712 Havelock town limits — CRAVEN
Introducers: R. Godwin, Barker and Boshamer — Sent to LOC GOVT

"To amend the Charter of the Town of Havelock to exclude from within the Town limits a portion thereof used primarily for agriculture purposes." Redefines corporate limits. Recites that limits include all of Havelock Sanitary District but are not limited to the district.

H 713 1% sales/use tax — ORANGE
Introducer: Stanford — Sent to FINANCE

"Enabling Orange County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one per cent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Orange County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Orange for use outside county or bought outside NC for use in Orange. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on a percapita basis. Provisions of GS Ch. 105, Art. 5 made applicable to tax, so far as not inconsistent with provisions of Act.

H 714 Chapel Hill-Carrboro zoning — ORANGE
Introducer: Stanford — Sent to LOC GOVT

"An Act to redefine the extraterritorial zoning and subdivision jurisdiction of the Town of Chapel Hill and Carrboro." Grants extraterritorial zoning and subdivision jurisdiction to Chapel Hill and Carrboro to extent permitted by GS 160-181.2 (one mile beyond limits) whenever in excess of jurisdiction conferred by other general or local law. Provides that division line between extraterritorial jurisdiction of two towns may be relocated by mutual written agreement. Provides that when area annexed by one town is within extraterritorial zoning jurisdiction of the other at time of annexation, annexed area to remain subject to ordinances for 60 days, after which area becomes subject to ordinances of annexing town (which may be amended within 60 day period to become effective at end thereof).

Grants authority to towns to enforce within extraterritorial zoning and subdivision jurisdiction: all planning, zoning and subdivision regulations, ordinances and controls; all ordinances and codes relating to construction and repair of buildings; all ordinances relating to unsafe buildings; N. C. State Building Code, N. C. State Plumbing Code, and N. C. Uniform Residential Building Code. Authorizes towns to require appropriate building permits within extraterritorial jurisdiction, and to require contractor to secure permits rather than owner. Authorizes towns to decline to exercise extraterritorial jurisdiction within any part of such jurisdiction so as to conform to natural boundaries, and provides that area so declined shall remain subject to any county zoning ordinance then in effect.

H 715 Chapel Hill eminent domain — ORANGE
Introducer: Stanford — Sent to LOC GOVT

"An Act authorizing the Town of Chapel Hill to acquire an entire structure or parcel of land when it is severed by street right-of-way and to provide an additional procedure by which the Town of Chapel Hill may acquire property for public purposes by eminent domain." Authorizes City to acquire, by purchase or condemnation, entire parcel of land whenever proposed right of way of street or highway necessitates taking such portion of parcel and remainder is of little value and City makes determination either (1) that partial taking would substantially destroy economic value of remainder, (2) economy in expenditure in public funds would be best served by acquisition of whole, or (3) public interest best served by acquisition of whole. Authorizes City to acquire entire building, and to enter surrounding land to remove building, whenever proposed street or highway right of way necessitates taking portion of building. Requires City to first determine that partial taking will substantially destroy economic value or utility of building and determine that (1) economy of public funds expenditure promoted, (2) not feasible to cut off portion without destroying building, or (3) convenience, safety or improvement of street promoted. Makes "quick take" provisions of GS Ch. 136, Art. 9, applicable to Town of Chapel Hill (article permits immediate possession of land to be taken under eminent domain upon deposit into court of sum equal to estimated damages.)

H 716 Comm'rs and Ed. Bd. pay — ALLEGHANY
Introducer: Collins — Sent to LOC GOVT

"To fix the salaries of the Board of County Commissioners and the Board of Education of Alleghany County." Fixes compensation of commissioners and board of education at $25 for first monthly meeting and $15 for each subsequent meeting in any month. Fixes mileage allowance at 10¢/mile for commissioners, board of education, sheriff, and superintendent of schools.

H 717 Raleigh firemen's retirement funds — WAKE
Introducers: Twiggs, H. Taylor, S. Johnson, and A. McMillan — Sent to LOC GOVT

"To provide supplemental retirement funds for firemen in the City of Raleigh and to modify the application of G.S. 118-5, G.S. 118-6, and G.S. 118-7 to the City of Raleigh." Requires trustees of Raleigh's firemen's relief fund, as soon as practicable each year after Jan. 1, but before July 1, to divide income earned in preceding calendar year upon investments in fund into equal shares and disburse same as supplemental retirement benefits. Sets out schedule of eligibility for such benefits. Directs trustees to invest all funds in relief fund in one or more investments named in or authorized by GS 195-28.1. Requires trustees to bond treasurer of relief fund.

H 718 Battleboro corporate limits — EDGECOMBE, NASH
Introducer: Fenner, Barbee and Eagles — Sent to LOC GOVT

"To extend the corporate limits of the Town of Battleboro." As title indicates, citing metes and bounds.

H 719 Bd. of Health pay — EDGECOMBE
Introducer: Eagles, Barbee and Fenner — Sent to LOC GOVT

"To fix the compensation of the members of the county Board of Health of Edgecombe County." Provides county commissioners to fix compensation of board of health.

H 720 Welfare board pay — EDGECOMBE
Introducer: Eagles, Barbee and Fenner — Sent to LOC GOVT

"To fix compensation of members of the County Board of Public Welfare of Edgecombe County." Provides county commissioners to fix compensation of board of public welfare.

H 721 Building permits — CHOWAN
Introducer: P. Godwin — Sent to LOC GOVT

"An Act to amend Chapter 568, Session Laws of North Carolina, Regular Session 1965, entitled 'An Act requiring a building permit in Chown County." Amends cited act to provide for administration of act by county tax supervisor rather than county accountant.

H 722 County officials compensation — GATES
Introducer: P. Godwin — Sent to LOC GOVT

To repeal Chapter 565, Session Laws of 1961, relating to the compensation of certain officials in Gates County." Repeals cited act which fixes salary ranges of clerk superior court, register of deeds, sheriff, and deputy sheriff, and certain mileage and per diem expense allowances.

H 723 Garner Charter amendments — WAKE
Introducer: S. Johnson — Sent to LOC GOVT

"To amend Chapter 664 of the Session Laws of 1961, the Charter of the Town of Garner, for the following purposes: to eliminate the requirement of a majority vote not in conformity with the General Statute, to clarify the Town Manager's authority to remove Town employees, to eliminate provisions applicable to Recorder's Court Judge and Solicitor, and to remove limitations on purchase and contract procedures covered by General Statutes." As title indicates.

H 724 Tax discounts — WAKE
Introducers: S. Johnson, A. McMillan, H. Taylor and Twiggs — Sent to LOC GOVT

"Relating to discounts for payment of taxes in Wake County." Provides taxpayer entitled to discount fixed by SL 1947, Ch. 1088 if taxes paid within 14 days after notices mailed when notices not mailed prior to Sept. 1, except taxpayers subject to penalty for late listing.

H 725 ABC officers — GATES
Introducer: P. Godwin — Sent to JUDIC 1

"Authorizing the Board of County Commissioners and the County ABC Board of Gates County to jointly employ law enforcement officers." As title indicates; parties to enter into contract assigning deputy sheriff primary responsibility of enforcing ABC laws under direction of ABC board. Agreement to provide that deputy to provide other specified duties for Sheriff. Contract to set salary, with ABC board contributing portion from amount it is authorized to expend for law enforcement. Deputy to have powers specified in GS 18-45.

H 726 Civil service applicability — GUILFORD
Introducer: Short — Sent to LOC GOVT

"To amend Chapter 144 of the Public-Local Laws of 1937, as amended, relating to the civil service act of the City of High Point." Amends cited act to add to list of employees exempt from jurisdiction of civil service commission employees paid on hourly wage basis and assistants to city manager and to delete references to municipal court officials, and boards and commissions appointed by city council.

H 727 High Pt. Council/Mayor pay — GUILFORD
Introducer: Short — Sent to LOC GOVT

"Amending Chapter 337, Session Laws of 1967, relating to the salaries of the members of the City Council and the Mayor of the City of High Point." Fixes minimum compensation of mayor at $4,800 (now, salary is $3000) and mayor pro tem and council members at $2,400 per year (now, $1800). Provides council may fix salaries subject to stated minimum, but no increase or reduction to take effect during term of office in which voted. Effective June 1, 1969.

H 728 Sheriff's salary — GUILFORD
Introducer: Short — Sent to LOC GOVT

"To amend Chapter 235 of the Session Laws of 1949, as amended by Chapter 1228 of the Session Laws of 1959 and as amended further by Chapter 1070 of the Session Laws of 1963 relating to the salary of the Sheriff of Guilford County." Amends cited acts to fix sheriff's salary at not less than $12,500 per year (now, between $9000 and $13,500), in lieu of all fees and commissions except those received by part-time salaried deputies and unsalaried deputies as provided by SL 1943, Ch. 318.

H 729 Subdivision regs. — GUILFORD
Introducer: Short — Sent to LOC GOVT

"To amend G. S. 153-266.3 relating to sub-division regulations in Guilford County." Amends cited act as applicable to Guilford County to allow subdivision ordinance to require construction of community service facilities in accordance with County policies and standards, and to require posting bond or other method to insure compliance.

H 730 Rocky Mount charter amdt — EDGECOMBE, NASH
Introducer: Fenner — Sent to LOC GOVT

"Amending the Charter of the City of Rocky Mount." Grants authority to regulate lands and lakes owned by city whether within or without corporate limits. Deletes charter provision requiring policement to be residents of city, and adds requirement that policement reside in Nash or Edgecombe Counties. Adds four

alternate members to board of adjustment; two to reside in city appointed by city council; one to reside in extraterritorial jurisdiction in Edgecombe County appointed by Edgecombe commissioners; one to reside in extraterritorial jurisdiction in Nash County appointed by Nash commissioners. Provides alternate members may represent absent regular member resident in same territory. Adds to provisions concerning water main and sanitary sewer improvements authority to include tap for each lot where water main constructed adjacent to land divided into lots by map or plat either recorded or unrecorded but approved by Planning and Zoning Commission. Adds authority to assess without petition for curb and gutter improvements. Clarifies language of section permitting improvement and assessment without petition where property benefited in amount at least equal to assessment. Deletes reference to Eastern Standard Time in charter provision concerning elections, and substitutes "local time then in effect in the City."

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 267 Highway bonds interest increase-2 (digested in Bulletin No. 48, p. 360). Amendments adopted in Senate 4/14/69 to provide that vote to be at a "special" election (previously, election) at which absentee ballots to be excluded.

HOUSE

H 262 (Robeson) Salary of Fairmont officials (digested in Bulletin No. 36, p. 240) (fixes salaries of Fairmont mayor and commissioners). Amendment adopted in House 4/14/69 providing nothing in Act to limit authority of B'd of Comm'rs to act under GS 160-9.1, added by SL 1969, Ch. 181 (providing governing board of city or town may fix its compensation and that of mayor).

H 469 (Carteret) Newport comm'rs salaries (digested in Bulletin No. 53, p. 424) (fixes salaries of Newport Comm'rs). Amendment adopted in House 4/14/69 providing nothing in Act to limit authority of Newport Comm'rs to act under GS 160-9.1, added by SL 1969, Ch. 181 (providing governing board of city or town may fix its own compensation and that of mayor).

H 470 (Vance) County official's pay (digested in Bulletin No. 53, p. 424) (fixes salaries of various county officials). Amendment adopted in House 4/14/69 providing nothing in Act to limit authority of County Comm'rs to fix their own compensation, as provided under GS 153-13, as amended by SL 1969, Ch. 180.

H 479 (Pasquotank) Pasquotank commissioners pay (digested in Bulletin No. 53, p. 425) (provides travel/expense allowance for Pasquotank Comm'rs and Chm'n). Amendment adopted in House 4/14/69 providing nothing in Act to limit authority of County Comm'rs to fix their own compensation as provided under GS 153-13, as amended by SL 1969, Ch. 180.

H 482 (Buncombe) Asheville initiative, referendum & recall (digested in Bulletin No. 53, p. 425). Amendment adopted in House 4/14/69 providing no question concerning city ordinance proposed by petition and submitted to referendum may be resubmitted to referendum by petition within three years from date of election at which question was first voted on.

H 489 (Mecklenburg) Eminent domain-water/sewer (digested in Bulletin No. 53, p. 426). Amendment adopted in House 4/14/69 providing nothing in Act to be construed to enlarge power of Mecklenburg Comm'rs to condemn property already devoted to public use.

H 495 (Alamance) County officials' salaries (digested in Bulletin No. 54, p. 436) (fixing salaries of various Alamance County officials). Amendment adopted in House 4/14/69 providing nothing in Act to limit authority of County Comm'rs to fix their own compensation as provided under GS 153-13, as amended by SL 1969, Ch. 180.

H 558 (Macon) Highlands nontax funds (digested in Bulletin No. 57, p. 454). Amendment adopted in House 4/14/69 requiring Highlands municipal ordinances appropriating nontax funds to named organizations to state purposes for which funds to be spent, and providing funds must be spent for named purposes only. Further requires Highlands governing body to demand periodic accounting from such organizations concerning funds so appropriated.

SENATE AND HOUSE CALENDAR ACTION APR.14,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 56 SAFE DRIVER REWARDS. S-PLACED ON CAL FOR APRIL 16.
#S. 95 WRONGFUL DEATH AMENDMENTS.(4/10) RATIFIED - CHAPTER 215.
S. 144 DIST. BAR-MEMBERSHIP FEES.(3/26) H-PASSED 3RD READING.
S. 184 LOCAL AIR POLLUTION CONTROL.(3/13) H-PLACED ON CAL FOR APR.17.
S. 222 DRIVING ON SUSPENDED LICENSE.(3/24) H-PLACED ON CAL FOR APR.17.
S. 230 COMMUNITY COLLEGE PROPERTY.(4/10) H-REF TO COM ON JUDIC 2.
S. 237 PROBATIONARY DRIVER LICENSES.(3/24) H-PASSED 3RD READING.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2. (4/14)S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
S. 270 GAS TAX PROCEEDS-WILDLIFE. S-REPTD FAV.
S. 346 REPRINTING OF REVENUE ACT. H-REF TO COM ON FINANCE.
S. 347 REPRINTING OF MACHINERY ACT. H-REF TO COM ON FINANCE.
S. 365 (J.RES.) PRACTICAL NURSING CREDIT. H-REF TO COM ON HEALTH.
S. 372 CONTINUING EDUCATION-OPTOMETRISTS. H-REF TO COM ON HEALTH.

H. 316 QUAIL SALE.(4/09) H-PLACED ON CAL FOR APR.15.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS.(3/28, 4/11) S-PASSED 3RD READINGS; S-SENT TO CONCUR IN S-AMEND.
H. 394 COUNTY OFFICIALS' SALARIES. S-REF TO COM ON LOC GOVT.
H. 437 SEC'Y,EUGENICS BD.-PUB.WELFARE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 449 COUNTY BONDS FOR WATER STORAGE. S-REF TO COM ON CONS&DEV.
H. 487 POLL WATCHERS CLARIFICATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 494 MUNICIPAL CEMETERY TRANSFERS.(4/11) S-REF TO COM ON JUDIC 2.
H. 529 STATE ABC BOARD ORGANIZATION. S-REF TO COM ON ABC.
H. 563 AMENDING H52 - 1969 PAY.(4/11) S-REPTD FAV.
H. 604 REGISTER VOTERS EVERY 50 YEARS. H-PASSED 2ND READING.
H. 611 COUNTY MEDICAL EXAMINERS AMENDTS.. S-REF TO COM ON JUDIC 2.

LOCAL BILLS

S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03, 4/11) S-PASSED 2ND READING.
S. 298 (GUILFORD) GREENSBORO SCHOOL ADMINISTRATION. H-REF TO COM ON EDUCATN.
S. 338 (GUILFORD) GREENSBORO SCHOOL LAND DEED. H-REF TO COM ON JUDIC 2.
S. 381 (MOORE) BEER & WINE ELECTION. H-REF TO COM ON ABC.

S. 382 (HALIFAX) SANITARY DISTRICT BOARD PAY. H-REF TO COM ON LOC GOVT.
S. 383 (MARTIN) MARTIN TECH LAND TRANSFER. H-REF TO COM ON LOC GOVT.
S. 390 (GUILFORD) GREENSBORO ANNEX GUILFORD COLLEGE. S-PASSED 2ND READING.
S. 392 (MONTGOMERY) WATER SYSTEM LAND TRANSFERS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 396 (HALIFAX) ROANOKE RAPIDS FIREMEN. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 416 (MADISON) COMMISSIONERS' PAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 417 (MADISON) COUNTY OFFICIALS' PAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 418 (MADISON) COURT HOUSE SECRETARIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 250 (CLAY) REGISTER OF DEEDS PAY. S-REF TO COM ON LOC GOVT.
H. 262 (ROBESON) SALARY OF FAIRMONT OFFICIALS.(4/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 313 (PITT) GREENVILLE SCHOOL BOARD MEMBERS. S-PASSED 2ND & 3RD READINGS.
H. 338 (IREDELL) STATESVILLE POLICE-FIRE RESIDENCY. S-REF TO COM ON JUDIC 1.
H. 339 (LENOIR) SHERIFF,REGISTER PAY. S-REF TO COM ON LOC GOVT.
H. 427 (WASHINGTON) PLYMOUTH CORPORATE LIMITS. S-PASSED 2ND READING.
H. 443 (HOKE) RAEFORD - "CITY". S-PASSED 2ND & 3RD READINGS.
H. 446 (PITT) TAX LISTING AND TOWNSHIPS. S-REF TO COM ON LOC GOVT.
H. 448 (NEW HANOVER) COUNTY OFFICIALS - SALARIES. S-PASSED 2ND & 3RD READINGS.
H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. S-PASSED 2ND READING.
H. 458 (NEW HANOVER) WILMINGTON HISTORIC SITES PROTECTED. S-PASSED 2ND & 3RD READINGS.
H. 462 (HAYWOOD) REGISTER OF DEEDS SALARY. S-PASSED 2ND & 3RD READINGS.
H. 469 (CARTERET) NEWPORT COMM'RS SALARIES.(4/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 470 (VANCE) COUNTY OFFICIALS'S PAY.(4/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 471 (MCDOWELL) MUNICIPAL SUBDIVISION. S-REF TO COM ON LOC GOVT.
H. 472 (ASHE) NEW AND LOOSE-LEAF REGISTRATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 478 (HERTFORD) AHOSKIE TOWN LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 479 (PASQUOTANK) PASQUOTANK COMMISSIONERS' PAY.(4/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 480 (PASQUOTANK) PASQUOTANK COUNTY ACCOUNTANT. S-REF TO COM ON LOC GOVT.
H. 482 (BUNCOMBE) ASHEVILLE REFERENDUM & RECALL.(4/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 488 (WAKE) PERMANENT REGISTRATION. H-PASSED 2ND & 3RD READINGS.

H. 489 (MECKLENBURG) EMINENT DOMAIN-WATER/SEWER.(4/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 495 (ALAMANCE) COUNTY OFFICIALS' SALARIES.(4/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 498 (FORSYTH) CITY-COUNTY JOINT PURCHASING. S-REF TO COM ON LOC GOVT.
H. 500 (WAKE) SHERIFF,REGISTER SALARIES. S-REF TO COM ON LOC GOVT.
H. 504 (CLAY) PISTOL PERMITS. S-REF TO COM ON JUDIC 2.
H. 526 (MECKLENBURG) TAX PREPAYMENT DISCOUNTS. S-REF TO COM ON LOC GOVT.
H. 527 (MECKLENBURG) CITY,COUNTY,CONTRACT BIDS. S-REF TO COM ON LOC GOVT.
H. 538 (RUTHERFORD) REGISTER OF DEEDS PAY. S-REF TO COM ON LOC GOVT.
H. 539 (RUTHERFORD) SHERIFF PAY. S-REF TO COM ON LOC GOVT.
H. 542 (NASH) NASHVILLE CHARTER REVISION. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 547 (CARTERET) CAPE CARTERET COMM'R ELECTION. S-REF TO COM ON LOC GOVT.
H. 549 (CRAVEN) SCHOOL BOARD COMPENSATION. S-REF TO COM ON LOC GOVT.
H. 554 (CATAWBA) MAIL TAX LISTING. S-REF TO COM ON LOC GOVT.
H. 556 (LINCOLN) LINCOLNTON BOND VALIDATION. S-REF TO COM ON LOC GOVT.
H. 558 (MACON) HIGHLANDS NONTAX FUNDS.(4/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 570 (PITT) AYDEN CHANGE OF ELECTION. S-REF TO COM ON LOC GOVT.
H. 590 (WILSON) UNAUTHORIZED VEHICLES REMOVAL. S-REF TO COM ON JUDIC 2.
H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM. S-REF TO COM ON LOC GOVT.
H. 616 (ROCKINGHAM) MAYODAN TOWN ELECTION-2. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Sessions of the Senate and House:

12:00 noon, Tuesday April 15, 1969.

#

G41
25:1969/65
C.2

INSTITUTE OF GOVERNMENT

North Carolina State Library
Raleigh
N. C.
Doc.

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 65 -563- TUESDAY, APRIL 15, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 457 Full-time voter registration (Iden. H 741) GS 163
Introducer: Norton Sent to ELECTION

"To amend Chapter 163 of the General Statutes of North Carolina so as to require that all counties adopt the full-time registration of voters." Rewrites GS 163-67(a) to require county election boards to establish before January 1, 1971 full time system of registration as prescribed by State Board of Elections. Books and records to be open at all reasonable hours as per regular county office hours. Registrants must register 21 days prior to primaries or elections. Spells out registration procedures and records to be kept; authorizes county boards to make rule not inconsistent with law and State Board regulations. Rewrites GS 163-67(b) to provide that in counties having less than 14,001 registered voters, State Board to make regulations permitting operation of modified full-time office, but authorizes such counties to keep full-time office hours if they so elect. Adds new GS 163-67.1 authorizing county boards (whether full time or on modified schedule) to employ executive secretary whose salary set by county elections board and approved by county commissioners. County board may delegate administrative duties of chairman to executive secretary who may serve as registrar. Chairman may delegate his powers under GS 163-73 to executive secretary, but chairman remains legally responsible. Program to be funded by county commissioners based upon budget recommendations of county elections board.

S 461 Wright Tavern funds (Iden. H 750) APPROPRIATION
Introducer: Penn Sent to APPROPRN

"Appropriating funds for the repair and restoration of the Wright Tavern in Rockingham County." Appropriates $35,000 from State general fund to Dep't of Archieves and History for repair and restoration of Wright Tavern. Effective July 1, 1969.

S 466 Foreign corporation executors GS 55
Introducer: Bailey Sent to JUDIC 1

"To amend G. S. 55-132 so as to permit foreign corporations from the states of Georgia, South Carolina, Tennessee and Virginia to act as testamentary trustees, administrators or executors in North Carolina on a reciprocal basis." Amends GS 55-132 to permit foreign corporation from cited states to act as testamentary trustee, administrator or executor in NC if (1) it has bona fide capital of at least $250,000 actually paid in, (2) is authorized to act as such in state where incorporated or is a national bank in state in which it has principal place of business, and (3) the state in which foreign corporation located has reciprocal law favoring NC corporations.

S 467 Court costs-caveator's atty. GS 6
Introducer: Henley Sent to JUDIC 2

"To amend General Statute 6-21 so as to provide that the court may tax as costs of court the attorney fees for the caveator's attorney only if the caveat proceeding is successful." Rewrites GS 6-21 to provide that in caveat to will, where caveat proceeding terminated by verdict and judgment in favor of caveators, court may tax costs against either party or apportion among parties. As presently written, section applies also to any action or proceeding with may require the construction of any will or trust agreement and court's discretion applies regardless of whether caveator prevails.

S 468 Amending drug laws GS 90
Introducers: McGeachy and others Sent to JUDIC 1

"To amend Article 5 and Article 5A of the General Statutes relating to narcotic, barbiturate, and stimulant drugs." Amends GS 90-87(9) to further define "narcotic drugs" to include "opium poppy, cannabidial, tetrahydro-cannabinol" and any drug found by State Board of Health to have "hallucinogenic properties similar to lyseric acid diethylamide". Adds new GS 90-87(11a) defining "opium poppy" as including plant Papaver Somniferum and any other plant or part of such plant which is source of opium or opium products.

Amends GS 90-97(b) to add following conditions to exemptions from Article (Narcotic Drug Act): (1) requires purchaser or receiver of exempt preparation to use in good faith as medicine and not to evade provisions of Art.; (2) prohibits purchase or receipt of more than one fluid ounce of paregoric or two fl. oz. of elixir of terpinhydrate with codeine within 24-hour period except with physician's prescription; (3) requires pharmacist or physician selling or leasing exempt preparation to affix label to container showing his name, address, registry number or same of pharmicist for whom acting; also name and address of patient, date, official or common name of drug; prohibits removal or defacing of label.

Adds new GS 90-113.1(12) defining phrase "glue containing a solvent having the property of releasing toxic vapors or fumes" as any adhesive containing certain named chemical compounds. Amends GS 90-113.8 to make persons convicted of illegal sale (now, only "illegal possession for the purpose of sale," etc.) guilty of felony. Adds new GS 90-113.8(d) to make violators of GS 90-113.9 through GS 90-113.11 (sales or possession of glue or inhaling glue fumes) a misdemeanor, punishable in court's discretion. Adds new GS 90-113.9 to make unlawful inhaling of glue fumes for purpose of causing intoxication, etc. Exempts inhalation of anesthesia for medical/dental purposes. Adds new GS 90-113.10 to make unlawful use or possession for using any glue for glue-sniffing purposes. Adds new GS 90-113.11 to make unlawful sale or offer to sell to another person glue container with intoxicating properties if seller has reasonable cause to suspect that product to be used for glue-sniffing purposes. Adds new GS 90-113.12, to make unlawful sale or gift to inmate of any charitable or penal institution of any intoxicating drink, barbiturate or stimulant drug (as defined in GS 90-113.1) except on physician's prescription; conviction a misdemeanor, punishable in court's discretion, and if employee of State institution, dismissal from office. Adds new GS 90-113.13 to make unlawful furnishing to inmate of charitable or penal institution any deadly weapon, ammunition for same, narcotic, poison or poisonous substance, except on physician's prescription; makes conviction a felony with fine or imprisonment in State's Prison for up to 10 years in court's discretion and, if employee of State institution, dismissal from office.

Amends GS 90-113.2(5) to prohibit sale of any barbiturate or stimulant drugs (now, only possession for purpose of sale, etc. prohibited). Amends GS 90-113.5 to make records covering exempted sales of drugs under Art. available to inspection by county and municipal officers enforcing laws relating to barbiturate or stimulant drugs (now, only open to inspection by State and federal officers with duty to enforce such laws). Amends GS 90-113.2(4) to make unlawful obtaining

or attempting to obtain by fraud, forgery or use of false name or address any drug under control of NC pharmacy laws (now, only barbituate or stimulant drugs). Adds new GS 90-113.2(7) to make unlawful impersonation of a physician, dentist or veterinarian to secure or attempt to secure any drug requiring prescription under NC Pharmacy Laws or anything of value.

Amends GS 90-111.1 to make conviction for growing or knowingly allowing to grow opium poppy on own land a felony (now, only marijuana so punishable). Amends GS 90-111(a) to add proviso that persons unlawfully possessing one gram or less of dried cannabis sativa L., or one tenth of a gram or less of resin extracted from such plant or of any derivative, etc, of such resin or plant, or one gram or less of marijuana, to be guilty of misdemeanor for first offense and punished in court's discretion (now, first offense punished by fine of not more than $1,000, imprisonment for not more than five years, or both in court's discretion). Repeals cited GS 14 sections which are transferred into Act.

HOUSE

H 733 Teachers' retirement option — GS 135
Introducers: Horton and others — Sent to ST PERS

"Amending the Teachers' and State Employees' Retirement Act so as to make the election of retirement option effective upon execution of such option." Rewrites first paragraph of GS 135-5(g) to prohibit change from options 2 and 3 of section or from nomination of person thereunder after such election has become effective. (Now, may be revoked prior to date first payment becomes normally due or until first retirement check has been cashed. Rewritten paragraph also deletes automatic revocation if person nominated dies before first payment normally due or check cashed.)

H 734 Ex-officio medical examiners — GS 130
Introducer: Church — Sent to HEALTH

"To permit coroners, health directors, and County Physicians to be appointed as medical examiners." Amends GS 130-197 to provide that when person appointed as medical examiner and at time of appointment or later holds office of coroner, local health director, or county physician, appointee to perform duties of medical examiner ex officio and not be considered as holding double office.

H 737 Population estimates-state funds — GS 160
Introducer: Carter — Sent to FINANCE

"To amend G. S. 160-4.1 to allow municipalities becoming reactivated after the decennial census to file estimates of population in order to participate in State collected funds." As title indicates.

H 738 Wade-Powell Bill funds — GS 136
Introducer: Carter — ROADS

"To amend G. S. 136-41.1 to direct the State Highway Commission to pay the 1968 allocation of the Powell Bill funds to the town of Wade from the one percent (1%) of the appropriation withheld." As title indicates; conditioned upon Town filing certificate of population per GS 160-4.1

H 741 Full-time voter registration — GS 163
Introducer: Gentry — Sent to ELECTION

"To amend Chapter 163 of the General Statutes of North Carolina so as to require that all counties adopt the full-time registration of voters." Identical with S 457, digested above in today's bulletin.

H 743 Henderson Tech funds — APPROPRIATION
Introducer: Mayfield — Sent to APPROPRN

"To appropriate funds for the Henderson County Technical Institute." Appropriates from State General Fund to State Board of Education $250,000 for construction of Henderson County Technical Institute subject to final approval of State Board for establishment of Institute and passage of local bond referendum (May 27, 1969).

H 749 Intangible tax-certs. of deposit — GS 105
Introducer: Harris — Sent to BANKS

"To amend Article 7, Chapter 105 of the General Statutes of North Carolina to provide for the payment by banks and persons, firms or corporations doing a banking business of the intangible tax levied on certificates of deposit and to allow the recovery by such banks, or persons, firms or corporations doing a banking business, of the tax so paid by the deduction of such tax from the interest accrued on the certificates of deposit. Amends GS 105-199 as title indicates.

H 750 Wright Tavern funds (Iden. S 461) — APPROPRIATION
Introducer: McMichael — Sent to APPROPRN

"Appropriating funds for the repair and restoration of the Wright Tavern." Identical with S 461, digested above in today's bulletin.

H 753 Jury & witness intimidation — GS 14
Introducer: R. Jones — Sent to JUDIC 2

"Amending G. S. 14-226 so as to make the intimidation or interference with jurors and witnesses a felony and providing the punishment therefor." Amends GS 14-226 by changing penalty for intimidating or interfering with jurors and witnesses from misdemeanor (fine or imprisonment in court's discretion) to felony with fine up to $5,000, or imprisonment up to 10 years, or both.

H 757 Retail installment sales-cars — GS 25, 53
Introducers: Clark, W. Penny and Harris — Sent to BANKS

"To regulate the retail installment sales of motor vehicles and certain consumer loans." Inserts new GS 25B requiring all persons, other than banks (as defined in GS 53-1), industrial banks (as defined in GS 53-37), and national banking ass'ns, who wish to engage in business of a sales finance company (defined as banks, industrial banks and nat'l banking ass'ns; persons engaged in business of purchasing retail installment contacts from retail sellers; and retail sellers) to first obtain from Comm'r of Banks license to carry on business in specific city, town or county. Requires license application to be in writing and contain such information as Comm'r requires, and permits Comm'r to reject any application for license or renewal (license must be renewed annually) when not satisfied that financial responsibility, character, reputation, integrity and general fitness of applicant are such as to command confidence of public that business will be conducted honestly. License fee to be at least $100 and licensee to procure non transferrable license for each place of business. Authorizes Comm'r to make regulations for Chapter, to investigate licensees, and examine books. Grants Comm'r power to summon licensee and force production of books, and makes failure of licensee to comply misdemeanor punishable in discretion of court. Requires Comm'r, upon rejection of license application, to notify applicant, return license

fee less $50 investigation charge, and enter upon records within 20 days written findings causing rejection. Permits applicant to appeal denial to Superior Court of Wake County, within 30 days after denial. Provides that license may be revoked for material misstatement in application, failure to comply with this (new) Chapter, defrauding retail buyer to buyer's damage, or fraudulent misrepresentation to buyer of particulars required by Chapter to be stated to retail buyers. Provides that license for corporation, partnership, etc. may be revoked if responsible official acts in such a way as would be cause for revocation of individual license. Provides for notice and hearing before revocation and for appeal afterwards.

New chapter 25B also requires that all retail installment contracts (defined as agreements pursuant to which title to, property in, or lien upon motor vehicle -- defined as motored vehicle primarily for personal, family or household purposes, and in which any person may be transported on highways -- is retained or taken by retail seller from retail buyer as security for buyer's obligation) be in writing, signed by both buyer and seller, complete as to all essential provisions prior to buyer's signing, and contain a specific statement that liability insurance coverage for bodily injury and property damage caused to others not included and a "notice to the buyer" notifying him of rights; statement and notice must be in at least 10 point type. Requires that contract contain certain information about buyer, seller and vehicle, statement of delinquency charges, if any; statement that, in case of repossession and sale of such personal property for default in payment of any part of total time price, all sums paid on account and any sum remaining from proceeds sale and after deduction of reasonable expenses to be applied to such price, and balance if any to go to buyer. Requires that any amount included for insurance not to exceed applicable premiums chargeable in accord with rates filed with Comm'r of Insurance. Requires that if dual interest insurance purchased by holder of contract (retail seller or sales finance company), holder to, within 30 days, send to buyer copy of policy, and permits buyer privilege of buying such insurance from agent or broker of own selection, although in such case inclusion of insurance premium in contract becomes optional with seller. Provides that if any insurance, premium for which in contract, cancelled, unearned premium refunds received by holder to be credited to final maturing installments of contract except to extent of being applied toward payment of similar insurance to protect buyer and seller. Permits holder of contract, if contract allows, to collect delinquency and collection charge on each installment in default at least 15 days, amount of charge not to exceed 5% of each installment or $25, whichever less. Permits signing of contract with blank spaces only if vehicle to be delivered later, in which case, blanks containing vehicle number and date of first installment may be filled in later. Requires seller to deliver copy of contract to buyer, and sellers failure permits buyer to refuse to accept delivery of vehicle and demand refund of all monies paid on contract. Permits seller to charge and collect finance charge at following rates: (1) for new motor vehicles model year of which not earlier than year in which sale made, or used vehicles of same year for which no prior retail sale, up to $7 per $100 per year; (2) for new motor vehicles not covered in (1) and used vehicle not more than two model years older than year of sale, and any vehicle having three or less wheels, up to $10 per $100 per year; (3) any other used vehicle, up to $12 per $100 per year. Provides that on contracts payable in equal successive monthly installments, such charges to be computed on principal balance (defined as total of cash sale price, charge for any insurance, amount of official fees, all reduced by down payment); on contracts providing for installments extending for period less than or greater than one year, charge to be computed proportionately, and permits computation on basis of full month for any fractional portion of month over 15 days; on contracts with unequal or irregular installments, charge to be no more than effective rate provided for above.

Requires seller, upon full payment by buyer, to mail contract to buyer, and release all security. Permits buyer to pay in full at any time before maturity debt of any retail installment contract, even if contract states otherwise, and to receive a refund credit thereon for such anticipation. Permits holder of any contract, upon written agreement with buyer, to defer scheduled payment of any or all installments, for which may collect deferment charge; and to agree to renew the unpaid time balance, for which renewal holder may collect refinance charge. Limits amounts of deferment and refinancing charges. Permits sales finance company to purchase retail installment contract from seller, but unless buyer has notice of assignment, payment under contract to last known holder binding on all subsequent holders. Requires holder, upon written request of buyer, to furnish free (or at cost of $.50 if last request within 6 months) statement of dates and amounts of payments and total amount unpaid. Lists number of various provisions in contracts which will not be enforceable. Provides that violation of Chapter is misdemeanor, punishable in discretion of court. Provides that violations of provisions concerning contracts will bar recovery of any finance charge, delinquency or collection charge, or refinancing charge on contract involved. Makes all waivers of Chapter void. Permits sales finance companies to make direct loans of principal amount not to exceed $5000 each secured by lien upon consumer goods as defined in GS 25-9-109(1), with rates not to exceed those specified in GS 53-43(6)(a); such loans subject to provisions of this Act as applicable. Effective July 1, 1969.

H 758 Private vehicle reg. fees — GS 20
Introducer: Wills — Sent to ROADS

"To amend G.S. 20-87(5) so as to standardize annual registration and license fees for private passenger vehicles." Rewrites GS 20-87(5) to provide flat registration fee of $14.00 for private passenger vehicles regardless of size, weight or other considerations (now, schedule ranging from $10 to $15 based upon weight).

LOCAL BILLS INTRODUCED

SENATE

S 458 Officials' salaries — ROWAN
Introducer: Sapp — Sent to LOC GOVT

"To increase the salary of certain elected officials in Rowan County." Sets annual salaries for various Rowan officials' as follows: Sheriff-$9,650; Auditor-$9,250; CSC-$8,725; Judge of County Court-$9,200; Solicitor of County Court-$8,000; Register of Deeds-$9,250. Effective July 1, 1969.

S 459 Establish county police dept. — ROWAN
Introducer: Sapp — Sent to LOC GOVT

"To authorize the Board of County Commissioners of Rowan County to establish the Rowan County Police Department and Personnel Advisory Board." Authorizes Board of Commissioners to establish Rowan County Police Department by resolution adopted at two successive regular meeting of Board. Gives Department all authority of Sheriff in enforcing criminal laws and limits authority of Sheriff to serving civil process, acting as bailiff, and managing County jail. Provides Department to consist of Chief of Police, supervisory law enforcement officers, patrolmen, and civilian employees as necessary. Provides that Comm'rs to set number of employees and salaries for Police Dep't and Sheriff's Dep't. Authorizes Comm'rs to contract to provide police services to municipalties within County or to contract for specialized services for private concerns. Spells out procedures for organization of Department, personnel policies, and other matters. Provides that within 30 days after creation of Department, Comm'rs to set up Rowan County Personnel Advisory Board consisting of three members serving staggered 3-year terms. Advisory Board members must be in sympathy with the "merit principle" and not more than two Advisory Board members may be of same political party. Spells out organization and operating procedures for Advisory Board. Spells out duties of Advisory Board including duty to hold competitive entrance examination for all appointments to the position of patrolman in Department, and generally to advise County Manager and the Comm'rs on operation of Department. Prohibits any employee of Department from participating in politics. Effective July 1, 1969.

S 460 Watershed improvement — CASWELL
Introducer: Penn — Sent to LOC GOVT

"Pertaining to Article 3, Chapter 139 of the General Statutes as same relates to a watershed improvement program in Caswell County." Authorizes Caswell Comm'rs to exercise powers under GS Ch. 139, Art. 3 (establishment of watershed improvement programs, expenditure by counties); thereby empowers Comm'rs to levy special watershed improvement tax, not to exceed $.07/$100 property valuation in County by appropriate resolution, without holding election provided under GS 139-39, 139-40 (watershed tax referendum; conduct of election). Expenditure of special tax funds declared to be for special purpose and a necessary expense within GS Ch. 139, Art 3.

S 462 Law enforcers' retirement plan — STANLY
Introducer: Patterson — Sent to LOC GOVT

"To authorize the governing body of the City of Albemarle to establish a retirement system for city employees engaged in the enforcement of criminal laws in the City of Albemarle." Authorizes Albemarle Board of Comm'rs to establish retirement system covering retirement for age, disability, and death for law enforcing employees of city or beneficiaries. Vests in Board final determination of persons included in system and enables city to contribute such amounts necessary to meet liabilities of employees covered. Requires that system be maintained on solvent basis. Provides that contributions for benefits based on prior service to be sufficient to fund liability for such prior service in not more than 40 years from date system set up. Authorizes city to provide for payment of benefits by contracting with any public unit, any insurance company, or other corporation. Provides for investment of funds. Act does not affect other retirement or pension plans authorized by law.

S 463 Emergency reserve fund transfer — STANLY
Introducer: Patterson — Sent to LOC GOVT

"Authorizing the administrative board of the Emergency Reserve Fund of Stanly County to transfer seven thousand five hundred dollars ($7,500) from the Emergency Reserve Fund of Stanly County to the Stanly County Law Enforcement Officers Association, Inc. and seven thousand five hundred dollars ($7,500) to the City of Albemarle." As title indicates. Specifies City of Albemarle to use $7,500 to establish and operate retirement system for city employees engaged in enforcement of criminal laws in city.

S 464 Archdale-Trinity incorporation (Iden. H 732) — RANDOLPH
Introducers: Edwards, Bowles and Murrow — Sent to LOC GOVT

"To authorize an election on the question of incorporating the City of Archdale-Trinity in Randolph County and repealing the charters of the Towns of Archdale and Trinity." Directs Randolph Board of Elections to conduct special election on Tuesday, June 3, 1969, among voters in area described by metes and bounds, for purpose of determining whether to incorporate as Archdale-Trinity. Provides for new registration, conduct of election, and form of ballot. Provides that if election results favorable on incorporation question, six persons named in bill to be city council until successors elected, and six acting as council to pick one of number to serve as "chairman" with powers of mayor until mayor elected. Requires council, before Sept. 1, 1969, to establish four wards. Requires Randolph Board of Elections to conduct municipal election, to elect mayor and eight councilmen, on Nov. 4, 1969, and provides for filing of candidates and conduct of election. Provides that mayor elected to 2-year term; two councilmen to be elected from each ward, with one receiving highest vote to serve four years, other to serve two years.

Sets out charter for Archdale-Trinity, as follows: (1) sets our corporate boundaries; (2) provides for mayor and council, their terms, qualifications, compensation and powers; (3) provides for municipal elections, to be held in odd-numbered years on first Monday in May, beginning 1971; (4) provides for city attorney, city manger (in council's discretion), and other city officers; (5) provides that city financing to be in accord with General Statutes; (6) provides procedure for filing tort claims against city. Repeals certain Acts. Provides procedures for merger with City of High Point, upon resolution of governing board and election in Archdale-Trinity, and upon subsequent resolution of High Point governing board; but if Archdale-Trinity has outstanding general obligation debt, the conditioned on High Point vote as well.

S 465 Durham non-tax revenue purposes — DURHAM
Introducer: Currie — Sent to LOC GOVT

"To authorize the governing body of the City of Durham to appropriate and expend non-tax revenues for certain public purposes." Authorizes governing body of City of Durham to appropriate funds in its discretion to aid non-profit entities in City to defray costs arising from operation of enterprises maintained for specified cultural, natural, or scientific purposes; for advertising City's advantages; for promoting public interest and general welfare; and for other projects not inconsistent with previous purposes. Requires such enterprises to be open to general public. Prohibits appropriations for aforesaid purposes from tax sources, unless authority granted in accordance with law. Authorizes governing body to require such written reports from enterprises seeking appropriations as it may deem advisable. Declares purposes and enterprises in Act to be public purposes.

HOUSE

H 731 Public notice, contract limits — DURHAM
Introducers: Hofler, W. Penny, Royal — Sent to LOC GOVT

"To amend GS 143-129 relating to the letting of public contracts and purchases by City of Durham." Raises from $2,000 to $3,000 the amount of supplies, equipment or materials which City may purchase without complying with the public bid procedures per GS 143-129.

H 732 Archdale-Trinity incorporation (Iden. S 464) — RANDOLPH
Introducers: Garner and Blake — Sent to LOC GOVT

"To authorize an election on the question of incorporating the City of Archdale-Trinity in Randolph County and repealing the charters of the Towns of Archdale and Trinity." Identical with S 464, digested above in today's bulletin.

H 735 State courts' jurisdiction — IREDELL
Introducers: Tolbert and Boger — Sent to COURTS

"Amending G.S. 7-64 relating to the jurisdiction of the superior and inferior courts so as to make same applicable to Iredell County." Amends GS 7-64 by removing Iredell County from counties exempted from section. GS 7-64 gives concurrent jurisdiction to superior and interior courts in criminal actions where statute has previously given exclusive jurisdiction to inferior courts.

H 736 G'boro charter re: gov't form (Iden. S 450) GUILFORD
Introducers: Short, Coble, Frye, Payne, Phillips, and Ridenour Sent to LOC GOVT

"Providing a method for amendment of the Charter of the City of Greensboro with respect to the composition and mode of election of the Mayor and City Council." Identical with S 450, digested in Bulletin No. 64, page 549.

H 739 County comm'rs pay BUNCOMBE
Introducer: DeBruhl Sent to LOC GOVT

"To amend Section 3 of Chapter 936 of the Session Laws of 1963 and Section 1 of Chapter 698 of the Session Laws of 1965 to increase the salaries of the Chairman and one commissioner of the Board of Commissioners of Buncombe County." Provides, as of July 1, 1969, until Comm'rs act to fix compensation as provided by S.L. 1969, Ch. 180, Chm'n of Buncombe County Comm'rs to receive $15,000 (now, $12,000) annually and shall serve in full-time capacity. Provides one commissioner designated by Chm'n to receive annually $8,000 for full-time service, and one commissioner to receive $150/month (presently both members other than Chm'n serve part-time and are paid $150/month). Effective July 1, 1969.

H 740 County officials' pay BUNCOMBE
Introducer: DeBruhl Sent to LOC GOVT

"To increase the salaries of the tax collector, register of deeds and sheriff of Buncombe County." Provides that County officials' to receive annual salaries as follows: tax collector-$11,600; register of deeds-$11,600; sheriff-$13,000. Act does not affect power of Board of County Comm'rs to fix compensation paid to other County officials and employees. Effective July 1, 1969.

H 742 Elizabethtown tax rate BLADEN
Introducer: Green Sent to FINANCE

"To amend G. S. 160-402 relating to the limitation of the maximum tax rate for general purposes, as the same applies to the Town of Elizabethtown in Bladen County." Raises ceiling on tax rate for Elizabethtown to $1.75 per $100 (general law: $1.50).

H 744 Cherryville Comm'rs pay GASTON
Introducers: Stewart, Rhyne, Bumgardner, Leatherman Sent to LOC GOVT

"Fixing the salaries of the Mayor and Commissioners of the City of Cherryville in Gaston County." Amends SL 1961, Ch. 769, Sec. 1, to provide Cherryville Mayor to receive $75 per month (now, $50), and Cherryville Comm'rs to receive $50 per month (now, $35).

H 745 Lincolnton-Cherryville airport GASTON, LINCOLN
Introducers: Stewart, Rhyne, Bumgardner, Leatherman Sent to LOC GOVT

"Enabling the City of Lincolnton and the City of Cherryville to jointly establish an airport and providing for the maintenance of a joint airport by said cities." Amends charters of Lincolnton and Cherryville creating Lincolnton-Cherryville Airport Authority and setting out charter of authority. Defines "airport" as any land or water formally designated for landing/take off of aircraft. Empowers governing bodies of Lincolnton and Cherryville to jointly acquire, control, maintain and operate airport outside city limits and within Gaston or Lincoln counties.

Provides cities may condemn property for airport purposes under power of eminent domain. Provides property for airport may be acquired by gift or by purchase if terms agreeable to cities, otherwise by condemnation. Sets out what monies may be appropriated to purchase airport property and provides for airport bonds and airport bond elections. Prohibits use of ad valorem tax revenues for airport purposes. Provides for appointment of airport authority consisting of three members appointed by Lincolnton governing body for three, two, and one year terms respectively; and three members appointed by Cherryville governing body for three, two, and one year terms respectively. Sets out administrative powers of authority to operate airport and deal with federal regulatory agencies. Provides authority to serve without compensation other than reimbursement for out of pocket expenses. Specifies additional powers of authority to charge fees for use of airport, make reasonable rules for such use, and to employ such persons as authority deems necessary to carry out provisions of Act. Requires authority to submit annual report to Lincolnton, Cherryville governing bodies.

H 746 Lincolnton-Ch'ville airport auth. GASTON, LINCOLN
Introducers: Stewart, Rhyne, Bumgardner and Leatherman Sent to LOC GOVT

"To create the Lincolnton-Cherryville Airport Authority." Creates Lincolnton-Cherryville Airport Authority, pursuant to enabling provisions of GS 63-56 (joint operation of airports), with powers set out in Act and additional powers as conferred by Lincolnton and Cherryville. Provides membership of authority to consist of three members appointed by Lincolnton Board of Aldermen serving three, two, and one-year terms respectively; and three members appointed by Cherryville Board of Aldermen for three, two, and one-year terms respectively. Provides members to be qualified voters of appointing towns. Provides authority may adopt by-laws for its management and election of Chm'n. Specifies following powers granted to authority; (1) to purchase, control, lease, maintain, and regulate Lincolnton-Cherryville airport, (2) to hold necessary personal property, (3) to charge fees for use of airport, (4) to make necessary rules and regulations concerning operation of airport, (5) to regulate any lease arrangement of airport facilities, (6) to appoint manager and fix his compensation, to be paid from airport operation proceeds, (7) to make contracts with third parties in name of Lincolnton-Cherryville airport authority. Provides Lincolnton and Cherryville to be immune from liability for operation of airport by lessee through agreement with airport authority. Provides for segregation of airport operating proceeds and disbursal of such funds by Chairman and treasurer of authority. Provides for annual report of airport operation to governing boards of Lincolnton and Cherryville and for joint meeting of those governing bodies for consideration for such report. Provides airport authority not empowered to pledge faith or credit of Lincolnton or Cherryville in amount in excess of funds deposited by either city for airport purposes, or to contractually bind either city.

H 747 Cherryville Charter GASTON
Introducers: Stewart, Rhyne, Bumgardner, and Leatherman Sent to LOC GOVT

"To revise and consolidate the Charter of the City of Cherryville and to repeal prior charter acts." Revises and consolidates charter as follows: (1) sets out corporate boundaries; including ward boundaries; (2) provides for four man council, one from each ward, to serve for four years and mayor to serve for two years, and provides for qualifications of members and meetings of council; (3) provides for municipal election procedure; (4) requires appointment of city manager and sets forth duties; (5) requires appointment of city attorney and authorizes other city employees; (6) provides for conduct of finances of city in accord with NC General Statutes; (7) provides procedure for disposal of surplus property; (8) extends city police jurisdiction one mile extraterritorially and to all city-owned property, and regulates police; (9) authorizes city to regulate subdivisions in accord with GS 160-226 through 160-227 and to promulgate regulatory codes for city and one mile outside; and (10) provides procedure for filing claims against city. Repeals certain Acts.

H 748 Burlington land conveyance — ALAMANCE
Introducer: Harris — Sent to JUDIC 1

"To confirm, ratify and validate a certain conveyance of land by the City of Burlington." Ratifies conveyance of described tract of land by Burlington to private persons.

H 751 Madison Mayor/Board election — ROCKINGHAM
Introducer: McMichael — Sent to LOC GOVT

"To amend Chapter 635 of the Session Laws of 1963 relating to the election of the Mayor and the Board of Aldermen of the Town of Madison in Rockingham County." Increases size of Board of Aldermen to seven (now, six). Provides that Mayor to be elected by and from Aldermen (now, elected by Town voters). Makes other conforming amendments to Town Charter.

H 752 Tax prepayment discounts — LEE
Introducer: Love — Sent to LOC GOVT

"To fix penalities and discounts upon the payment of taxes in Lee County." Provides all ad valorem, poll and dog taxes of Lee County or any subdivision therein to be due on first Monday in October of year assessed. Provides 2% discount for such taxes paid between July 1 and August 1; 1 1/2% discount for such taxes paid between August 1 and September 1; and 1% discount for such taxes paid between September 1 and October 1. Provides taxes to be paid at face value if paid between October 1 and February 1 of following year. Provides penalty of 1% on tax due amount if paid during February of year following year due; 2% penalty if paid during March of year following year due; 2 1/2% if paid during following April; 3% if paid during following May, with penalty added at rate of 1/2% per month thereafter. Effective July 1, 1969.

H 754 School Bd. membership-terms — ANSON
Introducer: Mills — Sent to EDUCATN

"Relating to the Anson County Administrative School Unit naming certain members to the board and fixing their terms of office." Increases board membership to nine (now, seven), and names two new members and fixes their terms. Directs that in 1974 three members be elected for 6-year terms (now, one member scheduled to be elected that year).

H 755 Oxford land conveyance — GRANVILLE
Introducer: Watkins — Sent to LOC GOVT

"To authorize the City of Oxford to convey certain property to the Board of Education of Granville County." Authorizes Oxford Comm'rs to transfer to Granville Board of Education certain described property, notwithstanding GS 160-59, which requires sale to highest bidder.

H 756 County employees-pay — GRANVILLE
Introducer: Watkins — Sent to LOC GOVT

"To authorize the Board of County Commissioners of Granville County to fix the number of salaried County employees and the compensation of County officials and employees." Adds Granville to counties to which GS Ch. 153, Art. 6A applies, authorizing boards of county comm'rs to fix number and compensation of county employees.

H 759 1% sales/use tax — CATAWBA
Introducers: Beard and Warlick — Sent to FINANCE

"Enabling Catawba County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one per cent upon the sale, use and other taxable transactions upon which the State now imposes a three per cent sales and use tax." Directs Catawba County Bd of Elections, upon written request of County Commissioners, or upon petition of qualified voters numbering at least 15% of those voting in County in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in County. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides that maximum additional tax imposed by this Act on one sale is $10. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Catawba for use outside County or bought outside NC for use in Catawba. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in County, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds to be distributed quarterly to County and municipalities thereinin proportion to total amount of ad valorem taxes levied by each during fiscal year preceding distribution. Provisions of GS Ch. 105, Art. 5 made applicable to tax, so far as not inconsistent with provisions of Act.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 86 Nonresident tuition (digested in Bulletin No. 21, page 116). Amendment adopted in Senate 4/15/69 fixing nonresident tuition at the specified institutions at $1000 per academic year (originally: at twice amount fixed for resident students).

S 296 2 doors on 32 foot house trailers (digested in Bulletin No. 51, p. 394). Committee substitute adopted in Senate 4/15/69 making following changes: (1) eliminates provision that house trailers to be used as residence or dwelling for more than 30 days in State covered by Act (so that all house trailers used as residence or dwelling must be covered); (2) exempts house trailers of any length from Act if sold in State for use outside NC; (3) eliminates provision making sale by dealer unlawful if he knows that purchaser intends to use trailer as residence or dwelling within NC.

HOUSE

H 316 Quail sale (digested in Bulletin No. 40, p. 286; House amendment digested in Bulletin No. 61, p. 506). Amendment adopted in House 4/15/69, to provide that propogated game birds except wild turkey may be taken and sold for food under prescribed conditions (originally: did not except wild turkey).

SENATE AND HOUSE CALENDAR ACTION APR.15,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

NOTE: In the interest of brevity and readability, this week we are omitting from the calendar section of the daily bulletin references to bills introduced today and referred to committee. This information will continue to be found in the digest section (blue pages) of the bulletin.

S. 26 UNDERWRITING COASTAL INSURANCE.(3/07, 4/11) S-CONCURRED IN H AMEND.
#S. 53 ABC ELECTIONS IN MUNICIPALITIES. (3/21, 3/26) H-FAILED 2ND READING.
S. 86 NONRESIDENT TUITION.(4/15) S-REPTD FAV AS AMENDED; S-RE-REF TO COM ON APPROPRN; S-AMENDMENT ADOPTED.
#S. 120 FEDERAL TAX LIEN REGISTRATION. RATIFIED - CHAPTER 216.
#S. 171 EXPANDED MINIMUM WAGE COVERAGE.(3/26) RATIFIED - CHAPTER 218.
S. 203 AUCTIONEER REGULATION. S-REPTD FAV AS AMENDED.
#S. 214 SELF-INSPECTION,MOTOR VEHICLES. RATIFIED - CHAPTER 219.
S. 218 SAFE TIRES.(3/20, 4/10) H-REF TO COM ON HY SAFTY.
#S. 247 COUNTY COMMISSIONER VACANCIES. RATIFIED - CHAPTER 222.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2.(4/14) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 270 GAS TAX PROCEEDS-WILDLIFE. S-RE-REF TO COM ON FINANCE.
S. 296 2 DOORS ON 32 FOOT HOUSE TRAILERS.(4/15) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 324 PRISON DETENTION PENDING APPEAL. S-REPTD FAV AS AMENDED.
S. 330 PRISONER LISTS. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON JUDIC 1.
S. 332 PRIORITY TRIAL,JAIL DEFENDANTS. S-REPTD FAV.
S. 334 PUNISHMENT,PUBLIC DRUNKENNESS. S-REPTD FAV.
S. 352 SCHOOL ATTENDANCE EXEMPTIONS.(4/11) H-REF TO COM ON EDUCATN.
S. 353 PUPIL EXCLUSION APPEALS.(4/11) H-REF TO COM ON EDUCATN.
S. 367 STUDENT AID STUDY COMMISSION. S-REPTD FAV AS AMENDED.
S. 370 CUSTODIAN - BAIL FIXING.(4/11) H-REF TO COM ON JUDIC 1.
S. 374 PUBLICATIONS-ELIZ.CITY STATE. S-REPTD FAV.

H. 166 VEHICLE AXLE WEIGHTS. H-REPTD FAV AS AMENDED.
H. 197 SHERIFF VACANCIES. H-REPTD FAV AS AMENDED.
H. 207 SPEEDING TO AVOID APPREHENSION-3.(4/09, 4/10) S-REF TO COM ON HY SAFTY.
H. 316 QUAIL SALE.(4/09, 4/15) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 364 JAIL TIME PENDING APPEAL.(3/28) S-REPTD FAV.
H. 375 STOP AND FRISK.(4/11) H-RE-REF TO COM ON JUDIC 2.
H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS.(3/28, 4/11) H-CONCURRED IN S-AMEND.
H. 422 CHILD'S YEAR SUPPORT.(4/09) S-REPTD FAV.

#H. 430 DAYLIGHT SAVINGS TIME EXEMPTION. H-REPTD UNFAV.
H. 437 SEC'Y,EUGENICS BD.-PUB.WELFARE. S-REF TO COM ON PUB WELF.
H. 452 C & D BOARD; DIRECTOR. H-REPTD FAV AS AMENDED.
H. 487 POLL WATCHERS CLARIFICATION. S-REF TO COM ON ELECTION.
H. 523 EMPLOYEE LISTS TO TAX COLLECTORS. H-REPTD FAV.
H. 528 TRUST ACT VALIDATION. H-PLACED ON CAL FOR APR.22.
H. 563 AMENDING H52 - 1969 PAY.(4/11) S-PASSED 2ND & 3RD READINGS.
H. 604 REGISTER VOTERS EVERY 50 YEARS. H-RE-REF TO COM ON ELECTION.
H. 608 REGULATE PRISON EMPLOYEE CONDUCT. H-REPTD FAV.

LOCAL BILLS

S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03, 4/11) S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 161 (ROBESON) PROFESSIONAL BONDSMEN. RATIFIED - CHAPTER 217.
#S. 228 (CABARRUS) MT. PLEASANT ABC ENFORCEMENT. RATIFIED - CHAPTER 220.
#S. 229 (CABARRUS) CONCORD ABC ENFORCEMENT. RATIFIED - CHAPTER 221.
#S. 266 (CASWELL) WARRANTY DEEDS. RATIFIED - CHAPTER 223.
S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS.(4/10) S-REF TO COM ON LOC GOVT.
S. 338 (GUILFORD) GREENSBORO SCHOOL LAND DEED. H-REPTD FAV.
S. 368 (ROWAN) ROWAN TECH LAND CONVEYANCE. S-REPTD FAV AS AMENDED.
S. 384 (ROBESON) LUMBERTON ELECTION WARDS. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE;. H-PASSED 2ND & 3RD READINGS
S. 390 (GUILFORD) GREENSBORO ANNEX GUILFORD COLLEGE. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 392 (MONTGOMERY) WATER SYSTEM LAND TRANSFERS. H-REF TO COM ON LOC GOVT.
S. 396 (HALIFAX) ROANOKE RAPIDS FIREMEN. H-REF TO COM ON LOC GOVT.
S. 416 (MADISON) COMMISSIONERS' PAY. H-REF TO COM ON LOC GOVT.
S. 417 (MADISON) COUNTY OFFICIALS' PAY. H-REF TO COM ON LOC GOVT.
S. 418 (MADISON) COURT HOUSE SECRETARIES. H-REF TO COM ON LOC GOVT.
S. 431 (CABARRUS) SCHOOL PROPERTY EXCHANGE. S-REPTD FAV.

H. 204 (GASTON) GASTON SERVICE FEES. H-REPTD FAV.
H. 427 (WASHINGTON) PLYMOUTH CORPORATE LIMITS. S-PASSED 3RD READING.
H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. S-PASSED 3RD READING.
H. 457 (BEAUFORT) AURORA ELECTION. S-REPTD FAV.
H. 472 (ASHE) NEW AND LOOSE-LEAF REGISTRATION. S-REF TO COM ON ELECTION.
H. 478 (HERTFORD) AHOSKIE TOWN LIMITS. S-REF TO COM ON LOC GOVT.
H. 488 (WAKE) PERMANENT REGISTRATION. S-REF TO COM ON ELECTION.
H. 542 (NASH) NASHVILLE CHARTER REVISION. S-REF TO COM ON LOC GOVT.
H. 616 (ROCKINGHAM) MAYODAN TOWN ELECTION-2. S-REF TO COM ON ELECTION.
H. 636 (DARE) INDECENT LANGUAGE. H-REPTD FAV.
H. 637 (DARE) FIREARMS CONFISCATION. H-REPTD FAV.
H. 638 (DARE) PROHIBITING RIFLES,MAINLAND. H-REPTD FAV.
H. 725 (GATES) ABC OFFICERS. H-REPTD FAV.

****

Next Sessions of Senate and House:

12 Noon, Wednesday, April 16, 1969.

G41
25:1969/66
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 66 -577- WEDNESDAY, APRIL 16, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 472 State Tobacco Museum — GS 106
Introducer: Penn — Sent to AGRICULT

"Creating a Tobacco Museum and establishing a Board to establish and operate the Museum." Creates Tobacco Museum Board as State agency composed of 15 members. Five members appointed by Rockingham County Historical Society; four appointed by Lieutenant Governor, four appointed by House Speaker; and two appointed by Governor. Members to serve two year staggered terms without pay or expense allowances. Board to select own Chairman and Vice Chairman serving one year terms. Board to establish and manage Tobacco Museum and authorized to establish reasonable admission fees. Authorizes Board to buy and sell property and to accept gifts. Museum to be located within Rockingham County at site selected by Museum Board, and Museum to emphasize history and growth of growing and manufacturing of tobacco in State. Effective July 1, 1969.

HOUSE

H 761 Defendant signs warrant receipt — GS 15
Introducer: McMichael — Sent to JUDIC 1

"To amend G. S. 15-21 so as to require defendants to receipt for warrants served on them." Amends cited section to require that officer serving warrant must require the defendant to sign original warrant indicating that copy has been delivered to him. Provides that failure of officer to deliver copy of warrant to defendant invalidates arrest unless Court finds defendant refused to accept copy or refused to acknowledge receipt (now, failure of officer to note date of delivery and failure to deliver copy does not invalidate arrest).

H 765 Add App. Ct. rep'ts to State pubs. — GS 147
Introducer: Rountree — Sent to COURTS

"To amend G. S. 147-45 to include Court of Appeals reports among publications to be received by State agencies at State expense and to increase to eleven the number of reports to be received by the Attorney General at State expense." Amends GS 147-45 to entitle Attorney General to receive 11 copies each of Session Laws (now, 10), Supreme Court Reports (now, 10), and Court of Appeals Reports (no provision currently made) and one copy each of House and Senate Journal; and to provide that all recipients of Supreme Court Reports to receive equal number of copies of Court of Appeals Reports. (No provision currently made for App. Ct. rep'ts.)

H 771 Day-care facilities-2 GS 110
Introducers: Messer and Gentry Sent to JUDIC 1

"To protect children through licensing of day care facilities." Adds new GS Ch. 110 Art. 6, regulating day care facilities. Requires State Board of Public Welfare to adopt minimum standards required for licenses for day care centers, (defined as day-careprogram for more than five children, for pay) and to prescribe rules in following areas: (1) number and age range of children who may be cared for; (2) space requirements; (3) equipment requirements; (4) staff requirements; and (5) records and reports required. Requires State Board of Health to prescribe minimum standards concerning medical and public health aspects of program of day-care center; Building Code Council to develop minimum standards specifically for buildings housing centers, subject to adoption by Board of Public Welfare; State Insurance Dep't, after consultation with local and volunteer fire dep'ts, to develop minimum fire prevention and safety standards for centers, subject to adoption by Board of Public Welfare. Each licensed facility subject to local building, fire and health inspection. Provides that State Dep't of Public Welfare to have responsibility for licensing day-care centers and registering day-care homes (defined as any day-care arrangement for between one and six children), to develop a plan for identification of day-care homes, to develop standards reflecting higher level of child care than required for license, to develop system of grades for licensing, subject to approval by Board of Public Welfare. Requires staff of Dep't of Public Welfare to visit each day-care facility at least once per year, but as often as necessary, to insure compliance with minimum requirements for license.

Authorizes Dep't of Public Welfare to issue provisional license to applicant or licensee who fails to fully meet rules, but, in opinion of Dep't, will do so in reasonable future; such licenses to be reviewed at least every six months, and sets one-year limit for operation under such license. Requires anyone or entity operating day-care center to secure license from Dep't, and any person operating day-care home to register with Dep't. Requires annual application for license, in such form as required by Dep't; and false application information is cause for revoking or denying license. Permits Comm'r of Dep't of Public Welfare to revoke licenses if licensee falls below minimum standards or fails to furnish necessary reports, upon notice to licensee. Permits appeal from actions of Dep't to Board of Public Welfare, within 15 days after action.

Establishes advisory committee to Board and Dep't of Public Welfare, to be composed of State Health Director, Sup't of Public Instruction, Comm'r of Insurance, Comm'r of Mental Health, Comm'r of Public Welfare (or duly appointed representative of each official), and at least four persons appointed by Board of Public Welfare who are licensed operators of day-care facilities recommended by organizations of such operators; four operator members to serve for 3 year staggered terms. Makes operation of center without license misdemeanor punishable in discretion of court, and authorizes Comm'r of Public Welfare to seek injunction against operator of center without license. Requires all present centers to register with Dep't between Jan. 1, 1970 and April 1, 1970 (such registration temporarily in lieu of license), and to procure license before Jan. 1, 1971 (although individual extensions are possible through July 1, 1971). Imposes privilege license tax on day-care centers within range of $10 to $100 per year, graduated by number of children. Effective January 1, 1970.

H 777 Poultry quarantine — GS 106
Introducer: Stanford and Falls — Sent to AGRICULT

"Rewriting Part 1, Article 34, Chapter 106 of the General Statutes so as to include poultry in the statutes relating to the quarantine of infected animals." Rewrites GS 106-304 through GS 106-307.6 so as to make quarantine provisions apply to poultry as well as livestock (generally, sections authorize Governor, upon recommendation of Comm'r of Agriculture, to issue quarantine proclamations effecting infectious diseases and infected feedstuffs and also prescribes treatment procedures). Changes punishment for violating proclamation or rules of Comm'r (GS 106-307) from fine or imprisonment in Court's discretion to fine not in excess of $500, or imprisonment up to 6 months, or both. Amends G. S. 106-307.3 to provide that all livestock infected with, or exposed to, contagious or infectious disease may (now, shall) be quarantined by State Veterinarian. Makes same change (mandatory to permissive) with respect to quarantine of livestock inoculated with product containing living virus or organism. Changes punishment for violating GS 106-307.1 through GS 106-307.4 from fine, or imprisonment, or both in court's discretion to fine not in excess of $500, or imprisonment up to 6 months, or both. Effective 90 days after ratification.

H 784 Overloading timber vehicles — GS 20
Introducers: Boger, C. Taylor, Tolbert — Sent to ROADS

"To amend G. S. 20-96 relating to overloading to allow a tolerance for vehicles hauling unprocessed forest products." Amends GS 20-96 to provide that penalties for overweight vehicles be assessed against owners of vehicle hauling unprocessed forest products only for overweight load above 1,500 pounds above weight for which vehicle licensed. Effective July 1, 1969.

H 785 Abolish Municipal Board of Control — GS 160
Introducer: C. Taylor — Sent to ST PERS

"To repeal Article 17 of Chapter 160 of the General Statutes relating to the Municipal Board of Control." As title indicates. (GS 160, Art. 17 establishes Municipal Board of Control, empowered to create municipal corporations and change names of municipalities within State.)

H 786 City name changes — GS 160
Introducer: C. Taylor — ST GOVT

"To provide a procedure for changing the name of municipalities in North Carolina." Authorizes governing body of municipality on own motion or on receipt of petition signed by 15% of qualified voters to call special election to change municipality's name. Provides for notice (at least 30 days) and publication of registration and election dates, and requires election to be conducted as are regular municipal elections. Provides that majority of affirmative votes required to adopt new name.

H 787 NC employees travel/subsistence — GS 138
Introducer: Twiggs — Sent to ST GOVT

"Relating to travel and subsistence allowance of State employees." Amends GS 138-6(a) ("Travel allowances of State officers and employees") to reimburse affected persons as follows: (1) transpcrtation by private automobile, 10¢ per mile (now, 8¢); (2) subsistence, not more than $16 per day for travel in State (now, $12) and not more than $18 per day for travel out-of-State (now, $16). Amends GS 138-7 to make conforming changes. Effective July 1, 1969.

H 788 Disabled vets free auto tags — GS 20
Introducer: DeBruhl — Sent to ROADS

"To provide for one free motor vehicle registration plate to disabled veterans." Adds new GS 20-81.4 providing that after January 1, 1970, Department of Motor Vehicles to issue free of charge to each disabled veteran resident of State one registration and registration plate for either one automobile or one pickup truck if truck is veteran's only mode of transportation and is not used for hire. Defines disabled veteran. Provides that registration plate to be in red, white and blue and carry name "Disabled Veteran." Plate issued subject to regular requirements for other vehicles. Effective January 1, 1970.

H 791 City water facilities, costs — GS 160
Introducer: Hofler — Sent to JUDIC 2

"To amend G. S. 160-255 relating to the installation and construction of water and sewerage facilities outside the corporate boundaries of cities and towns, and providing for recovery of cost thereon." Amends cited section to permit cities and towns to acquire, through eminent domain, rights of way, easements, and other property (all for utility systems) outside corporate boundaries. Authorizes cities, extending, installing and operating water and sewer systems outside city, to serve area inside or outside boundaries; to create water and/or sewer benefit districts, and to specially assess cost of installation to property in district on equitable basis.

H 792 Razing unfit dwellings — GS 160
Introducer: Hofler — Sent to JUDIC 2

"Amending Article 15, Chapter 160, of the General Statutes of North Carolina relating to the repair, closing and demolition of unfit dwellings." Amends GS 160-184(3), (4) relating to ordinances declaring dwellings to be unfit for human habitation, to require owners of unfit dwellings to either repair same or to vacate, close and demolish them (now, owner only required to vacate and close); if owner fails to comply with appropriate order, public officer may either repair unfit dwellings or vacate, close and demolish them (now, he is only authorized to vacate and close).

LOCAL BILLS INTRODUCED

SENATE

S 469 Commissioner's pay — BERTIE
Introducer: Harrington — Sent to LOC GOVT

"To fix the compensation for members of the Bertie County Board of Commissioners." Sets annual salary of Bertie Board of Comm'rs Chairman at $700 and of other members at $600. Provides allowance for all Comm'n members of $20 for each special meeting, and 8¢ per mile travel allowance when on official county business. Effective July 1, 1969.

S 470 Validating county tax levies — BERTIE
Introducer: Harrington — Sent to LOC GOVT

"To validate tax levies and tax sales in Bertie County." Ratifies and validates all acts and things done by or under direction of Bertie Comm'rs in listing property for taxes and in levying taxes for 1967 and 1968, and advertisements for sales of lands for failure to pay taxes to County done by Comm'rs or tax collector for 1966 and 1967.

S 471 Sheriff's salary — FRANKLIN
Introducer: Griffin — Sent to LOC GOVT

"To increase the salaries of the Sheriff, Chief Deputy and Deputy Sheriffs of Franklin County." Sets sheriff's annual salary at $7360, chief deputy's at $5520 and other deputies at $5060. Permits County Comm'rs, effective July 1, 1970, upon recommendation of sheriff, to appoint an additional deputy and set his salary. Effective July 1, 1969.

S 473 Concord sewer bonds, Charter amdt. — CABARRUS
Introducer: Boger — Sent to FINANCE

"To amend Chapter 344 of the Private Laws of 1907, as amended, the same being the Charter of the City of Concord." Amends Priv. L. 1907, Ch. 334, Sec. 66, to declare acquisition by Concord of sewer outfall line connecting sewage system of Kannapolis Sanitary District to that of Concord to be proper public and municipal purpose. Authorizes issuance of revenue bonds per Revenue Bond Act of 1938 for purpose of acquiring such lines. Concord not to be limited by certain restrictions of the Revenue Bond Act of 1938.

S 474 Bail-bondsmen — ONSLOW
Introducer: Ellis — Sent to JUDIC 1

"To amend G.S. 85A-34 relating to bailbondsmen and runners so as to make it applicable to Onslow County." Adds Onslow to list of counties to which GS Ch. 85A ("Bail Bondsmen and Runners") applicable.

S 475 Ed. Bd. nonpartisan election — CHEROKEE
Introducers: West and Briggs — Sent to LOC GOVT

"To provide for the nonpartisan election of the members of the County Board of Education of Cherokee County." Provides that Cherokee Board of Education to be elected in non-partisan election as follows: two present members elected in 1968 to finish terms, with successors to serve 6 years; in 1970 three members to be elected to 6-year terms; in 1972 two members to be elected to 6-year terms. Provides for conduct of elections, which are to be at large. Provides for election by Board, of chairman, and sets certain of his fundamental powers. Provides for filling of vacancies.

HOUSE

H 760 Sheriffs' surplus car purchase — MONTGOMERY
Introducers: Blake and Garner — Sent to LOC GOVT

"To allow the sheriff and deputy sheriffs of Montgomery County to purchase automobiles from State surplus." Enables sheriff and deputies to purchase surplus automobiles from State Division of Purchase and Contract in same manner as is done by Montgomery County, when such purchase is made with permission of Board of County Comm'rs and when automobiles to be used in performance of official duties.

H 762 County Ed. Bd. election — YANCEY
Introducers: L. Ramsey and Messer — Sent to EDUCATN

"To provide for the election of the members of the Board of Education of Yancey County." Sets Yancey Bd. of Education at 5 members, nominated in party conventions and elected at large beginning in 1972 to serve 2 year terms. Provides for election of chairman by Board, filling of vacancies and powers of Board. Provides that if Yancey County becomes subject to State Primary Law (in GS Ch. 163), Board to be nominated in primary election.

H 763 County Ed. Bd. election — DAVIDSON
Introducers: Hege and Snyder — Sent to EDUCATN

"To provide for the number and election of members of the Davidson County Board of Education." Provides for partisan elections beginning in November 1970 general election to elect five member Board of Education. Provides for four-year staggered terms.

H 764 Lexington Ed. Bd. Election — DAVIDSON
Introducers: Hege and Snyder — Sent to EDUCATN

"To provide for the election and to fix the number and terms of members of the Board of Education of the Lexington City School Administrative Unit." Extends terms of ed. bd. members to second Monday in July , 1971 whose terms presently extend beyond second Monday in July , 1969. Provides five additional bd. members to be elected in special election in June, 1969 on non-partisan basis with three candidates receiving highest number of votes to serve six-year terms, and two candidates receiving next highest number of votes to serve four-year terms. Provides two additional school bd. members to be elected at special election in June, 1971 to replace four members whose terms extended to July, 1971 by this Act, thus setting Ed. Bd. membership at seven. Provides in June, 1973 and biennially thereafter, school board election to be held to fill vacancies created by members' terms expiring in those years; members so elected to serve six-year terms. Prohibits holding of primaries. Sets out qualifications of electors and candidate filing procedure. Provides for filling of vacancies.

H 766 Teacher's pensions — NEW HANOVER
Introducers: Snead and Penton — Sent to LOC GOVT

"To amend Chapter 385 of the Public Local Laws of 1921, relating to pensions for school teachers in New Hanover County, as amended." Amends cited Act to provide that, after June 30, 1969, New Hanover Board of Comm'rs to have absolute discretion to determine extent to which State Retirement System pension to be deducted from county's school teacher pension paid after date. Applies only to New Hanover County.

H 767 Constables' fees — FORSYTH
Introducer: McDaniel — Sent to LOC GOVT

"To authorize the Board of Commissioners for Forsyth County to set a fee schedule to compensate constables for duties performed." As title indicates.

H 768 Municipalities annexation — FORSYTH
Introducer: McDaniel — Sent to LOC GOVT

"To amend G.S. 160-453.5 and G.S. 160-453.17 relating to annexation by municipalities in Forsyth County." Adds new subsection (d1) to both GS 160-453.5 (annexation procedures for municipalities of less than 5,000) and GS 160-453.17 (annexation procedures for municipalities of more than 5,000) as follows: Provides that, upon timely filing of petition from 25% of registered voters of either the municipality or the proposed territory to be annexed, municipal governing board required to submit question of annexation to referendum in both areas. If no petition filed, Board to exercise authority per subsection (e) of cited sections. Provides that municipal governing board and County Board of Elections to conduct election and specifies procedures to be followed. In event majority of voters from total area (both municipality and area proposed to be annexed) favor extension, Board to proceed to annex territory in manner required by law. Applies only to municipalities in Forsyth County.

H 769 Wagram beer/wine sale — SCOTLAND
Introducers: Speros, R. McMillan, R. Campbell, McFadyen — Sent to ABC

"To repeal Chapter 213, Public-Local Laws of 1937, relating to the sale of alcoholic beverages within the Town of Wagram." Repeals Pub. Loc. 1937, Ch. 213, which prohibits sale of beer, wine, or intoxicating liquors in corporate limits of Wagram or within 1 mile of limits.

H 770 1% sales/use tax — HAYWOOD
Introducers: Messer and L. Ramsey — Sent to FINANCE

"Enabling Haywood County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Haywood County Bd of Elections, upon written request of county commissioners, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Haywood for use outside county or bought outside NC for use in Haywood. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 772 Rocky Mount razing unfit dwellings — EDGECOMBE, NASH
Introducers: Fenner, Barbee, Eagles — Sent to LOC GOVT

"Relating to repair, closing and demolition of unfit dwellings in the Cit of Rocky Mount." Modifies GS 160-184(2), relating to hearing on dwellings unfit for human habitation, to authorize Rocky Mount City Council to permit hearing to be held within city in county other than county where dwellings located.

H 773 Rocky Mount firemens' retire. funds — EDGECOMBE, NASH
Introducers: Fenner, Barbee and Eagles — Sent to LOC GOVT

"To provide supplemental retirement funds for firemen in the City of Rocky Mount and to modify the application of G. S. 118-5, G. S. 118-6, and G. S. 118-7 to the City of Rocky Mount." Authorizes trustees of Rocky Mount Firemen's Relief Fund, as soon as practicable after July 1, but no later than Sept. 1, each year, to divide income earned in preceding year from Fund into equal shares and disburse same as supplemental retirement benefits. Provides schedule of such benefits. Directs trustees to invest monies of Relief Fund in investments named in GS 159-28.1 and to bond treasurer of Relief Fund for duties.

H 774 Municipal subdivisions — BUNCOMBE
Introducers: Harkins, DeBruhl, Stevens — Sent to LOC GOVT

"To delete Buncombe County from the list of counties exempted from the provisions regarding numicipal subdivisions." Amends GS 160-227.1 to delete Buncombe from counties exempt from GS Ch. 160, Pt. 3A relating to subdivision regulations.

H 775 County funds to Asheville C of C — BUNCOMBE
Introducers: Harkins, DeBruhl and Stevens — Sent to LOC GOVT

"To increase the appropriation which the Buncombe County Commissioners may appropriate to the Asheville Chamber of Commerce." As title indicates; raises amount from $25,000 to $50,000.

H 776 Anson hospital administration — ANSON
Introducers: Clark, Mills — Sent to LOC GOVT

"To amend Chapter 946, Session Laws of 1953, relating to the Anson County Hospital." Amends cited Act to authorize Board of Trustees of hospital to expend not more than $250,000 of income from Anson County Endowment Fund to purchase real estate contiguous to present hospital property and erect a medical clinic on it. Authorizes trustees to rent or lease office space in clinic to physicians practicing in County. Prohibits use of any portion of income for purpose if portion inconsistent with terms of any gift or property trust which is part of Endowment Fund.

H 778 Comm'rs travel allowance — LINCOLN
Introducer: Leatherman — Sent to LOC GOVT

"To amend Chapter 681, Session Laws of 1967, relating to the travel allowance of the members of the Board of Commissioners of Lincoln County." Raises Lincoln County Comm'rs travel allowance to 8¢ (now, 7¢) per mile.

H 779 Lincolnton-Lincoln C of C dues — LINCOLN
Introducer: Leatherman — Sent to LOC GOVT

"To enable and allow the County Commissioners of Lincoln County to pay yearly dues to the Lincolnton-Lincoln County Chamber of Commerce." As title indicates; not to exceed $1,000 yearly, beginning in 1969.

H 780 Comm'rs terms, salaries — AVERY
Introducer: Holshouser — Sent to LOC GOVT

"Relating to the terms of office and salaries of the County Commissioners of Avery County." Provides Avery to have three comm'rs, two elected every two years, with highest vote getter for four years, next for two years, beginning Dec, 1970. Provides each comm'r to receive $25 for each of 12 regular meetings, $15 for each of six additional meetings,and $10 for any meeting which lasts for four hours or less. Provides each comm'r to receive $15 per day for each day board sits as board of equalization and review, but limits such compensation to ten days per year. Effective April 1, 1969.

H 781 Authority of Airport Comm'n — WATAUGA
Introducer: Holshouser — Sent to LOC GOVT

"Relating to the authority of the Watauga County Airport Commission." Repeals SL 1967, Ch. 1124, empowering Watauga County Airport Comm'n to acquire land for airport purposes in same manner, including condemnation procedures, as Watauga County, Boone, and Blowing Rock under provisions of SL 1961, Ch. 470.

H 782 Watershed assessments funds — JONES
Introducer: Lilley — Sent to LOC GOVT

"Authorizing the Board of Commissioners of Jones County to make available to the Jones County Watershed Improvement Commission, from ad valorem tax monies, funds sufficient for such Commission to pay assessments make against land owners in Jones County by the Lenoir, Craven and Jones County Drainage District #1 and to authorize such commission to pay such assessments." As title indicates; funds may be used to pay all or any part of assessments without regard to whether assessments have been prepaid by land owners.

H 783 Annexation authority — HARNETT
Introducer: J. Penny — Sent to LOC GOVT

"To make parts 2 and 3 of Article 36, Chapter 160 of the General Statutes applicable to Harnett County." Deletes Harnett from lists of counties in GS 160-453.12 and GS 160-453.24 excluded from procedures for extension of corporate limits as set out in cited parts.

H 789 County Ed. Bd. election — RUTHERFORD
Introducer: R. Jones — Sent to EDUCATN

"To provide for the nomination and election of the members of the Board of Education of Rutherford County." Continues Board of Education at 6-member level. Provides three appointees per SL 1967, Ch. 130 to continue in office until first Monday in December, 1970; three appointees per Omnibus Board of Education Act of 1969 (H 378) to continue in office until first Monday in December 1972. Thereafter Education Board members' selection by partisan primary and general election, with members serving 4-year staggered terms. Members to be nominated from specified attendance areas. First primary and general election selection to take place in 1970 and thereafter, biennially. Sets out filing, primary and election procedures. Members elected to take office on first Monday in December of year elected. Vacancies to be filled by remaining members.

H 790 1% sales/use tax — BLADEN
Introducer: Green — Sent to FINANCE

"Enabling Bladen County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one per cent upon the sale, use and other taxable transactions upon which the State

now imposes a three per cent sales and use tax." Directs Bladen County Bd. of Elections, upon written request of County Commissioners, or upon petition of qualified voters numbering at least 15% of those voting in County in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in County. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Bladen for use outside County or bought outside NC for use in Bladen. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in County, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds to be distributed quarterly to County and municipalities therein in proportion to total amount of ad valorem taxes levied by each during fiscal year preceding distribution. Provisions of GS Ch. 105, Art. 5 made applicable to tax, so far as not inconsistent with provisions of Act.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 56 Safe driver rewards (digested in Bulletin No. 14, p. 75; Senate amendment digested in Bulletin No. 62, p. 523). Amendment adopted in Senate 4/16/69 to require persons claiming exemption from driver license tests to make affidavit or other required statement expressly stating conviction-free (traffic violations) driving record and no adjudicated negligent motor vehicle operation for four years prior to renewal application date. If affidavit or statement wilfully fasified, operator's license to be revoked and new license not to issue for one year from date of revocation.

S 324 Prison detention pending appeal (digested in Bulletin No. 55, p. 444). Amendments adopted in Senate 4/16/69 deleting provision that all time spent in such custody to be credited toward eventual sentence, and making technical change.

S 339 Welfare law recodification (digested in Bulletin No. 55, p. 447). Amendments adopted in Senate 4/16/69 (1) changing from State Auditor to State Treasurer responsibility for signing warrant to draw out state funds for local use; (2) requiring that in non-federal portion of State Fund for Medical Assistance, State share may not exceed county share (originally, county share not to exceed State share); (3) technical amendment.

S 367 Student aid study commission (digested in Bulletin No. 59, p. 469). Amendment adopted in Senate 4/16/69 increasing membership of Legislative Commission on Student Financial Aid to 21 members (now, 17). Increases number of Governor's appointees to nine members (now, five). Makes conforming technical changes in Act.

S 368 (Rowan) Rowan Tech land conveyance (digested in Bulletin No. 59, p. 473). Amendment adopted in Senate 4/16/69 limiting authority created in Rowan Technical Institute to convey certain described property to conveyance of such property to Rowan County.

HOUSE

H 166 Vehicle axle weight (digested in Bulletin No. 24, p. 143). Amendment adopted in House 4/16/69 applying definition of "tandem axle weight" to load on all wheels whose centers are at least 48 inches apart (now, applies to wheels whose centers are more than 48 inches apart). Excludes from provision requiring axles on tandem-axle vehicles to be connected with load-equalizing mechanism any vehicle equipped with tandem axles prior to July 1, 1969. Changes effective date of Act to July 1, 1969 (now, effective upon ratification).

H 197 (Jackson, Swain, Transylvania) Sheriff vacancies (digested in Bulletin No. 27, p. 163). Amendment adopted in House 4/16/69 making technical changes and providing Act to apply only to Transylvania, Jackson and Swain Counties.

H 452 C & D Board; Director (Iden. S 293; digested in Bulletin No. 51, p. 396). Technical amendment adopted in House 4/16/69.

H 638 (Dare) Prohibiting rifles, mainland (digested in Bulletin No. 62, p. 517). Amendment adopted in House 4/16/69 deleting prohibition against "display" of rifles within territorial limits described in Act.

SENATE AND HOUSE CALENDAR ACTION APR.16,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

NOTE: In the interest of brevity, this week we are omitting from the calendar section references to bills introduced today and referred to committee. This information will continue to be found in the digest section (blue pages).

S. 56 SAFE DRIVER REWARDS.(4/10, 4/16) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 69 GROUP INSURANCE BENEFIT RESTRICTION. S-REPTD UNFAV.
S. 129 PHOTOGRAPHING DEFENDANTS.(3/07) H-RE-REF TO COM ON JUDIC 1.
S. 191 MUNICIPAL REDEVELOPMENT FUNDING.(3/25) H-PASSED 2ND & 3RD READINGS.
S. 203 AUCTIONEER REGULATION. S-PLACED ON CAL FOR APRIL 22.
S. 271 (J.RES.) AMENDING RESOLUTION NO. 1. H-REPTD FAV.
S. 293 C & D BOARD,DIRECTOR. S-REPTD FAV; S-PLACED ON CAL FOR APRIL 18.
S. 296 2 DOORS ON 32 FOOT HOUSE TRAILERS.(4/15) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 318 ALCOHOLISM ADVISORY COUNCIL. S-REPTD FAV.
S. 324 PRISON DETENTION PENDING APPEAL.(4/16) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 332 PRIORITY TRIAL,JAIL DEFENDANTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 334 PUNISHMENT,PUBLIC DRUNKENNESS. S-PLACED ON CAL FOR APRIL 18.
S. 339 WELFARE LAW RECODIFICATION.(4/16) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED.
S. 350 PUPIL ASSIGNMENT-BUS CAPACITY. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 367 STUDENT AND STUDY COMMISSION.(4/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 374 PUBLICATIONS-ELIZ.CITY STATE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 376 RENAME STATE FORESTRY DIVISION. S-REPTD FAV.
S. 377 C & D TREE SEEDS AND SEEDLINGS. S-REPTD FAV.
S. 378 FLOOD PLAIN MANAGEMENT. S-REPTD FAV.
S. 379 C & D FORESTRY SERVICES. S-REPTD FAV.
S. 394 BEACH EROSION ASSESSMENTS. S-REPTD FAV.
S. 395 BEACH EROSION BONDS. S-REPTD FAV.
S. 403 S & L ASSOC. SAVINGS ACCOUNTS. S-REPTD FAV.
S. 404 S & L ASSOC. IMPROVEMENT LOANS. S-REPTD FAV AS AMENDED.
S. 412 GOOD NEIGHBOR COUNCIL STRUCTURE. S-REPTD FAV.
S. 415 LAKE WACCAMAW SPILLWAY FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 428 PUBLIC F ISHERIES SEARCH WARRANTS. S-REPTD FAV.

S. 432 DIVISION OF NARCOTIC DRUGS. S-REPTD FAV; S-RE-REF TO APPROPRN.

#H. 26 WAR VETS' CHILDREN'S SCHOLARSHIPS. H-REPTD UNFAV.
H. 71 PASSING HORSES ON HIGHWAY.(3/21) S-REPTD FAV.
H. 166 VEHICLE AXLE WEIGHTS.(4/16) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 208 PROFESSIONAL CORPORATIONS.(3/20, 4/03, 4/09) S-REF TO COM ON JUDIC 2.
H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31) S-REPTD FAV AS AMENDED.
H. 267 PEMBROKE STATE UNIVERSITY. H-REPTD FAV.
H. 308 ASHEVILLE,WILMINGTON CAMPUSES. H-REPTD FAV AS AMENDED.
H. 316 QUAIL SALE. (4/09, 4/15) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 347 STATE AID-AIRPORT APPROACHES.(4/16) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED.
#H. 378 OMNIBUS SCHOOL BOARD APPOINTMENTS.(3/28, 4/11) RATIFIED - CHAPTER 248.
H. 426 (J.RES.) PRESIDENTIAL NOMINATION COMM'N. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H. 431 SALES TAX REFUND. S-PASSED 2ND & 3RD READING.
H. 436 PRES.ELECTORS - DUTIES & RESIGN. H-RE-REF TO COM ON ELECTION.
H. 452 C & D BOARD; DIRECTOR.(4/16) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 523 EMPLOYEE LISTS TO TAX COLLECTORS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 588 VETERANS COLLEGE SCHOLARSHIPS. H-REPTD FAV; H-RE-REF TO COM ON MILITARY.
H. 608 REGULATE PRISON EMPLOYEE CONDUCT. H-PASSED 2ND READING.
H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY. H-REPTD FAV.
H. 649 STUDENT AID STUDY COMMISSION. H-RE-REF TO COM ON HIGHR ED.
H. 734 EX OFFICIO MEDICAL EXAMINERS. H-RE-REF TO COM ON CONSTUTN.

LOCAL BILLS

#S. 14 (BURKE) ANNEXATION LAW EXEMPTIONS. S-REPTD UNFAV.
S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03, 4/11) H-REF TO COM ON FINANCE.
#S. 180 (CATAWBA) ANNEXATION LAW EXEMPTION VOTE. S-REPTD UNFAV.
#S. 279 (PITT) FARMVILLE TOWN MANAGER. RATIFIED - CHAPTER 224.
S. 298 (GUILFORD) GREENSBORO SCHOOL ADMINISTRATION. H-REPTD FAV.
S. 300 (JOHNSTON) EDUCATION BOARD ELECTION. H-REPTD FAV.
S. 338 (GUILFORD) GREENSBORO SCHOOL LAND DEED. H-PASSED 2ND & 3RD READINGS.
S. 368 (ROWAN) ROWAN TECH LAND CONVEYANCE.(4/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 381 (MOORE) BEER & WINE ELECTION. H-REPTD FAV.
S. 390 (GUILFORD) GREENSBORO ANNEX GUILFORD COLLEGE. H-REF TO COM ON LOC GOVT.
S. 400 (SAMPSON) HARRELLS CHARTER REVISION. S-REPTD FAV AS AMENDED.

S. 401 (CABARRUS) REGISTER OF DEEDS-SALARY. S-REPTD FAV.
S. 402 (CABARRUS) SHERIFF SALARY. S-REPTD FAV.
S. 406 (MITCHELL) COMMISSIONERS' PAY. S-REPTD FAV.
S. 413 (FORSYTH) COUNTY ZONING NOTICE. S-REPTD FAV.
S. 419 (SAMPSON) GARBAGE DISPOSAL. S-REPTD FAV.
S. 421 (CALDWELL) COMMISSIONERS' COMPENSATION. S-REPTD FAV.
#S. 422 (CALDWELL) SAWMILLS INCORPORATIONS. S-REPTD UNFAV.
S. 431 (CABARRUS) SCHOOL PROPERTY EXCHANGE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 441 (SURRY) JAYPEE FEES. S-REPTD FAV.

#H. 178 (TRANSYLVANIA) CHANGING COUNTY JAIL FEES. RATIFIED - CHAPTER 225.
H. 197 (JACKSON, SWAIN, TRANSYLVANIA) SHERIFF VACANCIES.(4/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 204 (GASTON) GASTON SERVICE FEES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 220 (DUPLIN, ONSLOW, PENDER) HUNTING SEASON.(3/14) S-REPTD FAV.
H. 262 (ROBESON) SALARY OF FAIRMONT OFFICIALS.(4/14) S-REF TO COM ON LOC GOVT.
#H. 288 (NORTHAMPTON) ABC FUND DISTRIBUTION. RATIFIED - CHAPTER 226.
H. 325 (BEAUFORT) HUNTING WITH DOGS. S-REPTD FAV AS AMENDED.
#H. 371 (CATAWBA) CLERK OF COMMISSIONERS. H-REPTD UNFAV.
#H. 373 (LINCOLN) LINCOLNTON ABC OFFICERS. RATIFIED - CHAPTER 230.
#H. 412 (ASHE) EXTEND JEFFERSON CORP. LIMITS. RATIFIED - CHAPTER 231.
H. 419 (PENDER) PENDER OFFICIALS SALARIES. S-REPTD FAV AS AMENDED.
H. 424 (CATAWBA) HICKORY REGISTRATION COMM'R. H-RATIFIED - CHAPTER 232.
#H. 438 (RANDOLPH) ASHEBORO SCHOOL LEASE. RATIFIED - CHAPTER 233.
#H. 444 (CUMBERLAND) TRASH REMOVAL & SEWER ASSESSMENT. RATIFIED - CHAPTER 234.
H. 453 (HAYWOOD) SHOOTING ON OR ACROSS HIGHWAYS. S-REPTD FAV.
H. 457 (BEAUFORT) AURORA ELECTION. S-PASSED 2ND & 3RD READINGS.
#H. 461 (JOHNSTON) EDUCATION BOARD SELECTION. H-REPTD UNFAV.
H. 470 (VANCE) COUNTY OFFICIALS'S PAY.(4/14) S-REF TO COM ON LOC GOVT.
H. 479 (PASQUOTANK) PASQUOTANK COMMISSIONERS' PAY.(4/14) S-REF TO COM ON LOC GOVT.
H. 482 (BUNCOMBE) ASHEVILLE REFERENDUM & RECALL.(4/14) S-REF TO COM ON LOC GOVT.
H. 489 (MECKLENBURG) EMINENT DOMAIN-WATER/SEWER.(4/14) S-REF TO COM ON LOC GOVT.
H. 495 (ALAMANCE) COUNTY OFFICIALS' SALARIES.(4/14) S-REF TO COM ON LOC GOVT.
H. 558 (MACON) HIGHLANDS NONTAX FUNDS.(4/14) S-REF TO COM ON LOC GOVT.
H. 559 (DUPLIN, PENDER, SAMPSON) SMALL WATERSHED MAINTENANCE. S-REPTD FAV.
H. 630 (LINCOLN) CITY-COUNTY SCHOOL MERGER. H-REPTD FAV.

H. 636 (DARE) INDECENT LANGUAGE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 637 (DARE) FIREARMS CONFISCATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 638 (DARE) PROHIBITING RIFLES,MAINLAND.(4/16) H-PASSED 2ND READING; H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 693 (BUNCOMBE) BEER/WINE SALE IN SWANNANOA. H-REPTD FAV.
H. 694 (MONTGOMERY) HOSPITAL INSURANCE DEDUCTION. H-REPTD FAV.
H. 703 (RICHMOND) RTI FUND USES. H-REPTD FAV.
H. 711 (FORSYTH) LAND SALE TO ARTS SCHOOL. H-REPTD FAV.
H. 725 (GATES) ABC OFFICERS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 735 (IREDELL) STATE COURTS JURISDICTION. H-REPTD FAV.

****

Next Sessions of Senate and House:

12:00 noon, Thursday, April 17, 1969.

G41
25:1969/67
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 67 -593- THURSDAY, APRIL 17, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 476 (Joint Resolution) Comm'n to recodify school law (Iden. H 797) — MISC RES
Introducer: Evans — Sent to EDUCATN

"Creating the Commission on the Recodification of the Public School Laws of North Carolina." Creates named Commission of nine members appointed by Governor commencing July 1, 1969 and serving till termination of work. Sets up organization procedures of Comm'n, Comm'n to make thorough study of public school laws for purpose of reorganizing, revising and recodifying. Requires Comm'n to report to Governor by September 1, 1970 with written report containing proposed recodification bills. Authorizes Comm'n to employ professional and clerical assistance and provides for compensation and expenses of members. Papers of Comm'n to be deposited with Legislative Library.

S 477 School book picks: local ed. bds. (Iden. H 798) — GS 115
Introducer: Evans — Sent to EDUCATN

"To amend and revise Articles 25 and 26 of Chapter 115 of the General Statutes to authorize County and City Boards of Education to provide for the selection and procurement of supplementary textbooks, library books, publications, and other instructional materials for the public school system." (Identical with House 798, digested below in today's bulletin.)

S 479 County health bds. membership — GS 130
Introducer: MacLean — Sent to PUB HLTH

"To amend G. S. 130-13, so as to authorize counties to appoint additional members to the County Board of Health." Allows ex-officio members of county boards of health in counties with population in excess of 50,000, when requested by county comm'rs, to appoint two additional public members to board of health (presently, four), who are not of same profession or occupation as public members (physician, dentist, pharmacist, and public spirited citizen of unspecified endeavors).

S 480 Fort Dobbs funds (Iden. H 801) — APPROPRIATION
Introducers: Joyner and Poovey — Sent to APPROPRN

"To appropriate funds for historic Fort Dobbs in Iredell County." Appropriates $25,000 from General Fund to State Dep't of Archives and History, for land purchase, development and research at Fort Dobbs, conditioned on an equal amount raised from non-state sources. Effective July 1, 1969.

S 483 "Blandwood" funds — APPROPRIATION
Introducer: Edwards — Sent to APPROPRN

"To provide funds for the maintenance and protection of 'Blandwood', the former home of Governor John Motley Morehead in Greensboro." Appropriates $35,090 for fiscal year 1969-70 and $19,380 for fiscal year 1970-71, from General Fund to State Dep't of Archives and History, for preservation and protection of "Blandwood".

S 484 Viet Vet benefits; campus disorders — GS 165
Introducer: Griffin — Sent to VETERANS

"To extend to Vietnam Veterans and their dependants those entitlements heretofore granted the veterans of previous wars; to provide for revoking scholarships in cases of campus disorders; and to make certain editorial changes in G. S. 165." Amends GS 165-44 and adds new GS 165-20(4) (d) to extend all State benefits and privileges now granted to other veterans to veterans of the Vietnam era, defined as persons serving in US armed forces beginning August 5, 1964 and ending on date to be prescribed by presidential proclamation or concurrent resolution of Congress. Amends GS 164-44 to make clear that Korean veterans must have served during period beginning June 27, 1950 and ending January 31, 1955. Amends GS 165-22.1 to provide that Dep't of Veterans Affairs may suspend or revoke scholarships if Dep't finds recipient does not maintain adequate academic status, if recipient engages in riots, unlawful demonstrations, seizure of educational buildings or otherwise engages in disorderly conduct, breaches of the peace or unlawful assemblies. Effective July 1, 1969.

S 485 Credit union deductions: State pay — GS 147
Introducer: Folger — Sent to FINANCE

"To authorize State employee payroll deductions for credit unions." Amends GS 147-62 to permit payroll deductions for State employees for any credit union organized under the laws of NC.

S 486 Child adoption consent — GS 48,49
Introducer: Boger — Sent to JUDIC 2

"To amend Chapter 48 and Chapter 49 of the General Statutes to specify certain relationship between them regarding adoptions." Amends GS 48-6(a) and adds new GS 49-13.1 providing that legitimation of child after consent of mother alone has been given for adoption (as allowed by GS 48-6(a)) does not make consent invalid nor make consent of father necessary for validity of adoption.

HOUSE

H 796 Apple assessments — GS 106
Introducers: Falls and Messer — Sent to AGRICULT

"To amend G. S. 106-564.1 and G. S. 106-567 relating to assessments for the promotion of use and sale of agricultural products as those relate to apples." Amends GS 106-567 requiring apple farmers and producers who wish to demand refund of assessment for promotion of apples to have paid assessment on or before end of assessment year in which assessment levied, and providing that any apple farmer or producer failing to make protest in writing against the assessment within 30 days from time assessment due, is subject to suit by duly certified commission,

council, agency or board concerned with assessment collection. Further amends cited section to provide that as to apple growers or producers there shall be no right of refund of assessments levied pursuant to referendum provided for in GS Ch. 106, Art. 50. Amends GS 106-564.1 to provide that packers, processors or other purchasers of apples from the growers are to collect the assessment levied under GS Ch. 106, Art. 50, and if not, obligation falls upon packer, etc. to pay the assessment; failure to comply constitutes bar to engaging in business as packer, etc. in NC. Effective upon ratification, except that bar on right of apple growers and producers to demand refund of assessments effective July 1, 1972.

H 797 (Joint Resolution) Comm'n to recodify school law — MISC RES
Introducers: Tart, Barbee and MacMillan — Sent to EDUCATN

"Creating the Commission on the Recodification of the Public School Laws of North Carolina." Identical with S 476, digested above in today's bulletin.

H 798 Schoolbook picks: local ed. bds. (Iden S 477) — GS 115
Introducers: Tart and others — Sent to EDUCATN

"To amend and revise Articles 25 and 26 of Chapter 115 of the General Statutes to authorize County and City Boards of Education to provide for the selection and procurement of supplementary textbooks, library books, publications, and other instructional materials for the public school system." Repeals GS 115, Art. 25 (selection and adoption of textbooks) and Art. 26 (providing basal and supplemental textbooks and instructional materials) and inserts new GS 115, Art. 25A entitled "Textbooks and Instructional Materials". Generally recodifies sections of Art. 25 with editorial and minor changes, setting out powers of State Board of Education to determine textbook needs based on course of study, appointment of textbook commission by Governor, duties of textbook commission, procedure for selection of books by State Board, procedure for contracts with publishers subject to approval of State Atty Gen'l, and basic requirements of publishers and contract costs.

Sets out new powers of State Board of Education regarding textbooks, providing children in public elementary and secondary schools to be provided with free basic textbooks within appropriation of General Assembly (now, provides book rental to be charged for high school texts). State Board directed to request appropriation sufficient to carry out free textbook mandate. Empowers State Board to establish regulations to: (a) acquire basic textbooks by contract, (b) provide storage and distribution of basic textbooks using only warehouses operated by State Board, (c) provide free use of elementary and secondary textbooks, title of which to be vested in State (presently section describes in detail additional duties of Board regarding procedures for collection of book rental, distribution of supplementary texts, and selection and distribution of library books). Empowers State Board to discontinue handling of supplementary and library books.

Requires local Ed. Boards to adopt written policies consistent with policies of State Board for selection and procurement of supplementary textbooks, library books, periodicals, and other instructional materials to be used in addition to State materials using funds allocated by State Board or appropriated in current expense or capital outlay budgets of administrative

units. Provides local Ed. Boards to be custodians of all books furnished by State, requiring Local Boards to provide adequate storage facilities. Prohibits local units from charging rental fees for use of textbooks, but allows collection of damage fees under regulations promulgated by State Board and provides for quarterly return of fees collected to State Board. Sets out duties of local school superintendant as official State agent to administer provisions of Art. and authorizes him to require cooperation of principals and teachers under his supervision to insure school children receive best possible service and that books accounted for properly. Provides superintendant to withhold salary voucher of employee who fails to comply with provisions until duties are satisfactorily performed; provides pay of superintendant to be withheld by State Board for failure to comply with Act's provisions. Allows parents, guardians etc. to purchase any instructional material needed for any child in public school system form local school units, and basic textbooks from State Board.

H 800 Remove acetylene lights from MV's — GS 20
Introducer: McKnight — Sent to HY SAFTY

"To repeal G.S. 20-132 pertaining to acetylene lights on motor vehicles." As title indicates; GS 20-132 authorizes use of acetylene head lamps on motor vehicles under certain conditions.

H 801 Fort Dobbs funds (Iden. S 480) — APPROPRIATION
Introducers: Tolbert and Boger — Sent to APPROPRN

"To appropriate funds for historic Fort Dobbs in Iredell County." Identical with S 480, digested above in today's bulletin.

H 802 Curfew on non-univ. personnel — GS 116, 15
Introducer: Fenner — Sent to JUDIC 1

"To restrict the presence of certain persons on the campuses of State-supported institutions of higher learning and to regulate the use of sound-amplifying equipment." Permits Chancellor, President or chief security officer of any State-supported institution of higher learning to designate periods of time during which campuses and designated buildings and facilities are off-limits and subject to curfew as to all persons not faculty members, staff personnel, students, local law enforcement officers, members of National Guard, members of General Assembly and Governor and his designated agents. Makes unlawful entrance in and upon property of State-supported institution of higher learning without permission of administrative head of institution or agent, by person who is in state of suspension or expulsion from such institution as a result of conviction of any crime involving damages to property or persons; conviction of any riot, unlawful demonstration, unlawful assembly, breach of peace, disorderly conduct or unlawful seizure and occupation of any buildings or facilities of institution; or conviction of criminal act or conduct which impairs authorized administration, activities or operations of institution. Makes unlawful utilization of sound-amplifying equipment of any kind or nature in an education, administrative building, or in any facility owned or controlled by State or State institution of higher learning, without permission of administrative head of institution or agent. Person convicted, or entering guilty or nolo contendere plea to violation of Act to be fined up to $500, imprisonment up to 6 months or both.

H 804 Injured persons' statements: copies — GS 8
Introducer: Twiggs — Sent to JUDIC 2

"To provide that a person sustaining bodily injury shall be furnished a copy of any statement made by him." Requires that when any injured person gives written or recorded statement, upon his request or request of his attorney, copy to be furnished to him; further requires person or organization at whose direction statement obtained, to furnish copy to maker at time of statement or within 10 days following, whether or not maker so requests. Requires copy to be furnished at expense of holder. Makes statement inadmissible in any court or administrative agency if holder fails to give copy as Act requires; also provides that in case of failure to comply, no questions on cross-examination shall be competent or admissible when based upon such statement.

H 805 Building code to regulate ingress — GS 143
Introducer: Twiggs — Sent to JUDIC 2

"To amend G. S. 143-138 to allow the State Building Code to regulate means of ingress in buildings." Amends GS 143-138, relating to contents of N.C. State Building Code, to provide that Code may include requirements concerning means of ingress in buildings.

H 806 Non-waiver, clergy privilege — GS 8
Introducer: Twiggs — Sent to JUDIC 2

"To grant privileged communication between clergymen and communicants." Amends GS 8-53.1 (making certain communications between clergymen and communicants privileged) by deleting proviso that allows communicant to waive privilege in open court.

H 808 College behavior contracts — GS 116
Introducers: Rhyne and Gentry — Sent to JUDIC 1

"To require student and/or parent contracts for enrollment in institutions of higher learning." Requires every institution of higher learning of NC, receiving appropriations from General Assembly pursuant to budget requests made by institution, to require as condition of admission or enrollment, a contractual agreement on part of each applicant and, if applicant less than 21, on behalf of parents and/or legal guardians as well. Contract to require that student, as consideration for admission or enrollment agree to refrain from participation in any unlawful demonstration, riot, breach of peace, seizure or occupation of any building or facility of institution; and to refrain from any conduct calculated to obstruct, abridge or deny, to any appreciable extent, opportunity of any other student to obtain education or continuously receive benefits of ordinary and established education process at the institution. Provides that contract also provide that wilful violation by student shall constitute grounds for immediate suspension and/or expulsion. Contains form of contractual statement to be signed by parents and/or guardians and student. Provides that wilful failure of institution to execute provisions of Act grounds for immediate withdrawal of State funds.

H 810 Quarentining diseased poultry — GS 106
Introducers: Stanford and Falls — Sent to JUDIC 2

"Amending Part 9, Article 34 of Chapter 106 so as to include poultry in certain statutes pertaining to the control of animal diseases." Adds new GS 106-401.1 to authorize State Veterinarian or representative to examine (anywhere) poultry which he believes affected with, or exposed to, contagious disease. Authorizes State Vet to quarentine poultry affected, exposed or injected with disease-producing material and to post sign indicating same where poultry held. Requires such poultry to be held as required by GS 106-400 to 106-405 at owner's expense. Provides that quarentine not to apply to endemic diseases in State where prevention and control not available. Requires written permit from State Vet before moving quarentined poultry, and quarentine to continue until concelled by State Vet and until sick or dead poultry disposed of and premises disinfected.

Rewrites GS 106-402 to provide for confinement and isolation of diseased animals and poultry (now, only animals). Rewrites GS 106-403, providing for disposition of dead animals, to replace the word "fowls" with the word "poultry"; and adds requirement that, when owner of dead animal or poultry cannot be promptly determined, person in charge of property to have legal obligation to dispose of carcasses as set forth in section, with reasonable expense of disposal recoverable from owner of carcasses in civil action. Rewrites GS 106-405 to provide that violations of GS 106-400 to 106-403 to be misdemeanors punishable by fine of not more than $500, or imprisonment for not more than 6 months or both (now, no maximum punishments provded).

H 811 Historic Hillsborough funds — APPROPRIATION
Introducers: Stanford and Andrews — Sent to APPROPRN

"To appropriate funds for the Historic Town of Hillsborough." Appropriates $25,000 from State general fund to Dep't of Archives and History for acquisition of real estate and for historic restoration and development of Nash Law Office and Burwell School in Hillsborough.

H 814 (Joint Resolution) Honoring Bowman Gray, Jr. — MISC RES
Introducers: Horton and Fenner — Adopted in HOUSE and SENATE

"Honoring the memory of a dedicated public servant and devoted North Carolinian, Bowman Gray, Jr." As title indicates.

LOCAL BILLS INTRODUCED

SENATE

S 478 Lumberton Charter amendments — ROBESON
Introducer: MacLean — Sent to LOC GOVT

"To amend Chapter 115, Session Laws of 1963, the Charter of the City of Lumberton, with reference to local improvements." Amends Art. XIII, Sec. 7(c) of cited Act to require at least 35% of owners, with 35% of lineal feet of frontage, to sign petition for street improvements (now, majority of owners, with majority of lineal feet of frontage).

S 481 Open Gobbler season — BERTIE, HALIFAX, HERTFORD NORTHAMPTON

Introducers: Allsbrook, Harrington, Wood — Sent to WILDLIFE

"Fixing the open seasons for taking and hunting wild gobbler or bearded turkeys in certain counties of North Carolina." Makes it lawful in Bertie, Halifax, Hertford and Northampton counties to take wild gobbler or bearded turkeys from January 2 thru February 15 and from April 14 thru May 3, beginning in 1969. Makes use of dogs during spring hunting season for turkey unlawful and sets bag limits for each season as daily, 1; possession, 2; season,2.

S 482 Bethel corporate limits — PITT

Introducer: V. White — Sent to LOC GOVT

"To amend Chapter 450, Session Laws, 1961 to redefine the corporate limits of the Town of Bethel." Amends SL 1961, Ch. 450 to delete metes and bounds description and inserts new description of Bethel corporate limits in metes and bounds.

HOUSE

H 793 Burlington land sale — ALAMANCE

Introducer: Euliss — Sent to LOC GOVT

"To amend Section 160-59 of the General Statutes of North Carolina so as to exclude the City of Burlington as to the sale of one particularly described parcel of real property." Makes inapplicable GS 160-59 (requiring sale to highest bidder) for tract of land described by metes and bounds; permitting City Council to sell property at private sale.

H 794 Tax Collector's term — CARTERET

Introducer: Boshamer — Sent to LOC GOVT

"To amend Chapter 337, Session Laws of 1951, relating to the term of appointment of the Tax Collector of Carteret County." Amends SL 1951, Ch. 337 to provide that from July 1, 1969, tax collector to be appointed by Board of County Comm'rs and serve at its pleasure (now, tax collector appointed to 4-year term).

H 795 Newport election — CARTERET

Introducer: Boshamer — Sent to LOC GOVT

"To amend the Chapter of the Town of Newport as it relates to municipal elections." Provides that beginning with regular municipal election in 1971, Newport elections to be held in accordance with GS Ch. 160, Art. 3 ("Elections Regulated").

H 799 Annex Fayetteville Airport — CUMBERLAND

Introducers: Bryan, Carter, Raynor and Rose — Sent to LOC GOVT

"To extend the corporate limits of the City of Fayetteville to include the property comprising the Fayetteville Municipal Airport." As title indicates, setting out property by metes and bounds.

H 803 Shelby firemen's retirement funds (Iden. S 456) CLEVELAND
Introducers: Mauney and Falls Sent to LOC GOVT

"To provide supplemental retirement funds for firemen in the City of Shelby and to modify the application of G. S. 118-5, G. S. 118-6, and G. S. 118-7 to the City of Shelby." Identical with S 456, digested in Bulletin No. 64, p. 550.

H 807 County Ed. Bd. election CATAWBA
Introducer: Beard and Warlick Sent to EDUCATN

"To provide for the nomination and election of the members of the Board of Education of Catawba County." Continues Board of Education at 5-member level and, by name, indicates when term of each present member expires. From 1970 selection of members to be by nonpartisan primary and election with members serving 4-year staggered terms. Sets out details of election procedures. Requires that candidates must reside in County outside of boundaries of Hickory and Newton-Conover administrative school units. Candidates to be voted upon at large. Provides for organization of Board and provides that Board to fill vacancies until next primary and election.

H 809 Apply subdivision regulations BUNCOMBE
Introducers: Harkins, DeBruhl, Stevens Sent to LOC GOVT

"To amend G. S. 160-227.1 to make the subdivision law applicable to municipalities in Buncombe County." Amends GS 160-227.1 to remove Buncombe from list of counties exempted from GS Ch. 160, Art. 18, Part 3A, concerning subdivision regulations.

H 812 Revise Carrboro Charter ORANGE
Introducer: Stanford Sent to JUDIC 2

"To revise and reorganize the Charter of the Town of Carrboro." Sets forth town boundaries. Provides for six aldermen, elected at large for 4-year staggered terms, and mayor elected at large for 2-year term, and for election of these officers. Provides for organization, compensation and powers and duties of mayor and aldermen. Provides for manager, attorney and such other employees as necessary. Permits taxation in accord with general law. Provides for contracting and purchasing, and for sale and disposition of Town property. Provides for police and fire dep'ts and duties. Declares Town a bird sanctuary, and permits regulation of explosives and weapons, installation of traffic control devices, licensing of occupations, and exercise of planning, zoning, building regulation and subdivisiion control. Provides for street and sidewalk maintenance, improvements, and assessments; and for extension of water and sewer lines and assessment therefor.

H 813 Endorse livestock arena note HARNETT
Introducer: J. Penny Sent to JUDIC 2

"To authorize the Board of County Commissioners of Harnett County to endorse the note of Harnett Livestock Arena, Incorporated." Authorizes Board of County Comm'rs to endorse note of cited corporation given for purpose of building arena, and limits amount of note to $22,000.

H 815 Tax listing by mail — LINCOLN
Introducer: Leatherman — Sent to LOC GOVT

"To authorize the Board of County Commissioners of Lincoln County to prescribe regulations relating to the listing of property for taxation in Lincoln County." Authorizes Lincoln Board of Comm'rs to prescribe regulations permitting tax listing by mail and other matters incident thereto (type and form of oath, manner of administering, listing by agents). Modifies various sections of GS Ch. 105 to extent that they would conflict with regulations Act authorizes.

H 816 Shelby sidewalk improvements — CLEVELAND
Introducers: Falls and Mauney — Sent to LOC GOVT

"To amend the Charter of the City of Shelby so as to provide an alternative method of financing sidewalk improvements." Amends Priv. L. 1901, Ch. 194, to permit Shelby Council, upon finding that sidewalk improvements will be on major walking route for public school children and upon written request of City School Board that improvements be made, to make sidewalk improvements without petition, and to assess not more than one-third of cost against abutting properties. Provides, that except for necessity for petition, City to follow procedures provided for in GS Ch. 160, Art. 9.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 43 County commissioners' elections (Iden. H 54; digested in Bulletin No. 12, p. 61). Committee substitute adopted in Senate 4/17/69 changing from the board of comm'rs itself to voters of county basic right to restructure county board. Retains options as to structure in original bill, but provides that changes to be made by comm'rs submitting to voters a resolution changing the structure of board, to be voted on at next general election following adoption of resolution. Sets out form of ballot.

S 318 Alcoholism advisory council (digested in Bulletin No. 54, p. 434). Amendment adopted in Senate 4/17/69 establishing as effective date, date of ratification.

S 400 (Sampson) Harrells Charter revision (digested in Bulletin No. 62, p. 515). Technical amendment adopted in Senate 4/17/69.

S 404 S & L Assoc. improvement loans (digested in Bulletin No. 62, p. 511). Amendment adopted in Senate 4/17/69 permitting loans authorized by the Act, to be made without security.

HOUSE

H 53 Municipal boards' selection (Iden. S 299; digested in Bulletin No. 11 p. 55). Committee substitute adopted in House 4/17/69. Groups all changes into new GS Ch. 160, Art. 21 (originally, divided changes into new Arts. 21 and 22). Continues options for restructuring municipal government contained in original bill, with additions that municipality may style itself "Village" and if ward system adopted, contains provisions for drawing ward lines. Permits amendment of charter to adopt manager plan and sets out somewhat more fully powers and duties of manager, adding provision that manager not to have power to hire and fire town clerk. Contains procedures for adopting amending resolution by town board, including requirements for publication and hearing, and provides for resolutions to take effect unless referendum called. Permits referendum on call of governing board or on petition of 15% of voters of municipality participating in last municipal election.

Contains procedure for initiative petition by voters for adoption of new form of government. Petition must contain names of 25% of voters voting in last municipal election and may propose only one form of government for submission to voters. Requires that any petition must be registered with clerk before getting signatures, and that petitions be given priority by time of registration. Requires governing board, upon receipt of petition, to call referendum. Contains provisions for resolving conflicts between governing board initiated changes and voter initiated changes. Provides for form of ballot for referendums and effect thereof; provides that any new plan of gov't adopted to continue for at least two years without change.

H 308 Asheville, Wilmington campuses (digested in Bulletin No. 40, p. 285). Technical amendment adopted in House 4/17/69.

H 325 (Beaufort) Hunting with dogs (digested in Bulletin No. 41, P. 296). Amendment adopted in Senate 4/17/69 to include specifically varments (vermin) in animals which are unlawful to take by or with use of dogs between March 1 and Oct. 15, and providing that nothing in Act to prohibit holding of field trials under auspices of recognized associations and groups.

H 419 (Pender) Pender officials salaries (digested in Bulletin No. 49, P. 378). Amendment adopted in Senate 4/17/69 making clear that nothing in Act to limit authority of Comm'rs to set own compensation in accord with GS 153-13.

H 452 C & D Board; Director (digested in Bulletin No. 51, p. 396). Technical amendment adopted in House 4/17/69.

H 703 (Richmond) RTI fund uses (digested in Bulletin No. 64, p. 552). Amendment adopted in House 4/17/69 providing specified funds available in event institution is converted into community college. Previously provided, "... in the event such institution is by legislation (deleted by amendment) converted into a community college."

H 608 Regulate prison employee conduct (digested in Bulletin No. 60, p. 484). Floor amendment adopted in House 4/17/69 to provide that State employees violating Act to be subject to immediate dismissal from employment (originally, "shall at once cease to be" employees).

H 616 (Rockingham) Mayodan town election-2 (digested in Bulletin No. 61, p. 503). Amendment adopted in Senate 4/17/69 to include Town of Clayton in bill.

SENATE AND HOUSE CALENDAR ACTION APR.17,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

NOTE: Calendar section references to bills introduced today and referred to committee are located in the bill headings in the digest section (blue pages).

#S. 26 UNDERWRITING COASTAL INSURANCE.(3/07, 4/11) RATIFIED - CHAPTER 249.
S. 43 COUNTY COMMISSIONERS' ELECTIONS. (4/17) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 56 SAFE DRIVER REWARDS.(4/10, 4/16, 4/17) H-REF TO COM ON HY SAFTY
S. 59 5TH.DIST. RESIDENT JUDGE. S-REPTD FAV; S-RE-REF TO APPROPRN.
S. 61 AUTOPSY STATUTE REVISION.(4/17) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
S. 230 COMMUNITY COLLEGE PROPERTY.(4/10) H-REPTD FAV.
#S. 237 PROBATIONARY DRIVER LICENSES.(3/24) RATIFIED - CHAPTER 242.
S. 253 INCREASED TAX ON FORTIFIED WINE. S-REPTD FAV.
S. 254 REMOVING LIMITS-FORTIFIED WINE. S-REPTD FAV AS AMENDED.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2.(4/14) H-REF TO COM ON FINANCE.
S. 296 2 DOORS ON 32 FOOT HOUSE TRAILERS.(4/15) H-REF TO COM ON JUDIC 1.
S. 318 ALCOHOLISM ADVISORY COUNCIL.(4/17) S-PASSED 2ND READING; S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 332 PRIORITY TRIAL,JAIL DEFENDANTS. H-REF TO COM ON JUDIC 2.
S. 339 WELFARE LAW RECODIFICATION.(4/16) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 367 STUDENT AND STUDY COMMISSION.(4/16) H-REF TO COM ON HIGHR ED.
S. 370 CUSTODIAN - BAIL FIXING.(4/11) H-REPTD FAV.
S. 374 PUBLICATIONS-ELIZ.CITY STATE. H-REF TO COM ON FINANCE.
S. 376 RENAME STATE FORESTRY DIVISION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 377 C & D TREE SEEDS AND SEEDLINGS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 378 FLOOD PLAIN MANAGEMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 379 C & D FORESTRY SERVICES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 394 BEACH EROSION ASSESSMENTS. S-PASSED 2ND READING.
S. 395 BEACH EROSION BONDS. S-PASSED 2ND READING.
S. 403 S & L ASSOC. SAVINGS ACCOUNTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 404 S & L ASSOC. IMPROVEMENT LOANS.(4/17) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 412 GOOD NEIGHBOR COUNCIL STRUCTURE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 428 PUBLIC FISHERIES SEARCH WARRANTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 166 VEHICLE AXLE WEIGHTS.(4/16) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 251 PRIVATE,PAROCHIAL SCHOOL BUSES. S-REPTD FAV.
H. 258 LIFE INSURANCE CO. INVESTMENTS. H-REPTD FAV.
H. 267 PEMBROKE STATE UNIVERSITY. H-PASSED 2ND READING; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 308 ASHEVILLE,WILMINGTON CAMPUSES.(4/17) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 316 QUAIL SALE.(4/09, 4/15) S-REF TO COM ON AGRICULT.
#H. 356 BANKING COMMISSION EXPENSES. RATIFIED - CHAPTER 229.
H. 383 MUNICIPALITIES,EMINENT DOMAIN. H-REPTD FAV AS AMENDED.
H. 394 COUNTY OFFICIALS' SALARIES. S-REPTD FAV AS AMENDED.
H. 405 FIREMEN'S PENSION FUND SECRETARY. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
H. 452 C & D BOARD; DIRECTOR.(4/16, 4/17) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE; H-REF TO COM ON CONS&DEV.
H. 474 CLARIFY LAWS OF LARCENY. H-REPTD FAV.
H. 476 POST-CONVICTION REVIEW. H-REPTD FAV.
#H. 485 HIGHWAY COMMISSION MEMBERSHIP. RATIFIED - CHAPTER 237.
H. 514 ASSIGNMENT OF GROUP INSURANCE. H-REPTD FAV.
H. 523 EMPLOYEE LISTS TO TAX COLLECTORS. S-REF TO COM ON LOC GOVT.
H. 529 STATE ABC BOARD ORGANIZATION. S-REPTD FAV.
H. 581 LIMITED DRIVING PERMITS.(4/17) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-RE-REF TO COM ON HY SAFTY.
H. 587 SANITARY DISTRICT WATER SYSTEM. H-REPTD FAV.
H. 593 MINORS' CONTRACTS. H-REPTD FAV AS AMENDED.
H. 594 JOINT LOCAL ADM'VE FUNCTIONS. H-REPTD FAV AS AMENDED.
H. 608 REGULATE PRISON EMPLOYEE CONDUCT.(4/17) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 814 (J.RES)HONORING BOWMAN GRAY, JR. H/S-RESOLUTION ADOPTED.

LOCAL BILLS

S. 292 (WILSON) COUNTY SALARIES. H-REPTD FAV.
S. 298 (GUILFORD) GREENSBORO SCHOOL ADMINISTRATION. H-PASSED 2ND & 3RD READINGS.
S. 300 (JOHNSTON) EDUCATION BOARD ELECTION. H-PASSED 2ND & 3RD READINGS.
S. 306 (MOORE) PINEHURST BOUNDARIES. H-REPTD FAV.
S. 307 (GUILFORD) GREENSBORO SCHOOL BD. RECREATION. H-REPTD FAV.
S. 309 (SURRY) MT. AIRY HOUSING APPEAL BOARD. H-REPTD FAV.
S. 349 (BUNCOMBE) INCREASE COUNTY COMMR'S TO 5. S-REPTD FAV.
S. 359 (IREDELL) STATESVILLE BOUNDARY DESCRIPTION. S-REPTD FAV.
S. 363 (FORSYTH) WINSTON-SALEM RETIREMENT FUND. S-REPTD FAV.
S. 368 (ROWAN) ROWAN TECH LAND CONVEYANCE.(4/16) H-REF TO COM ON EDUCATN.

S. 381 (MOORE) BEER & WINE ELECTION. H-PASSED 2ND & 3RD READINGS.
#S. 384 (ROBESON) LUMBERTON ELECTION WARDS. RATIFIED - CHAPTER 250.
S. 397 (MADISON) SCHOOL BOARD SELECTION. S-REPTD FAV.
S. 399 (CALDWELL) HUDSON ABC VOTE. S-REPTD FAV.
S. 400 (SAMPSON) HARRELLS CHARTER REVISION.(4/17) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 401 (CABARRUS) REGISTER OF DEEDS-SALARY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 402 (CABARRUS) SHERIFF SALARY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 406 (MITCHELL) COMMISSIONERS' PAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 411 (WAKE) HOLLY SPRINGS-BEER/WINE SALE. S-REPTD FAV.
S. 413 (FORSYTH) COUNTY ZONING NOTICE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 419 (SAMPSON) GARBAGE DISPOSAL. S-PASSED 2ND & 3RD READINGS.
S. 420 (CALDWELL) SCHOOL BOARD ELECTION. S-REPTD FAV.
S. 421 (CALDWELL) COMMISSIONERS' COMPENSATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 433 (GUILFORD) GREENSBORO-HIGH PT. AIRPORT AMDTS. S-REPTD FAV.
S. 440 (SURRY) SCHOOL BOARD ELECTION. S-REPTD FAV.
S. 441 (SURRY) JAYPEE FEES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 445 (IREDELL) COURTHOUSE SITE. S-REPTD FAV.

#H. 6 (BURKE) ANNEXATION LAW EXEMPTIONS. H-REPTD UNFAV.
H. 197 (JACKSON, SWAIN, TRANSYLVANIA) SHERIFF VACANCIES.(4/16) S-REF TO COM ON JUDIC 1.
H. 204 (GASTON) GASTON SERVICE FEES. S-REF TO COM ON LOC GOVT.
H. 220 (DUPLIN, ONSLOW, PENDER) HUNTING SEASON.(3/14) S-PASSED 2ND & 3RD READINGS.
H. 250 (CLAY) REGISTER OF DEEDS PAY. S-REPTD FAV.
#H. 313 (PITT) GREENVILLE SCHOOL BOARD MEMBERS. RATIFIED - CHAPTER 243.
#H. 319 (ALLEGHANY) COUNTY LAND SURVEYORS.(4/09) RATIFIED - CHAPTER 227.
H. 325 (BEAUFORT) - HUNTING WITH DOGS.(4/17) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 329 (HOKE) SCHOOL BOARD ELECTION. RATIFIED - CHAPTER 228.
H. 339 (LENOIR) SHERIFF,REGISTER PAY. S-REPTD FAV.
H. 340 (CATAWBA, CHATHAM, CUMBERLAND, ROCKINGHAM) AMBULANCE SERVICE WITHOUT PAY.(4/08) S-REPTD FAV AS AMENDED.
H. 370 (JACKSON, SWAIN, TRANSYLVANIA) SALE OF WINE OR BEER. H-REPTD FAV.
#H. 390 (BURKE, CALDWELL) MUNICIPAL ANNEXATION PROCEDURE. H-REPTD UNFAV.
H. 419 (PENDER) PENDER OFFICIALS SALARIES.(4/17) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 427 (WASHINGTON) PLYMOUTH CORPORATE LIMITS. RATIFIED - CHAPTER 251.

#H. 443 (HOKE) RAEFORD - "CITY". RATIFIED - CHAPTER 244.
H. 446 (PITT) TAX LISTING AND TOWNSHIPS. S-REPTD FAV.
#H. 448 (NEW HANOVER) COUNTY OFFICIALS - SALARIES. RATIFIED - CHAPTER 245.
#H. 450 (MARTIN) EXTEND TOWN LIMITS-ROBERSONVILLE. RATIFIED - CHAPTER 252.
H. 453 (HAYWOOD) SHOOTING ON OR ACROSS HIGHWAYS. S-PASSED 2ND & 3RD READINGS.
H. 454 (PASQUOTANK) ELIZABETH ZONING NEAR USCG AIRPORT. H-REPTD FAV.
#H. 455 (BLADEN) WEST BLADENBORO CHARTER REPEAL. RATIFIED - CHAPTER 235.
#H. 462 (HAYWOOD) REGISTER OF DEEDS SALARY. RATIFIED - CHAPTER 247.
#H. 463 (RUTHERFORD) FORREST CITY CHARTER CHANGES. RATIFIED - CHAPTER 236.
H. 471 (MCDOWELL) MUNICIPAL SUBDIVISION. S-REPTD FAV.
H. 480 (PASQUOTANK) PASQUOTANK COUNTY ACCOUNTANT. S-REPTD FAV.
H. 498 (FORSYTH) CITY-COUNTY JOINT PURCHASING. S-REPTD FAV.
H. 500 (WAKE) SHERIFF,REGISTER SALARIES. S-REPTD FAV.
#H. 502 (CUMBERLAND) SCHOOL COMMITTEES SIZE. RATIFIED - CHAPTER 238.
#H. 503 (ROBESON) FAIRMONT SCHOOL BOARD MEMBERS. RATIFIED - CHAPTER 239.
H. 504 (CLAY) PISTOL PERMITS. S-REPTD FAV.
#H. 519 (CATAWBA) NEWTON ELECTIONS. RATIFIED - CHAPTER 240.
H. 520 (SWAIN) EDUCATION BOARD MEMBERS.(4/10) S-REPTD FAV.
H. 526 (MECKLENBURG) TAX PREPAYMENT DISCOUNTS. S-REPTD FAV.
H. 527 (MECKLENBURG) CITY,COUNTY,CONTRACT BIDS. S-REPTD FAV.
H. 538 (RUTHERFORD) REGISTER OF DEEDS PAY. S-REPTD FAV.
H. 539 (RUTHERFORD) SHERIFF PAY. S-REPTD FAV.
H. 544 (WASHINGTON) COUNTY SCHOOL BOARD ELECTION. S-REPTD FAV.
H. 547 (CARTERET) CAPE CARTERET COMM'R ELECTION. S-REPTD FAV.
H. 549 (CRAVEN) SCHOOL BOARD COMPENSATION. S-REPTD FAV.
H. 556 (LINCOLN) LINCOLNTON BOND VALIDATION. S-REPTD FAV.
H. 559 (DUPLIN, PENDER, SAMPSON) SMALL WATERSHED MAINTENANCE. S-PASSED 2ND READING.
#H. 564 (JOHNSTON) AMENDING H52 - CLAYTON PAY. H-REPTD UNFAV.
H. 566 (ALAMANCE) BURLINGTON FIREMEN RETIREMENT. H-REPTD FAV.
H. 570 (PITT) AYDEN CHANGE OF ELECTION. S-REPTD FAV.
H. 572 (TYRRELL) COMMISSIONERS' COMPENSATION. H-REPTD FAV AS AMENDED.
H. 573 (TYRRELL) NO BEARS TILL '73. H-REPTD FAV.
H. 574 (ROBESON) FAIRMONT CITY MANAGER. H-REPTD FAV.
H. 578 (CRAVEN) NEW BERN,POLICE AMENDMENTS H-REPTD FAV.
H. 579 (ORANGE) CHAPEL HILL REALTY EXCHANGE. H-REPTD FAV.
H. 580 (ORANGE) CHAPEL HILL OFF-STREET PARKING. H-REPTD FAV.
H. 583 (CARTERET) - ENFORCEMENT OF TAXES. H-REPTD FAV.
H. 584 (CARTERET) ATLANTIC BEACH POLICE AUTHORITY. H-REPTD FAV.
H. 586 (DARE) COUNTY BUILDING PERMITS. H-REPTD FAV.
H. 589 (GASTON) GASTONIA CONTRACTS. H-REPTD FAV.
H. 590 (WILSON) UNAUTHORIZED VEHICLES REMOVAL. S-REPTD FAV.
H. 591 (BUNCOMBE) ASHEVILLE LIBRARY BOARD. H-REPTD FAV.
H. 592 (CATAWBA) NEWTON FIREMEN'S RETIREMENT. H-REPTD FAV.

H. 595 (CHOWAN) EDENTON BOUNDARIES. H-REPTD FAV.
H. 598 (DUPLIN) ROSE HILL ELECTION. H-REPTD FAV.
H. 609 (WAKE) FIRE/POLICE CIVIL SERVICE EXAMS. H-REPTD FAV.
H. 610 (WAKE) RALEIGH CITY COUNCIL LICENSE TAX. H-REPTD FAV.
H. 614 (COLUMBUS) LAKE WACCAMAW-SUBDIV.CONTROLS. H-REPTD FAV.
H. 615 (ALLEGHANY) COUNTY REVENUE POST. H-REPTD FAV.
H. 616 (ROCKINGHAM) MAYODAN TOWN ELECTION-2.(4/17) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 617 (GRANVILLE) WARRANTY DEEDS. H-REPTD FAV.
H. 619 (MECKLENBURG) CHARLOTTE AIRPORT CONDEMNATION. H-REPTD FAV.
H. 620 (MECKLENBURG) CHARLOTTE CHARTER CHANGES. H-REPTD FAV.
H. 623 (HENDERSON) MUNICIPAL-COUNTY STUDY COMM'N-2. H-REPTD FAV AS AMENDED.
H. 629 (ORANGE) CHAPEL HILL CHARTER CHANGES. H-REPTD FAV.
H. 630 (LINCOLN) CITY-COUNTY SCHOOL MERGER. H-PLACED ON CAL FOR APR.23.
H. 636 (DARE) INDECENT LANGUAGE. S-REF TO COM ON JUDIC 2.
H. 637 (DARE) FIREARMS CONFISCATION. S-REF TO COM ON JUDIC 2.
H. 638 (DARE) PROHIBITING RIFLES,MAINLAND.(4/16) S-REF TO COM ON JUDIC 2.
H. 640 (MCDOWELL) OFFICIALS' PAY. H-REPTD FAV.
H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE. H-REPTD FAV.
H. 650 (COLUMBUS) COMMISSIONERS' SALARIES. H-REPTD FAV AS AMENDED.
H. 651 (GRANVILLE) SHERIFF AUTO PURCHASE. H-REPTD FAV AS AMENDED.
H. 656 (CURRITUCK) NO MORE MOYOCK DISTRICT. H-REPTD FAV.
H. 657 (HERTFORD) MURFREESBORO OFFICIALS' PAY. H-REPTD FAV AS AMENDED.
H. 658 (STANLY) VOCATIONAL WORKSHOP FUNDING. H-REPTD FAV.
H. 659 (PAMLICO) STONEWALL CHARTER REVISION. H-REPTD FAV.
H. 660 (BRUNSWICK) COUNTY OFFICIALS' SALARIES. H-REPTD FAV AS AMENDED.
H. 664 (EDGECOMBE, NASH) ROCKY MT. SCHOOL BOARD. H-REPTD FAV.
H. 665 (NEW HANOVER) COUNTY COMM'RS SALARIES. H-REPTD FAV AS AMENDED.
H. 667 (POLK) SNAGGING NON-GAME FISH. H-REPTD FAV.
H. 668 (POLK) OFFICIALS' PAY. H-REPTD FAV.
H. 670 (MOORE) WHISPERING PINES AMENDMENT. H-REPTD FAV.
H. 675 (VANCE) MUNICIPAL ZONING PROTEST. H-REPTD FAV.
H. 676 (VANCE) HENDERSON FIREMEN'S RETIREMENT. H-REPTD FAV.
H. 677 (RANDOLPH) TAX SUPERVISOR APPOINTMENT. H-REPTD FAV.
H. 693 (BUNCOMBE) BEER/WINE SALE IN SWANNANOA. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 694 (MONTGOMERY) HOSPITAL INSURANCE DEDUCTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 701 (RANDOLPH) ASHEBORO LEASE. H-REPTD FAV.
H. 703 (RICHMOND) Qrti- FUND USES.(4/17) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 711 (FORSYTH) LAND SALE TO ARTS SCHOOL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 725 (GATES) ABC OFFICERS. S-REF TO COM ON ABC.
H. 735 (IREDELL) STATE COURTS JURISDICTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 748 (ALAMANCE) BURLINGTON LAND CONVEYANCE. H-REPTD FAV.

****

Next session of Senate: 9:30 a.m.;
Next session of House: 10:00 a.m.;
Friday, April 18, 1969

G41
25:1969/68
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 68 - 609 - FRIDAY, APRIL 18, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 487 Single bonds without coupons GS 159
Introducer: J. White Sent to FINANCE

"Amending Chapter 159 of the General Statutes, the same being the Local Government Act, relating to the issuance of a single bond without coupons registered as to both principal and interest." Adds new GS 159-47.1 permitting governing bodies of units, with approval of Local Gov't Comm'n, to authorize issuance, in lieu of coupon bonds, of single bond without coupons in denomination equal to aggregrate principal amount of such coupon bonds and payable in installments corresponding to maturities of such coupon bonds. Provides such bond to bear interest at same rate as coupon bonds and registered as to both principal and interest. Requires governing body, at request of single bond holder, to cause to be prepared and executed and delivered, within 90 days after receipt of request, coupon bonds in aggregate principal amount equal to principal amount of single bond, in exchange for single bond. Provides that unit may cause itself, or holder, to pay reasonable expenses occasioned by exchange.

S 488 Municipal bond interest GS 160
Introducer: J. White Sent to FINANCE

"To amend G.S. 160-390, being a part of the Municipal Finance Act, 1921, to remove the interest rate limitation on bonds." Amends GS 160-390, relating to amount and nature of municipal bonds, by removing 6% maximum annual interest provision.

S 489 County bond interest GS 153
Introducer: J. White Sent to FINANCE

"To amend G.S. 153-74, 153-104 and 153-108, all being part of the County Finance Act, relating to the interest rates on bonds and bond anticipation notes." Amends GS 153-74 (regulating notes evidencing revenue anticipation loans), to delete provision that money borrowed under prior sections of County Finance Act (GS Ch. 153, Art. 9) may not be at interest rate exceeding maximum permitted by law. Rewrites GS 153-104 ("Medium and place of payment") to enable governing body issuing bonds to set bonds' interest rates and frequency of payment. Amends GS 153-108 ("Bond anticipation loans") to delete provision that money borrowed under section may not be at interest rate exceeding maximum permitted by law.

S 490 Non-conforming use amortization — GS 160
Introducer: Currie — Sent to JUDIC 1

"To amend G. S. 160-172 of zoning regulations so as to authorize the amortization of non-conforming buildings and uses." Amends GS 160-172 to permit governing bodies of municipalities to provide, by ordinance, for amortization of non-conforming buildings and uses, in just and proper manner; and to permit governing body to require, by ordinance, that special types of dwellings, such as "town houses" have an organized home ownership or similar association to assist in orderly regulation and policing of such dwellings.

S 491 Trial upon information (Iden. H 571) — CONSTITUTION
Introducer: Burney — Sent to CONSTUTN

"To amend the Constitution of North Carolina to authorize trial upon information and the waiver of jury trial in noncapital cases, subject to regulations prescribed by the General Assembly." Identical with H 571, digested in Bulletin No. 58, p. 462, except Senate bill has neither repealer nor effective date clauses.

S 492 Tax abatement-combat casualties — GS 105
Introducer: McGeachy — Sent to FINANCE

"To provide for abatement of State income taxes for armed forces personnel whose death occurs in combat zone or as a result of wounds, injuries or disease incurred while so serving." Adds new GS 105-158 to provide that State individual income tax shall not apply to any person who dies on or after Jan. 1, 1964, during time when individuals are liable for induction into US armed forces, while in active service as member of US armed forces, and while serving in combat zone designated by US President; or who dies after Jan. 1, 1964, as result of wounds, disease or injury incurred under such circumstances. Provides that no State individual income tax shall apply to such person with respect to taxable year in which he dies, with respect to any prior taxable year ending on or after first day served in combat zone; and any individual income tax under present or previous revenue laws for taxable years prior to those specified unpaid at date of death, including interest, additions to tax and additional amounts. Provides that such tax to not be assessed, or if assessed, assessment to be abated, and if collected amount to be credited or refunded as overpayment.

S 493 Business Corp. Act amendments (Iden. H 818) — GS 55, 58, 66
Introducer: Edwards — Sent to JUDIC 2

"To amend Chapter 55 and related provisions of the General Statutes relating to business corporations." Identical with H 818, digested below in today's bulletin.

S 494 Non-profit corp. amendments (Iden. H 819) — GS 55A
Introducer: Edwards — Sent to JUDIC 2

"To amend Chapter 55A of the General Statutes relating to non-profit corporations." Identical with H 819, digested below in today's bulletin.

S 495 Raven Rock Park funds — APPROPRIATION
Introducer: Staton — Sent to CONS&DEV

"Appropriating funds to the Department of Conservation and Development for the purchase of lands to establish Raven Rock State Park." Appropriates from General Fund $900,000 to Dep't of Conservation and Development to purchase lands necessary to establish Raven Rock State Park. Effective July 1, 1969.

HOUSE

H 817 [Appears out of order in bulletin; please see page 616.]

H 818 Business Corp. Act amendments (Iden. S 493) — GS 55, 58, 66
Introducer: Britt — Sent to JUDIC 2

"To amend Chapter 55 and related provisions of the General Statutes relating to business corporations." Amends GS 55-6 to reduce number required incorporators to one (now, three) natural persons. Amends GS 55-11 to make clear that any action which may be taken at organization meeting of directors may be taken without such a meeting so long as it complies with the requirements of GS 55-29 (relating to informal and irregular actions of directors). Amends GS 55-12(f) to require that application to reserve corporate name contain the name and address of applicant. Adds new GS 55-12(h) (renumbering present 55-12(h) to (j) permitting any foreign corporation not transacting business in NC to register its corporate name with the Sec'y of State, by filing an application with required information, for period of one year, renewable up to 10 years; also adds conforming amendment to GS 55-12(c) prohibiting use of corporate name registered with Sec'y of State. Adds new GS 55-12(i) permitting Sec'y of State, upon hearing after notice, to revoke any registration or reservation of corporate name where application found not make in good faith or contains statement which was false at time made or subsequently has become false.

Broadens GS 55-17(b)(3) to permit corporation to enter into contract of guaranty for benefit of "any person, firm or corporation" (now, "its personnel, or customers or suppliers"). Rewrites GS 55-17(b)(4) to permit corporation to provide insurance for its benefit on life or physical or mental ability of any employee, and on life or physical or mental ability of any security holder for purpose of acquiring at his death or disability its securities owned by him, and on life or physical or mental ability of any other person in whom it has insurable interest. (Now, may provide insurance only on life of employees.) Rewrites GS 55-22 to clarify intention to allow majority of non-interested shareholders, or all shareholders if all interested, to approve certain loans or guarantees by the corporation. Rewrites GS 55-25(a) to permit corporation to have less than three directors until the issuance of shares and whenever all shares are owned of record by less than three shareholders, in which case the number of directors must be as many as number of shareholders; also amends GS 55-7(9) to make it consistent with change. Amends GS 55-28(d) to make clear that in some cases GS Ch. 55 requires affirmative action of number of directors greater than majority of those present at meeting at which quorem present. Rewrites GS 55-31 to permit directors to appoint executive and other committees, unless prohibited by charter or by-laws. Permits any committee to have same authority as directors as whole, except in following matters: (1) dissolution, merger or consolidation of corporation; (2) designation or committees or filling of vacancies on board or any committees; (3) fixing of compensation of board members; (4) amendment, repeal or adoption of by-laws; and (5) amendment or repeal of any director resolution which by terms requires action of full board. Provides that such committees, or members, may be removed by action of majority of board, pursuant to GS 55-28(d) or 55-29.

Adds new GS 55-37.1 permitting corporation to keep records on punch cards, magnetic tapes, photographs, microphotographs or any other information storage device.

Rewrites GS 55-40(c) to limit entitlement to dividend credit to non-cumulative preferred shares, to those of a class out of which shares were initially issued after June 30, 1957, and before Oct. 1, 1969; rewrites GS 55-40(d) to make it consistent with the above change. Adds new GS 55-44.1 permitting charter to confer upon shares of debt securities voting, inspection, and other rights of shareholders, and prohibiting diminution of such rights except by consent of majority of principal amount of such debt. Broadens GS 55-46(a)(1) to permit corporations to issue shares for money or property "inuring to benefit" of the corporation (now, only for money or property actually received). Rewrites GS 55-49(d) to define earned surplus to include all transfers from capital surplus (now, only those transfers which completely eliminated a deficit). Amends GS 55-50(g)(2) to require notice to shareholders of source of dividend when paid out of earned surplus and within three years prior to dividend deficit in earned surplus was reduced or eliminated (now, when within one year prior to year dividend deficit eliminated). Expands GS 55-52(b)(4) to permit corporation to oblige or entitle itself to purchase shares of employee or former employee, under contract of employment and of deceased or disabled shareholder upon death or disability (now, may make agreement only with employee under terms of employment contract). Conforming amendments also made to GS 55-40(e) and GS 55-43(e). Amends GS 55-52(c)(1) to require only offer to purchase pro rata from all shareholders or class of shareholders, before corporation may buy own shares. Rewrites GS 55-52(c)(2) to permit purchase of own shares by corporation if listed on organized securities exchange (now, directors need majority approval, in prior year, of all holders of shares of class to be purchased, after disclosure of purpose of purchase). Rewrites GS 55-52(c)(3) to permit purchase after vote of majority of shares of class to be purchased (now, after majority of holders of such shares). Amends GS 55-52(d) to permit purchase of shares issued by corporation from parent corporation.

Amends GS 55-53(f) to prohibit prior holder of watered shares from improving his position by taking such shares from later holder free from liability. Amends GS 55-56(c) to make clear it denies pre-emptive rights to acquire various types of shares (now, language reads, "pre-emptive rights with respect to" various types of shares). Rewrites GS 55-56(c)(1) to provide no pre-emptive rights to acquire shares issued within one year, or to be issued within one year, after incorporation (now, denies right to shares issued or to be issued to obtain all or a portion of initial capital). Adds new GS 55-56(g) requiring notice to shareholders of opportunity of exercising pre-emptive rights and specific period in which to use rights; adds new GS 55-56(c)(7) to deny pre-emptive rights to shares for which above notice given and opportunity unexercised. Amends GS 55-63(c) to permit action to be taken by written consent of all persons entitled to vote on such action, which otherwise required to be taken at shareholder meeting (now, permits such consent only on actions which may be taken at shareholder meeting). Rewrites GS 55-67(b) to permit shares of corporation, held by it in fiduciary capacity, to be voted only if: the instrument establishing trust provides that such shares may be voted as directed by some person other than trustee and such person actually directs; or if corporation not sole fiduciary. Amends GS 55-67(c) to make clear that directors to be elected by plurality of votes cast; adds new GS 55-25(f) as cross reference to 55-67(c).

Amends GS 55-101(a)(12) to entitle holders of outstanding shares to vote upon proposed amendment to charter confering voting rights on holders of debt securities. Amends GS 55-106(b)(4) to require resolution approving plan of merger to set forth, where not all shares of merging corporation are to be converted solely into shares or other securities of surviving corporation, amount of cash or securities of any other corporation which holders entitled to receive

in exchange for shares of merging corporation, which is in lieu of shares, etc. of surviving corporation; makes same amendment to GS 55-107(b)(3), regarding resolutions approving plan of consolidation. Adds new GS 55-113(j) prohibiting shareholders from dissenting and demanding appraisal as to only part of shares owned by them beneficially, although registered owner owning for several beneficial owners may divide holdings by each owner. Rewrites GS 55-137(c) extending procedure for foreign corporation to transact business in State to those with same name as corporation already in State (now, only those with names similar), by removing requirement of consent from initial corporation, and by permitting foreign corporation to take assumed name for operations in State; GS 55-138(a)(2) amended to conform with change in the procedure. GS 55-156(b) to treat no-par stock as having a value of $1 (now, $100) for tax purposes. Amends GS 55-125(a)(1) to make application fee for registering corporate name, $5.

Rewrites GS 58-204 to permit two persons to contract for one to buy, on death of other, stock, share or interest of deceased in any corporation, partnership or business corporation (now, requires persons to own stock in same company before such contract may be made). Repeals: GS 55-49(h), 55-50(i), 55-52(c)(6), 55-155(a)(15), 55-155(a)(20), and 66-70. Effective Oct. 1, 1969.

H 819 Non-profit Corp. amendments (Iden. S 494) GS 55A
Introducer: Britt Sent to JUDIC 2

"To amend Chapter 55A of the General Statutes relating to non-profit corporations." Amends GS 55A-6 by reducing number of required incorporators to one (now, three) natural persons. Amends GS 55A-9 to permit any action which may be taken at organizational meeting of directors, to be taken without such meeting, so long as complies with GS 55A-86 (see below). Rewrites GS 55A-10 to: (1) continue present section provisions prohibiting misleading, deceptive, or similar names; (2) establish procedure for reservation of corporate names for 90 days; (3) permit anyone or corp. acquiring goodwill of domestic or foreign corporation to reserve name for 10 years; (4) permit the transfer of reservation of corporate names; (5) permit registration of names of foreign corporations for one year periods, renewable up to 10 years; (6) authorize Sec'y of State to revoke reservation or registration, upon hearing after notice, because application not in good faith or contains false information, and (7) permit enjoining of corporate names in violation of section. Broadens GS 55A-15(b)(5) to include insurable interest in life or physical or mental ability of certain persons (now, life only). Rewrites GS 55A-23 to: (1) provide committees may be formed by directors unless charter or by-laws prohibit (now, only if charter or by-laws allow); (2) prohibit such committees from having full authority of directors concerning dissolution, merger or consolidation of corporation, concerning establishment of committees or filling of vacancies among directors, concerning amendment, repeal or adoption of by-laws, and concerning amendment or repeal of any director resolution which by terms requires full board action, and (3) provide for discharge or removal of any committee or member thereof. Adds new GS 55A-27.1 permitting corporation to keep records on punch cards, magnetic tape, photographs, microphotographs or any other information storage divice. Rewrites GS 55A-60(b) to permit Sec'y of State to issue certificate of authority to foreign corporation which has same or similar name as corporation already operating in State if he finds they are not engaged in similar conduct and public not likely to be confused, and corporation entering second, upon request of Sec'y of State, agrees to put name of State of origin in corporate name, or if corporation agrees to use assumed name; makes conforming amendment in GS 55A-61(a)

(concerning information required in application to do business from foreign corporation). Rewrites GS 55A-86: (1) restricting coverage only to actions required to be taken at meeting of directors or committee thereof (now, actions which are required and actions which may be taken); (2) requiring any written consent to be filed with secretary of corporation, and (3) removing provision that such consent will have same force and effect as unanimous vote. Effective Oct. 1, 1969.

H 820 Clean college rooms — GS 116
Introducer: H. Taylor — Sent to JUDIC 2

"To require students at State-supported colleges and universities to keep their dormitory rooms and living quarters clean and sanitary." Makes students in such institutions personnally responsible for cleanliness and sanitary conditions of own dormitory rooms and provides that if chancellor, president or other administrative officer to whom authority delegated finds, upon notice and hearing, that Act violated, student is to be immediately suspended or expelled from "dormitory". Requires students in State-supported institutions, before registration or enrollment, to sign agreement whereby student agrees to keep room in accord with Act.

H 822 Narcotics penalties — GS 90
Introducer: Wills — Sent to JUDIC 1

"To amend G.S. 90-111 so as to substantially increase the penalties for violations of laws pertaining to unlawful use and distribution of narcotics." Amends GS 90-111 to increase penalties for violations of GS Ch. 90, Art. 5 (Narcotic Drug Act) as follows: first violation, at least $3000 fine and imprisonment for 5 to 10 years (now, up to $1000, imprisonment up to 5 years, or both); second at least $5000 fine and 10-20 years imprisonment (now, up to $2000 fine and 5-10 years imprisonment); third and subsequent, at least $10,000 fine and life imprisonment (now, up to $3000 fine and 15 years to life imprisonment).

H 823 Barbituates penalties — GS 90
Introducer: Wills — Sent to JUDIC 1

"To amend G.S. 90-113.7 so as to substantially increase penalties for violations of laws pertaining to the unlawful use and distribution of barbituates." Apparently intends to amend GS 90-113.8(b) to increase penalties for violation of GS Ch. 90, Art. 5A ("Barbiturate and Stimulant Drugs") to fine between $1000 and $3000, imprisonment between 2 and 5 years, or both; (retains language that violation is misdemeanor now, up to $1000 fine, imprisonment up to 2 years, or both.)

H 824 Life sentence in lieu of death — GS 14
Introducer: A. Campbell — Sent to JUDIC 2

"Relating to the death penalty and providing that the judge presiding at the trial of persons convicted of first degree murder, burglary, arson or rape may, in lieu of the death penalty, enter a sentence of life imprisonment." As title indicates, amending GS 14-17, 14-21, 14-52 and 14-58. Not to affect any sentence previously imposed by NC court of competent jurisdiction.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 821 County jailer — ALAMANCE
Introducer: Harris — Sent to LOC GOVT

"To repeal Chapter 531 of the Public-Local and Private Laws of 1937 relating to the position of 'Keeper of the Jail of Alamance County'"
As title indicates, causing GS 162-22 ("Custody of jail") to apply to Alamance County.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 254 Removing limits-fortified wine (digested in Bulletin No. 47, p. 346).
Amendment adopted in Senate 4/18/69 changing provision permitting persons to transport quantity of fortified wine in excess of one gallon to provide persons may transport quantities of fortified wines not in excess of three gallons, so long as not being transported for purpose of sale. (Section previously specified no quantity limit on transportation.)

S 340 (Forsyth, Wilkes) Ambulance service without pay (digested in Bulletin No. 42, p. 306; amended in house 4/8/69, digested in Bulletin No. 60, p. 489). Amendment adopted in Senate 4/18/69 adding Forsyth and Wilkes to counties subject to GS 14-111.2 concerning non-payment of ambulance charges.

HOUSE

S 61 Autopsy statute revision (digested in Bulletin No. 15, p. 79). Committee substitute adopted in House 4/17/69 deleting provision allowing autopsy in situation in which decedent makes oral request to physician during terminal illness. Includes among persons who may request autopsy (if such has not been done by person with superceding right to so request as provided by bill) as follows: in class with adult son/daughter. adopt step-son/daughter; in class with parent, step-parent, including mother of illegitimate child decedent; in class with adult brother/sister, adult half-brother/sister. Provides next in line of priority of persons who may request autopsy be performed is other relative or person accepting responsibility for burial by customary or lawful procedures (previously, guardian of decedent at time of death). Finally, autopsy may be requested by other person charged legally with duty of burial by otherthan customary and lawful procedures (previously, other person charged by law with duty of burial).

H 383 Municipalities, eminent domain (digested in Bulletin No. 46, p. 338).
Technical amendment adopted in House 4/18/69.

H 572 (Tyrrell) Commissioners' compensation (digested in Bulletin No. 59, p. 473).
Amendment adopted in House 4/18/69 providing nothing in Act to limit authority of County Comm'rs to fix own compensation as provided under GS 153-13, as amended by SL 1969, Ch. 180.

H 581 Limited driving permits (digested in Bulletin NO. 59, p. 470).
Technical amendment adopted in House 4/17/69.

H 594 Joint local adm've functions (digested in Bulletin No. 59, p. 472).
Technical amendment adopted in House 4/18/69.

H 623 Municipal-county study comm'n-2 (digested in Bulletin No. 61, p. 504).
Amendment adopted in House making technical changes and setting July 1, 1969 as effective date of Act.

H 650 (Columbus) Commissioners' salaries (digested in Bulletin No. 62, p. 519).
Amendment adopted in House 4/18/60 providing nothing in Act to limit authority of County Comm'rs to fix own compensation as provided under GS 153-13 as amended by SL 1969, Ch. 180.

H 651 (Granville) Sheriff auto purchase (digested in Bulletin NO. 62, p. 519).
Amendment adopted in House 4/18/69 providing permission to make auto purchase granted by bill to apply only to deputies only who are full-time, salaried, and who have been employed not less than 90 days (previously applied to "duly appointed" deputies).

H 657 (Hertford) Murfreesboro officials' pay (digested in Bulletin No. 62, p. 520).
Amendment adopted in House 4/18/69 providing nothing in Act to limit authority of Murfreesboro Comm'rs to fix own compensation and allowances and compensation and allowances of Mayor according to GS 160-9.1, added by SL. 1969, Ch. 181.

H 660 (Brunswick) Brunswick County officials' salaries (digested in Bulletin No. 62, p. 521).
Amendment adopted in House 4/18/69 providing nothing in Act to limit authority of County Comm'rs to fix own compensation as provided under GS 153-13, as amended by SL. 1969, Ch. 180.

H 665 (New Hanover) County comm'rs salaries (digested in Bulletin No. 62, p. 522).
Amendment adopted in House 4/18/69 providing nothing in Act to limit authority of County Comm'rs to fix own compensation as provided under GS 153-13, as amended by SL. 1969, Ch. 180.

* * * * * * * * * *

[Introduction: out of order in bulletin.]

H 817 Teacher retirement allowance — APPROPRIATION, GS 135
Introducers: Falls, R. Jones and Mauney — Sent to ST PERS

"To provide for an increase in pensions and retirement allowances payable to certain former teachers and State employees." Appropriates annually from General Fund to Teachers' and State Employees' Retirement System, beginning July 1, 1969 and continuing for as many years as necessary, sums necessary to accomplish following purposes: (1) increase to $100 per month pensions paid to public school teachers and State employees with 20 or more years service prior to July 1, 1941, who attained age 65 on or before August 1, 1959; (2) grant 15% increase in allowance or account of retired members with 20 years service, but who do not qualify for Soc. Sec. benefits under State's agreement with fed gov't; and (3) grant 15% increase as per (2) above to retired members with between 15 and 20 years service, but in no event is such amount to be less than will provide minimum $100 per month benefit payment to retired member. Effective July 1, 1969.

SENATE AND HOUSE CALENDAR ACTION APR.18,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17) S-PLACED ON CAL FOR APRIL 23.
S. 61 AUTOPSY STATUTE REVISION.(4/17) H-PLACED ON CAL FOR APR.22.
S. 65 TOWNSHIP PRECINCTS.(4/02) H-REPTD FAV.
S. 184 LOCAL AIR POLLUTION CONTROL.(3/13) H-RE-REF TO COM ON WATER.
#S. 191 MUNICIPAL REDEVELOPMENT FUNDING.(3/25) RATIFIED - CHAPTER 254.
S. 222 DRIVING ON SUSPENDED LICENSE.(3/24) H-PLACED ON CAL FOR APR.22.
S. 230 COMMUNITY COLLEGE PROPERTY.(4/10) H-PLACED ON CAL FOR APR.22.
S. 253 INCREASED TAX ON FORTIFIED WINE. S-RE-REF TO COM ON FINANCE.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 255 (J.RES.) OFFICIAL LICENSE PLATES.(3/31) RATIFIED - RES.44.
#S. 293 C & D BOARD,DIRECTOR. S-POSTPONED INDEF.
S. 324 PRISON DETENTION PENDING APPEAL.(4/16) H-REF TO COM ON JUDIC 1.
S. 334 PUNISHMENT,PUBLIC DRUNKENNESS. S-PLACED ON CAL FOR APRIL 22.
S. 339 WELFARE LAW RECODIFICATION.(4/16) H-REF TO COM ON PUB WELF.
S. 376 RENAME STATE FORESTRY DIVISION. H-REF TO COM ON CONS&DEV.
S. 377 C & D TREE SEEDS AND SEEDLINGS. H-REF TO COM ON CONS&DEV.
S. 378 FLOOD PLAIN MANAGEMENT. H-REF TO COM ON LOC GOVT.
S. 379 C & D FORESTRY SERVICES. H-REF TO COM ON CONS&DEV.
S. 394 BEACH EROSION ASSESSMENTS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 395 BEACH EROSION BONDS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 403 S & L ASSOC. SAVINGS ACCOUNTS. H-REF TO COM ON INSURANCE.
S. 407 AMBULANCE SERVICE-LIEN ON DAMAGES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 412 GOOD NEIGHBOR COUNCIL STRUCTURE. H-REF TO COM ON ST.GOVT.
S. 428 PUBLIC FISHERIES SEARCH WARRANTS. H-REF TO COM ON JUDIC 2.

H. 53 MUNICIPAL BOARDS' SELECTION.(4/17) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-PLACED ON CAL FOR APR.22.
H. 71 PASSING HORSES ON HIGHWAY.(3/21) S-RE-REF TO COM ON JUDIC 1.
H. 166 VEHICLE AXLE WEIGHTS.(4/16) S-REF TO COM ON ROADS.

H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31, 4/18) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR APRIL 22; S-AMENDMENT RECONSIDERED.
H. 251 PRIVATE,PAROCHIAL SCHOOL BUSES. S-PASSED 2ND & 3RD READING.
H. 258 LIFE INSURANCE CO. INVESTMENTS. H-PASSED 2ND READING; H-PLACED ON CAL FOR APR.22.
H. 267 PEMBROKE STATE UNIVERSITY. S-REF TO COM ON HIGHR ED.
H. 308 ASHEVILLE,WILMINGTON CAMPUSES.(4/17) H-PASSED 3RD READINGS; H-SENT TO SENATE.
H. 347 STATE AID-AIRPORT APPROACHES.(4/16) S-PASSED 2ND & 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 364 JAIL TIME PENDING APPEAL.(3/28) S-PASSED 2ND & 3RD READINGS.
H. 383 MUNICIPALITIES,EMINENT DOMAIN.(4/18) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 394 COUNTY OFFICIALS' SALARIES. S-PLACED ON CAL FOR APRIL 23.
H. 422 CHILD'S YEAR SUPPORT.(4/09) S-PASSED 2ND & 3RD READINGS.
H. 452 C & D BOARD; DIRECTOR.(4/16, 4/17) S-REPTD FAV,PASSED 2nd&3rd
H. 474 CLARIFY LAWS OF LARCENY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 476 POST-CONVICTION REVIEW. H-PASSED 2ND READING.
H. 514 ASSIGNMENT OF GROUP INSURANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 529 STATE ABC BOARD ORGANIZATION. S-PASSED 2ND READING.
H. 587 SANITARY DISTRICT WATER SYSTEM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 593 MINORS' CONTRACTS. H-PLACED ON CAL FOR APR.22.
H. 594 JOINT LOCAL ADM'VE FUNCTIONS.(4/18) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 606 LEGAL AID BY NC ELECTIONS BOARD. H-REPTD AS AMENDED.
H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY. H-PASSED 2ND READING.
#H. 671 (J.RES.) COMMEMORATING HALIFAX RESOLVE. RATIFIED - RES.45.

LOCAL BILLS

S. 306 (MOORE) PINEHURST BOUNDARIES. H-PASSED 2ND & 3RD READINGS.
S. 307 (GUILFORD) GREENSBORO SCHOOL BD. RECREATION. H-PASSED 2ND & 3RD READINGS.
S. 309 (SURRY) MT. AIRY HOUSING APPEAL BOARD. H-PASSED 2ND & 3RD READINGS.
#S. 338 (GUILFORD) GREENSBORO SCHOOL LAND DEED. RATIFIED - CHAPTER 225.
S. 349 (BUNCOMBE) INCREASE COUNTY COMMR'S TO 5. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 359 (IREDELL) STATESVILLE BOUNDARY DESCRIPTION. S-PASSED 2ND READING.
S. 363 (FORSYTH) WINSTON-SALEM RETIREMENT FUND. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 397 (MADISON) SCHOOL BOARD SELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 399 (CALDWELL) HUDSON ABC VOTE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 400 (SAMPSON) HARRELLS CHARTER REVISION.(4/17) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 401 (CABARRUS) REGISTER OF DEEDS-SALARY. H-REF TO COM ON LOC GOVT.
S. 402 (CABARRUS) SHERIFF SALARY. H-REF TO COM ON LOC GOVT.
S. 406 (MITCHELL) COMMISSIONERS' PAY. H-REF TO COM ON LOC GOVT.
S. 411 (WAKE) HOLLY SPRINGS-BEER/WINE SALE. S-PASSED 2ND & 3RD READINGS.
S. 413 (FORSYTH) COUNTY ZONING NOTICE. H-REF TO COM ON LOC GOVT.
S. 419 (SAMPSON) GARBAGE DISPOSAL. H-REF TO COM ON LOC GOVT.
S. 420 (CALDWELL) SCHOOL BOARD ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 421 (CALDWELL) COMMISSIONERS' COMPENSATION. H-REF TO COM ON LOC GOVT.
S. 433 (GUILFORD) GREENSBORO-HIGH PT. AIRPORT AMDTS. S-PASSED 2ND READING.
S. 434 (MITCHELL) INCREASING CARTWAYS WIDTH. S-REPTD FAV.
S. 435 (MITCHELL) RHODODENDRON FESTIVAL SUPPORT. S-REPTD FAV AS AMENDED.
S. 436 (YANCEY) ADDITIONAL DEPUTY. S-REPTD FAV.
S. 438 (YANCEY) DEPUTIES' PAY. S-REPTD FAV.
S. 439 (PERSON) COMMISSIONERS' COMPENSATION. S-REPTD FAV AS AMENDED.
S. 440 (SURRY) SCHOOL BOARD ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 441 (SURRY) JAYPEE FEES. H-REF TO COM ON LOC GOVT.
S. 443 (HALIFAX) ANNEXATION LAW REFERENDUM. S-REPTD FAV.
S. 445 (IREDELL) COURTHOUSE SITE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 447 (BERTIE) WINDSOR DEVELOPMENT COMMISSION. S-RETPD FAV.
S. 458 (ROWAN) OFFICIALS' SALARIES. S-REPTD FAV.

H. 250 (CLAY) REGISTER OF DEEDS PAY. S-PASSED 2ND & 3RD READINGS.
H. 325 (BEAUFORT) HUNTING WITH DOGS.(4/17) H-CONCURRED IN S-AMEND.
H. 339 (LENOIR) SHERIFF,REGISTER PAY. S-PASSED 2ND & 3RD READINGS.
H. 340 (CATAWBA, CHATHAM, CUMBERLAND, ROCKINGHAM) AMBULANCE SERVICE WITHOUT PAY.(4/08, 4/18) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 370 (JACKSON, SWAIN, TRANSYLVANIA) SALE OF WINE OR BEER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 419 (PENDER) PENDER OFFICIALS SALARIES.(4/17) H-CONCURRED IN S-AMENDMENT.
H. 446 (PITT) TAX LISTING AND TOWNSHIPS. S-PASSED 2ND & 3RD READINGS.
H. 454 (PASQUOTANK) ELIZABETH ZONING NEAR USCG AIRPORT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 457 (BEAUFORT) AURORA ELECTION. RATIFIED - CHAPTER 256.
H. 471 (MCDOWELL) MUNICIPAL SUBDIVISION. S-PASSED 2ND & 3RD READINGS.
H. 480 (PASQUOTANK) PASQUOTANK COUNTY ACCOUNTANT. S-PASSED 2ND & 3RD READINGS.

H. 498 (FORSYTH) CITY-COUNTY JOINT PURCHASING. S-PASSED 2ND & 3RD READINGS.
H. 500 (WAKE) SHERIFF,REGISTER SALARIES. S-PASSED 2ND & 3RD READINGS.
H. 504 (CLAY) PISTOL PERMITS. S-PASSED 2ND & 3RD READINGS.
H. 520 (SWAIN) EDUCATION BOARD MEMBERS.(4/10) S-PASSED 2ND & 3RD READINGS.
H. 526 (MECKLENBURG) TAX PREPAYMENT DISCOUNTS. S-PASSED 2ND & 3RD READINGS.
H. 527 (MECKLENBURG) CITY,COUNTY,CONTRACT BIDS. S-PASSED 2ND & 3RD READINGS.
H. 538 (RUTHERFORD) REGISTER OF DEEDS PAY. S-PASSED 2ND & 3RD READINGS.
H. 539 (RUTHERFORD) SHERIFF PAY. S-PASSED 2ND & 3RD READINGS.
H. 544 (WASHINGTON) COUNTY SCHOOL BOARD ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 547 (CARTERET) CAPE CARTERET COMM'R ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 549 (CRAVEN) SCHOOL BOARD COMPENSATION. S-PASSED 2ND & 3RD READINGS.
H. 556 (LINCOLN) LINCOLNTON BOND VALIDATION. S-PASSED 2ND & 3RD READINGS.
H. 559 (DUPLIN, PENDER, SAMPSON) SMALL WATERSHED MAINTENANCE. S-PASSED 3RD READING.
H. 566 (ALAMANCE) BURLINGTON FIREMEN RETIREMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 570 (PITT) AYDEN CHANGE OF ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 572 (TYRRELL) COMMISSIONERS' COMPENSATION.(4/18) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 573 (TYRRELL) NO BEARS TILL '73. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 574 (ROBESON) FAIRMONT CITY MANAGER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 578 (CRAVEN) NEW BERN,POLICE AMENDMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 579 (ORANGE) CHAPEL HILL REALTY EXCHANGE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 580 (ORANGE) CHAPEL HILL OFF-STREET PARKING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 583 (CARTERET) ENFORCEMENT OF TAXES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 584 (CARTERET) ATLANTIC BEACH POLICE AUTHORITY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 586 (DARE) COUNTY BUILDING PERMITS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 589 (GASTON) GASTONIA CONTRACTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 590 (WILSON) UNAUTHORIZED VEHICLES REMOVAL. S-PASSED 2ND & 3RD READINGS.
H. 591 (BUNCOMBE) ASHEVILLE LIBRARY BOARD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 592 (CATAWBA) NEWTON FIREMEN'S RETIREMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 595 (CHOWAN) EDENTON BOUNDARIES. H-PASSED 2ND READING.
H. 598 (DUPLIN) ROSE HILL ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 609 (WAKE) FIRE/POLICE CIVIL SERVICE EXAMS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 610 (WAKE) RALEIGH CITY COUNCIL LICENSE TAX. H-PASSED 2ND READING.
H. 614 (COLUMBUS) LAKE WACCAMAW-SUBDIV.CONTROLS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 615 (ALLEGHANY) COUNTY REVENUE POST. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 616 (ROCKINGHAM) MAYODAN TOWN ELECTION-2.(4/17) RATIFIED - CHAPTER 257.
H. 617 (GRANVILLE) WARRANTY DEEDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 619 (MECKLENBURG) CHARLOTTE AIRPORT CONDEMNATION. H-PASSED 2ND READING.
H. 620 (MECKLENBURG) CHARLOTTE CHARTER CHANGES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 623 (HENDERSON) MUNICIPAL-COUNTY STUDY COMM'N-2.(4/18 H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 629 (ORANGE) CHAPEL HILL CHARTER CHANGES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 640 (MCDOWELL) OFFICIALS' PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE. H-PLACED ON CAL FOR APR.24.
H. 650 (COLUMBUS) COMMISSIONERS' SALARIES.(4/18) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 651 (GRANVILLE) SHERIFF AUTO PURCHASE. (4/18) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 656 (CURRITUCK) NO MORE MOYOCK DISTRICT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 657 (HERTFORD) MURFREESBORO OFFICIALS' PAY.(4/18) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 658 (STANLY) VOCATIONAL WORKSHOP FUNDING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 659 (PAMLICO) STONEWALL CHARTER REVISION. H-PASSED 2ND READING.
H. 660 (BRUNSWICK) COUNTY OFFICIALS' SALARIES.(4/18) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 664 (EDGECOMBE, NASH) ROCKY MT. SCHOOL BOARD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 665 (NEW HANOVER) COUNTY COMM'RS SALARIES.(4/18) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 667 (POLK) SNAGGING NON-GAME FISH. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 668 (POLK) OFFICIALS' PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 670 (MOORE) WHISPERING PINES AMENDMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 675 (VANCE) MUNICIPAL ZONING PROTEST. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 676 (VANCE) HENDERSON FIREMEN'S RETIREMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 677 (RANDOLPH) TAX SUPERVISOR APPOINTMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 680 (GRAHAM) ABSENTEE VOTING. H-REPTD UNFAV.
H. 693 (BUNCOMBE) BEER/WINE SALE IN SWANNANOA. S-REF TO COM ON ABC.
H. 694 (MONTGOMERY) HOSPITAL INSURANCE DEDUCTION. S-REF TO COM ON EDUCATN.
H. 701 (RANDOLPH) ASHEBORO LEASE. H-PLACED ON CAL FOR APR.24.
H. 703 (RICHMOND) RTI FUND USES.(4/17) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 711 (FORSYTH) LAND SALE TO ARTS SCHOOL. S-REF TO COM ON EDUCATN.
H. 735 (IREDELL) STATE COURTS JURISDICTION. S-REF TO COM ON COURTS.
H. 748 (ALAMANCE) BURLINGTON LAND CONVEYANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Sessions of Senate:

9:30 a.m., Saturday, April 19, 1969, for the consideration of Local Bills only.
8:00 p.m., Monday, April 21, 1969.

Next Sessions of House:

9:30 a.m., Saturday, April 19, 1969, for the consideration of Local Bills only.
8:00 p.m., Monday, April 21, 1969.

#

G41
25:1969/69
C.2

INSTITUTE OF GOVERNMENT

North Carolina State Library
Raleigh
N. C.
Doc.

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 69 - 623 - MONDAY, APRIL 21, 1969

Note: The Senate and House convened at 9:30 a.m., Saturday, April 19, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 496 Electrical contractor examiners — GS 87
Introducer: Penn — Sent to JUDIC 1

"To rewrite Article 4 of Chapter 87 of the General Statutes of North Carolina pertaining to the State Board of Examiners of Electrical Contractors and to regulations for the reduction of fire hazards and for protection of life and property." Rewrites GS Ch. 87, Article 4, "Electrical Contractors" to provide as follows: Continues State Board of Examiners of Electrical Contractors as State agency responsible for licensing of persons engaging in electrical contracting in State. Provides for one member representing NC Dep't of Insurance appointed by Comm'r of Insurance; one member appointed by governing board of NC Association of Electrical Contractors, and three members appointed by Governor, one from faculty of Greater University of NC, one who is chief electrical inspector of municipality or county in State, and one representing sole proprietorship, partnership, or corporation located in State engaged in business of electrical contracting. Provides for organization, meeting procedures and pay of Board. Provides for secretary-treasurer and seal of board. Spells out duties of Board, principally to conduct examinations of applicants for electrical contractor licenses and authorizes Board to make regulations necessary to performance of duties. Sets out definition of electrical contracting and spells out exceptions to definition. Makes corporations or partnerships eligible to be licensed providing (1) at least one person who has qualified under Article is regularly employed by applicant at each separate place of business and person serves as supervisor of all electrical contracting done in name of licensee, (2) application filed with Board containing statement of ownership and names of individuals licensed, and (3) the applicant agrees in writing that applicant will report to Board any additions or losses of employment of licensed individuals. Provides for cancellation of corporate or partnership license if individually licensed persons, as required above, leave employment of corporation or partnership. Provides for various classifications of licenses and provides for fees ranging from $20.00 to $100 (now, from $5.00 to $25.00). Provides for renewal of licenses. Provides that fees collected to be used for expense of Board and that no expenses of Board payable from State treasury. Provides that Board not to be held liable for unlawful or negligent acts of licensees. Gives Board jurisdiction to hear, on own motion or written complaint, complaints of malpractice, unethical conduct, fraud, deceit, gross negligence, gross incompetence or gross misconduct in practice of electrical contracting, or fraud or deceit in obtaining license under Article. Authorizes Board to administer reprimand, suspension from practice for period not exceeding twelve months, revocation of license or probationary

revocation of license upon condition set by Board. Such hearings to be in accord with GS Ch. 150, per rules of procedures adopted by Board. Continues penalty for violations as misdemeanor punishable by fine of not less than $25 nor more than $50 for each offense. Adds new provision authorizing Board to apply to courts for restraining orders to stop illegal practices. Provides that person, firm or corporation licensed on effective date of Act, to be entitled to be licensed in limited classification upon payment of required fee. Provides that any person, firm or corporation now licensed as electrical contractor may be licensed in intermediate classification or unlimited classification without written examination upon satisfactory proof to Board that applicant qualified by experience. Provides for reciprocal licensing of nonresidents. Deletes provision authorizing examination before local examiners. Effective July 1, 1969, except that new classification not to become effective until July 1, 1970.

S 497 Omnibus court amendments — GS 1, 7, 7A, 11, 84, 115, 147, 151, 163
Introducers: Bailey and L. Warren — Sent to COURTS

"To extend the district court system to seventeen additional counties, to make certain additions and revisions to General Statutes Chapter 7A ("The Judicial Department"), to repeal, revise, or transfer various sections of General Statutes Chapter 7 ("Courts"), and for other related purposes." Specifies number of district court judges, magistrates (minimum and maximum, by counties), and additional seats of court (by name) the 17th, 19th, 22nd, 23d, and 28th judicial districts are entitled to effective first Monday in December, 1970. Specifies number of full-time assistant solicitors each judicial/solicitorial district is entitled to effective January 1, 1971. Authorizes an additional district court judge for the 25th Judicial District, an additional prosecutor for the 27th district, and additional magistrates for various counties. Provides prosecutor (solicitor, after 31 December 1971) shall represent the State in juvenile cases in which juvenile is represented by an attorney. Declares court reporter's original notes in district court districts to be State property, to be kept in custody of clerk of superior court. Authorizes additional methods of service of process in summary ejectment cases as set forth in G.S. 42-29. Gives superior court, in misdemeanor cases appealed from district court for trial de novo, same jurisdiction as district court had, including power to accept guilty pleas to lesser-included or related offenses. Raises daily fee of jurors in 83 counties covered by district court system from $7 to $8 per day, but deletes daily mileage. Makes various minor adjustments in costs and fees subchapter of Chapter 7A. Gives second opportunity, effective July, 1969, to certain solicitors who chose not to become full-time solicitors July, 1968. Modernizes language and transfers from Chapter 7 to Chapter 7A various sections dealing with the superior court. Makes various technical and editorial changes in Chapter 7A. Amends G.S. 84-16, as amended 7 March 1969, by Chapter 44, S.L. 1969, to make full-time solicitors and full-time prosecutors honorary members of the State bar, (now, only appellate and superior court judges). Provides for distribution of Court of Appeals reports, and gives set of Appellate Division Reports to Court of Appeals judges. Amends G.S. 163-106 to provide for numbering of district court judgeships for election purposes. Repeals various superseded sections of Chapters 7 and 7A, and other related sections. Repeals G.S. Chapter 151 (Constables) effective January 1, 1971. Effective July 1, 1969.

S 499 NC College - Regional University — GS 116
Introducer: Currie — Sent to HIGHER ED

"To make North Carolina College at Durham a Regional University." Adds new section to GS 116, Art. 1A (Regional Universities) redesignating North Carolina College at Durham as "North Carolina Central University", providing it is to be subject to provisions of GS 116-44.10 (Characteristics and purpose of regional universities). Deletes GS 116-45(3) (primary purpose of North Carolina College). Effective July 1, 1969.

S 500 Physical Therapy Practice Act — GS 90
Introducer: Currie — Sent to PUB HLTH

"To revise the Physical Therapy Practice Act." Generally revises the Physical Therapy Practice Act, including following provisions and changes: (1) Eliminates requirement that physical therapist (PT) practice under supervision of licensed MD. Amends definition of "physical therapy" to include evaluation, and interpretation of medical referrals, as well as treatment. Adds new definition of "physical therapy assistant" as a person assisting and working under supervision of PT by performing assigned activities, not including interpretation or evaluation. (2) Adds to membership of PT Examining Committee two PT assistants, to be appointed by Governor beginning 1/1/70 (first appointments, one and two years, respectively thereafter, three years). Authorizes Examining Committee to employ clerical and other assistance (now, furnished by NC PT Association). Authorizes Committee to prescribe license fees, not exceeding $75 for originals and $25 for renewals (now, set by law at $25 and $5, respectively). Assistant PT members of Committee to pass on applicants for assistant PT licenses only. (3)Spells out requirements for applications for assistant PT license, including graduation from approved program or equivalent training or experience, and prescribes examination subjects. Omits specific fee provision as to temporary certificates for foreign-trained PT's. (4) Spells out detailed provisions defining unlawful practice, and exclusions therefrom; specifies that Act not to be construed as authorizing licensed PT's to use radiology for diagnosis or therapy, or to use electricity for surgery or cauterization, or to make diagnoses of human conditions or prescribe therapeutic measures. (5) Provides that violations of Act are misdemeanors, punishable by fine or imprisonment in discretion of court.

S 502 Historic Edenton funds — APPROPRIATION
Introducers: Wood and Harrington — Sent to FINANCE

"To appropriate funds for Historic Edenton." Appropriates from General Fund to Dep't of Archives and History for Historic Edenton, $95,000 for James Iredell, Barker and Cupola houses (restoration and maintenance).

S 503 Remove city bond interest limit — GS 160
Introducer: J. White — Sent to FINANCE

"To amend G.S. 160-417 and 160-421, being part of the Revenue Bond Act of 1938, to remove the interest rate limitation on bonds." Amends GS 160-417 (municipal revenue bond provisions) and GS 160-421 (approval of State agencies and sale of municipal revenue bonds by Local Government Commission) to remove provisions limiting to six per cent maximum interest rate payable on revenue bonds issued under cited act.

HOUSE

H 826 ECU-Dare Institute funds — APPROPRIATION
Introducers: Burrus and others — Sent to APPROPRN

"To appropriate funds to East Carolina University to establish an Institute of Special Studies in Dare County, North Carolina." Appropriates to ECU in addition to other appropriations $16,219 for fiscal 1969 and $45,494 for fiscal 1970 to establish Institute of Special Studies in Dare County, such Institute to provide administrative direction for marine research, experimental studies, and academic programs in air transportation and hospitality management. Effective July 1, 1969.

H 827 Tax-free hospital gifts — GS 105
Introducer: R. Jones — Sent to FINANCE

"To amend GS 105-147 to permit gifts to nonprofit hospitals to be deducted in computing net income for income tax purposes." Amends subsec.(16) of cited section (Deductions) to add nonprofit hospitals to list of institutions to which gifts are deductible for state income tax purposes. Applicable to tax years commencing on or after July 1, 1969; effective on same date.

H 828 Drainage appeal technical changes — GS 156
Introducer: P. Godwin — Sent to JUDIC 1

"Amending Chapter 192 of the 1969 Session Laws indicating the section of the General Statutes amended." Makes technical correction in cited Act (H 141), by adding reference in bill section 3 to GS section amended--156-93.3(15).

H 830 Cemetery parking — GS 14
Introducer: Messer — Sent to JUDIC 2

"To amend Chapter 14, North Carolina General Statutes, to prohibit unauthorized parking or occupied motor vehicles in cemeteries during the hours of darkness." Adds new GS 14-150.2 to make it misdemeanor to park motor vehicle (occupied or unoccupied) in public or private cemetery between sunset and sunrise without permission of owner. Sets punishment at fine up to $50.00 or imprisonment of not more than 30 days.

H 831 Employee meals tax exemption — GS 105
Introducer: Twiggs — Sent to FINANCE

"To amend the Sales and Use Tax Act for the purpose of exempting meals furnished employees in restaurants, cafes, cafeterias, hotel dining rooms and other similar places from said tax." Amends GS 105-164.13 to add meals referred to in title to list of items exempt from sales and use tax when meals are provided as part of employees compensation. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 498 Constable/deputy pay — JOHNSTON
Introducer: Johnson — Sent to LOC GOVT

"To authorize the board of county commissioners of Johnston County to compensate certain officers for the service of civil and criminal process." Authorizes commissioners to pay (from general fund) constables and special deputy sheriffs for service of process in amounts not to exceed fee schedule set out in GS Ch. 7A (Judicial Department).

S 501 County highway hunting — FRANKLIN
Introducer: Griffin — Sent to AGRICULT

"Prohibiting hunting from public roads without landowner's permission in a portion of Franklin County." Makes it misdemeanor in described territory to take or attempt to take any game animal or game bird from any public highway, road or right of way without written permission of owner of land which abutts public way. Sets punishment at fine of up to $50 or imprisonment up to 30 days or both. Effective July 1, 1969.

HOUSE

H 825 Hospital property conveyance — WAKE
Introducers: S. Johnson, A. McMillan, H. Taylor and Twiggs — Sent to LOC GOVT

"To amend G.S. 131-126.26 with respect to the power of the Wake County Commissioners to convey certain hospital property." Modifies GS 131-126.26 (municipal aid in providing hospital facilities) specifically empowering Wake County Comm'rs to render hospital aid by gift of property to nonprofit corporation, as permitted by section, even though such hospital property was acquired and constructed from bond sale proceeds.

H 829 Commissioners' pay — SAMPSON
Introducer: Tart — Sent to LOC GOVT

"To fix the compensation of the County Commissioners of Sampson County." Sets pay of Chairman at $200 per month (now, $150) and pay of other members at $100 per month (now, $75). Effective July 1, 1969.

H 832 1% sales/use tax — HERTFORD
Introducer: Jernigan (by request) — Sent to FINANCE

"Enabling Hertford County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Hertford County Bd of Elections, upon written request of county commissioners, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Hertford for use outside county or bought outside NC for use in Hertford. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 833 School land conveyance — ALLEGHANY
Introducer: Collins — Sent to LOC GOVT

"To authorize the Alleghany county board of education to convey certain property in Sparta to Alleghany County to be used for county recreation center purposes." Authorizes board of education to convey to county commissioners, without consideration, any part of land tract of Alleghany High School (in Sparta) that is surplus property to be used for recreation center.

H 834 Sheriff-weapons permits — VANCE
Introducer: Church — Sent to JUDIC 1

"To amend Chapter 1073 of the Session Laws of 1959 so as to authorize the Sheriff of Vance County to issue permits for the sale of certain weapons." Deletes Vance from list of counties exempt from cited act, which transfers from clerk of superior court to sheriff duty to issue weapons permits and to dispose of confiscated weapons.

H 835 1% sales/use tax
Introducer: Harris

ALAMANCE
Sent to FINANCE

"Enabling Alamance County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Alamance County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in County in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effected on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 104-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Alamance for use outside county or bought outside NC for use in Alamance. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 836 School land conveyance
Introducer: Bradley

MACON
Sent to LOC GOVT

"To authorize the Board of Education of Macon County to convey certain surplus property to the Board of Commissioners of Macon County." Authorizes cited conveyance of property described in Deed Book Z7 at page 5 in Macon County Registry. Authorizes board of education to execute deed as private transfer under such conditions as it determines. Authorizes board of education to sell and transfer at private sale other land and property of surplus nature to board of commissioners upon such considerations as it may determine.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 435 (Mitchell) Rhododendron Festival support (digested in Bulletin No. 63, p. 535). Amended in Senate 4/21/69 to authorize rather than require county commissioners to make appropriation to Rhododendron Festival.

S 439 (Person) Commissioners' compensation (digested in Bulletin No. 63, p. 536). Amendment adopted in Senate 4/21/69 providing nothing in Act to prohibit comm'rs from setting own compensation as provided by GS 153-13, as amended by SL 1969, Ch. 180.

HOUSE

H 606 Legal aid by NC Elections Board (digested in Bulletin No. 60, p. 483). Amendment adopted in House 4/21/69 to provide that Attorney General in his discretion may recommend employment of private counsel for Elections Board (original: Board had the discretion to employ private counsel or Attorney General).

SENATE AND HOUSE CALENDAR ACTION APR.21,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 3 CONSTABLES POWERS AND PAY. S-REPTD UNFAV.
S. 65 TOWNSHIP PRECINCTS.(4/02) H-PLACED ON CAL FOR APR.23.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18) H-REF TO COM ON ABC.
S. 271 (J.RES.) AMENDING RESOLUTION NO. 1. H-PASSED 2ND & 3RD READINGS.
S. 318 ALCOHOLISM ADVISORY COUNCIL.(4/17) H-REF TO COM ON ABC.
S. 365 (J.RES.) PRACTICAL NURSING CREDIT. H-REPTD FAV.
S. 370 CUSTODIAN - BAIL FIXING.(4/11) H-PASSED 2ND & 3RD READINGS.
S. 372 CONTINUING EDUCATION-OPTOMETRISTS. H-REPTD FAV.
S. 394 BEACH EROSION ASSESSMENTS. H-REF TO COM ON FINANCE.
S. 395 BEACH EROSION BONDS. H-REF TO COM ON FINANCE.
S. 404 S & L ASSOC. IMPROVEMENT LOANS.(4/17) H-REF TO COM ON INSUR.
S. 407 AMBULANCE SERVICE-LIEN ON DAMAGES. H-REF TO COM ON JUDIC 1.

H. 221 CRIMINAL JURY TRIALS,DIST.CT..(3/27) S-REPTD FAV.
H. 308 ASHEVILLE,WILMINGTON CAMPUSES.(4/17) S-REF TO COM ON HIGHR ED.
H. 347 STATE AID-AIRPORT APPROACHES.(4/16) H-CONCURRED IN S-AMEND.
H. 383 MUNICIPALITIES,EMINENT DOMAIN.(4/18) H-RE-REF TO COM ON JUDIC 2.
H. 468 LICENSING OSTEOPATHS. H-REPTD FAV AS AMENDED.
H. 474 CLARIFY LAWS OF LARCENY. S-REF TO COM ON JUDIC 2.
H. 476 POST-CONVICTION REVIEW. H-PLACED ON CAL FOR APR.29.
H. 514 ASSIGNMENT OF GROUP INSURANCE. S-REF TO COM ON INSUR.
H. 529 STATE ABC BOARD ORGANIZATION. S-PASSED 3RD READING.
H. 587 SANITARY DISTRICT WATER SYSTEM. S-REF TO COM ON JUDIC 2.
H. 594 JOINT LOCAL ADM'VE FUNCTIONS.(4/18) S-REF TO COM ON LOC GOVT.
H. 606 LEGAL AID BY NC ELECTIONS BOARD.(4/21) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 608 REGULATE PRISON EMPLOYEE CONDUCT.(4/17) S-REF TO COM ON JUDIC 2.
H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY. H-PLACED ON CAL FOR APR.23.

LOCAL BILLS

S. 292 (WILSON) COUNTY SALARIES. H-PASSED 2ND & 3RD READINGS.
S. 349 (BUNCOMBE) INCREASE COUNTY COMMR'S TO 5. H-REF TO COM ON LOC GOVT.

S. 359 (IREDELL) STATESVILLE BOUNDARY DESCRIPTION. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 363 (FORSYTH) WINSTON-SALEM RETIREMENT FUND. H-REF TO COM ON ST.PERS.
S. 397 (MADISON) SCHOOL BOARD SELECTION. H-REF TO COM ON LOC GOVT.
S. 399 (CALDWELL) HUDSON ABC VOTE. H-REF TO COM ON ABC.
S. 400 (SAMPSON) HARRELLS CHARTER REVISION.(4/17) H-REF TO COM ON LOC GOVT.
S. 411 (WAKE) HOLLY SPRINGS-BEER/WINE SALE. H-REF TO COM ON ABC.
S. 420 (CALDWELL) SCHOOL BOARD ELECTION. H-REF TO COM ON LOC GOVT.
S. 433 (GUILFORD) GREENSBORO-HIGH PT. AIRPORT AMDTS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 434 (MITCHELL) INCREASING CARTWAYS WIDTH. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 435 (MITCHELL) RHODODENDRON FESTIVAL SUPPORT.(4/21) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 436 (YANCEY) ADDITIONAL DEPUTY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 438 (YANCEY) DEPUTIES' PAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 439 (PERSON) COMMISSIONERS' COMPENSATION.(4/21) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 440 (SURRY) SCHOOL BOARD ELECTION. H-REF TO COM ON LOC GOVT.
S. 443 (HALIFAX) ANNEXATION LAW REFERENDUM. S-PASSED 2ND READING.
S. 445 (IREDELL) COURTHOUSE SITE. H-REF TO COM ON LOC GOVT.
S. 447 (BERTIE) WINDSOR DEVELOPMENT COMMISSION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 458 (ROWAN) OFFICIALS' SALARIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 340 (CATAWBA, CHATHAM, CUMBERLAND, FORSYTH, ROCKINGHAM, WILKES) AMBULANCE SERVICE WITHOUT PAY.(4/08, 4/18) H-CONCURRED IN S-AMEND.
H. 370 (JACKSON, SWAIN, TRANSYLVANIA) SALE OF WINE OR BEER. S-REF TO COM ON LOC GOVT.
H. 454 (PASQUOTANK) ELIZABETH ZONING NEAR USCG AIRPORT. S-REF TO COM ON LOC GOVT.
H. 566 (ALAMANCE) BURLINGTON FIREMEN RETIREMENT. S-REF TO COM ON LOC GOVT.
H. 572 (TYRRELL) COMMISSIONERS' COMPENSATION.(4/18) S-REF TO COM ON LOC GOVT.
H. 573 (TYRRELL) NO BEARS TILL '73. S-REF TO COM ON WILDLIFE.
H. 574 (ROBESON) FAIRMONT CITY MANAGER. S-REF TO COM ON LOC GOVT.
H. 578 (CRAVEN) NEW BERN,POLICE AMENDMENTS. S-REF TO COM ON LOC GOVT.
H. 580 (ORANGE) CHAPEL HILL OFF-STREET PARKING. S-REF TO COM ON LOC GOVT.
H. 583 (CARTERET) ENFORCEMENT OF TAXES. S-REF TO COM ON LOC GOVT.
H. 584 (CARTERET) ATLANTIC BEACH POLICE AUTHORITY. S-REF TO COM ON LOC GOVT.
H. 586 (DARE) COUNTY BUILDING PERMITS. S-REF TO COM ON LOC GOVT.

H. 589 (GASTON) GASTONIA CONTRACTS. S-REF TO COM ON LOC GOVT.
H. 591 (BUNCOMBE) ASHEVILLE LIBRARY BOARD. S-REF TO COM ON LOC GOVT.
H. 592 (CATAWBA) NEWTON FIREMEN'S RETIREMENT. S-REF TO COM ON LOC GOVT.
H. 595 (CHOWAN) EDENTON BOUNDARIES. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 598 (DUPLIN) ROSE HILL ELECTION. S-REF TO COM ON LOC GOVT.
H. 609 (WAKE) FIRE/POLICE CIVIL SERVICE EXAMS. S-REF TO COM ON LOC GOVT.
H. 610 (WAKE) RALEIGH CITY COUNCIL LICENSE TAX. H-PASSED 3RD READINGS; H-SENT TO SENATE.
H. 614 (COLUMBUS) LAKE WACCAMAW-SUBDIV.CONTROLS. S-REF TO COM ON LOC GOVT.
H. 615 (ALLEGHANY) COUNTY REVENUE POST. S-REF TO COM ON LOC GOVT.
H. 617 (GRANVILLE) WARRANTY DEEDS. S-REF TO COM ON LOC GOVT.
H. 619 (MECKLENBURG) CHARLOTTE AIRPORT CONDEMNATION. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 620 (MECKLENBURG) CHARLOTTE CHARTER CHANGES. S-REF TO COM ON LOC GOVT.
H. 623 (HENDERSON) MUNICIPAL-COUNTY STUDY COMM'N-2.(4/18) S-REF TO COM ON LOC GOVT.
H. 629 (ORANGE) CHAPEL HILL CHARTER CHANGES. S-REF TO COM ON LOC GOVT.
H. 640 (MCDOWELL) OFFICIALS' PAY. S-REF TO COM ON LOC GOVT.
H. 650 (COLUMBUS) COMMISSIONERS' SALARIES.(4/18) S-REF TO COM ON LOC GOVT.
H. 651 (GRANVILLE) SHERIFF AUTO PURCHASE.(4/17) S-REF TO COM ON LOC GOVT.
H. 656 (CURRITUCK) NO MORE MOYOCK DISTRICT. S-REF TO COM ON LOC GOVT.
H. 657 (HERTFORD) MURFREESBORO OFFICIALS' PAY.(4/18) S-REF TO COM ON LOC GOVT.
H. 658 (STANLY) VOCATIONAL WORKSHOP FUNDING. S-REF TO COM ON LOC GOVT.
H. 659 (PAMLICO) STONEWALL CHARTER REVISION. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 660 (BRUNSWICK) COUNTY OFFICIALS' SALARIES.(4/18) S-REF TO COM ON LOC GOVT.
H. 664 (EDGECOMBE, NASH) ROCKY MT. SCHOOL BOARD. S-REF TO COM ON LOC GOVT.
H. 665 (NEW HANOVER) COUNTY COMM'RS SALARIES.(4/18) S-REF TO COM ON LOC GOVT.
H. 667 (POLK) SNAGGING NON-GAME FISH. S-REF TO COM ON WILDLIFE.
H. 668 (POLK) OFFICIALS' PAY. S-REF TO COM ON LOC GOVT.
H. 670 (MOORE) WHISPERING PINES AMENDMENT. S-REF TO COM ON LOC GOVT.
H. 675 (VANCE) MUNICIPAL ZONING PROTEST. S-REF TO COM ON LOC GOVT.
H. 676 (VANCE) HENDERSON FIREMEN'S RETIREMENT. S-REF TO COM ON LOC GOVT.
H. 677 (RANDOLPH) TAX SUPERVISOR APPOINTMENT. S-REF TO COM ON LOC GOVT.
H. 703 (RICHMOND) RTI FUND USES.(4/17) S-REF TO COM ON EDUCATN.
H. 748 (ALAMANCE) BURLINGTON LAND CONVEYANCE. S-REF TO COM ON JUDIC 1.

****

Next sessions of Senate and House:

12 Noon, Tuesday, April 22, 1969.

G41
25:1969/70
c.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 70 - 633 - TUESDAY, APRIL 22, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 504 Police information network — GS 114, APPROPRIATION
Introducers: McGeachy and Flaherty — Sent to STATE GOVT

"To establish the police information network in the Department of Justice and to make an appropriation therefor." Adds new subsection to GS 114-10 (Division of Criminal Statistics in Dep't of Justice) giving Attorney General (AG) duty to collect, correlate and maintain access to information helpful to administration of criminal justice in State, information to include vehicle registration, drivers' licenses, wanted and missing persons, stolen property, warrants, stolen vehicles, and parole and probation histories. Authorizes Division to use info available in other agencies and units of State, local and fed governments. Adds new GS 114-10.1 providing for creation of Police Information Network (PIN) under operation and control of Division to receive and disseminate to participating agencies information maintained as set out above. Authorizes AG to contract for acquisition and operation of computers and other equipment and employment of operating personnel, and to enter agreements with Dep't of MV, Dep't of Correction and other governmental agencies. Authorizes AG to adopt rules and regulations, after consulting with participating agencies, governing operation and use of PIN and to consult with Governor's Committee on Law & Order for advice and assistance. Appropriates from General Fund for PIN $536,510 for 1969-70 and $836,705 for 1970-71. Provides for non-reversion of unused '69-'70 funds.

S 505 State Auditing procedure — GS 143, 147
Introducer: Rauch — Sent to STATE GOV'T

"To place the authority in the State Auditor for installing or changing accounting systems in State Departments, Institutions or Agencies." Amends GS 147-58(17) to authorize Auditor to conduct detailed review of bookkeeping and accounting system used by various departments, institutions, commissions, boards and agencies supported partly or entirely by State funds (now: only State agencies). Adds new provision providing that Auditor when he finds that existing systems are outmoded and inadequate to prescribe and supervise installation of improved systems; provides that new systems must be designed to accumulate information required for preparation of Budget Reports and other financial reports required by Budget Division of Dep't of Administration. Agencies contemplating setting up new system must seek advice and approval of Auditor and he will determine whether purchase or rental of accounting equipment advisable. (Elimates provision that new systems must be approved by Director of Budget, per GS 143-22.) Amends GS 143-22 to eliminate authority of Budget Director to study and make recommendation with respect to accounting systems and to eliminate authority of Auditor to administer systems prescribed under authority of Budget Director. Rewrites portion of GS 143-3 to eliminate authority of Director of Budget with respect to inaugurating new accounting systems, and generally supervising accounting systems (other than budget accounts). Effective July 1, 1969.

S 506 Workshops for nurses
Introducer: James

GS 90,115A,116
Sent to PUB HLTH

"To establish college extension courses and workshops in clinical practice and educational methods for the benefit of all nurses." Provides that it "should be the duty" of State-supported colleges and universities having courses or schools of nursing and community colleges with aid and assistance of hospitals to set up regional workshops providing education for nurses on clinical practices and educational methods relating to nursing. Requires curricula to be submitted for suggestions to NC Board of Nurse Registration and Nurse Education. Program to include courses for bedside nurses, staff nurses, registered nurses and practical nurses. Requires State institution having schools of nursing or courses in nursing to provide college extension courses for nurses on theory, techniques and clinical practices as well as nursing educational methods and specialties for benefit of various types of nurses. Program to include courses for which college credit given.

S 507 Safe driver insurance notices
Introducer: Edwards

GS 58
Sent to INSUR

"Requiring all automobile liability insurers to send notice to their insureds in the event their policies lose the safe driver discount or a surcharge is applied to such policies." Adds to GS 58-248.8 (auto liability insurance rates to distinguish between safe and nonsafe drivers) provision requiring company issuing any motor vehicle liability policy to notify insured either prior to or simultaneously with billings for additional premium that insured has lost safe driver premium discount previously allowed or surcharge is being added to insured's premium. Requires such notice to state basis for loss of discount or for surcharge and, amount of increase attributable to such. Provides compliance with section not to constitute basis for cause of action for libel, slander or defamation against insurer. Provides for application of Act to loss of discount or surcharge after date of ratification.

S 508 Deceptive Practices Act
Introducer: Edwards

GS 75
Sent to JUDIC 2

"To regulate and prohibit deceptive practices in trade and commerce." Adds new Art. 2 entitled "Deceptive Practices Act" to GS 75 (Monopolies and Trusts). Declares any false, misleading, or deceptive acts or practices in conduct of trade or commerce to be unlawful, providing Att'y Gen'l to enforce and make rules/regulations interpreting such declaration. States intent of legislature that courts be guided in interpretation of declaration by interpretations given Federal Trade Commission Act's provisions dealing with unfair trade practices, and provides regulations of Att'y Gen'l shall not be inconsistent with rules/regulations of FTC and federal courts in interpreting FTC Act. Defines "Trade" and "commerce" as including advertising, offering for sale, sale, or distribution of services, property or thing of value affecting people of State. Provides nothing in Act to apply to owner of advertising medium, wherein advertisement is made in violation of Act unless owner or personnel of advertising medium had knowledge of intent or design of advertiser; further provides nothing in Act to apply to practice subject to and complying with FTC rules.

Empowers Att'y Gen'l to enjoin act or practice of person believed in violation of Act. Provides Att'y Gen'l may accept voluntary compliance from person engaged in or about to engage in violations of Act, if such assurance is in writing and approved by superior court. Provides such assurance not to be deemed admission of violation, but matters closed by such assurance to be subject to reopening by Att'y Gen'l if in best interest of public. Provides

if Att'y Gen'l has reason to believe person acting or about to act in violation of Act, or when he believes it in public interest, he may investigate such action or proposed action, including: require submission of necessary forms or reports from suspected violator, examine suspected violator under oath, examine merchandise, and impound sample merchandise with appropriate court order. Authorizes Att'y Gen'l to serve on suspected violator of act a civil investigative demand for production of relevant documentary material for inspection/copying. Sets out procedure to be followed in making such demand. Provides demand not to require document deemed unreasonable if contained in subpoena duces tecum and, not to require disclosure of privileged information. Sets out procedure for service of process, return of documents and copying or examination of material. Provides documents to be kept from any person other than Att'y Gen'l's staff except on order of court for good cause, and provides documents to be available to person supplying such for examination and duplication. Provides person convicted of concealing, destroying or falsifying documents/merchandise with intent to avoid evade or prevent compliance with investigatory provisions of act to be guilty of offense punishable by fine of not more than $5,000 and/or no longer than one year imprisonment. Empowers Att'y Gen'l to file order in Superior Court to compel compliance with investigatory provisions; court to determine issue of submission of documents requested. Provides person violating terms of injunction issued under Act to forfeit to State civil penalty not greater than $10,000 per violation.

S 509 (Joint Resolution) LRC study auto liab. insurance (Iden. H 854) STUDY
Introducer: Norton Sent to INSUR

"Creating the Governor's Study Commission on Automobile Liability Insurance and Rates." Identical with H 854, digested below in today's bulletin.

S 510 (Joint Resolution) LRC study use of ENC Sanatorium (Iden. H 853) STUDY
Introducer: Kirby Sent to PUB HLTH

"Authorizing and directing the Legislative Research Commission to investigate and report upon the feasibility of utilizing any unused medical facilities at the Eastern North Carolina Sanitorium for the purpose of supplying Eastern North Carolina's unmet medical educational and health needs." Identical with H 853, digested below in today's bulletin.

S 514 Mixed beverage license fee (Iden. H 848) GS 18
Introducers: Evans, Maxwell and Moore Sent to ABC

"To authorize and establish the license fee to be imposed by counties upon licensees holding a mixed beverags by the drink license." Identical with H 848, digested below in today's bulletin.

HOUSE

H 837 Register of deeds - bond limits GS 161
Introducers: Stanford and Andrews Sent to JUDIC 1

"To raise the maximum amount of bond allowed for Registers of Deeds from ten thousand dollars to fifty thousand dollars and to require a minimum amount of ten thousand dollars." Amends GS 161-4(a) to require register of deeds to give bond of not less than $10,000 nor more than $50,000 (now: not more than $10,000 with no minimum specified). Effective December 1, 1969.

H 838 Register as ex officio notary — GS 10, 47, 161
Introducers: Stanford and Andrews — Sent to JUDIC 1

"To make Registers of Deeds Notaries Public ex officio and to provide for certification by the Register of Deeds of certificates of proof or acknowledgment only in those cases where the proof or acknowledgment is taken by an official other than the Register of Deeds of the County in which the instrument is offered for registration." Adds new GS 10-3.1 providing that with respect to instruments offered for registration in their county, registers of deeds and their assistants and deputies may act as notaries public by virtue of their office and may certify their notarial acts under seal of their office. Amends G.S. 47-14(a) to make it unnecessary for register to probate instruments when the proof or acknowledgment on instrument is taken by register, his assistant or deputy. Amends GS 47-5 to eliminate the requirement of affixing official seal when instrument proved or acknowledged before the register. Effective July 1, 1969.

H 839 Identification-document signers — GS 161
Introducers: Stanford and Andrews — Sent to JUDIC 1

"To require the clear identification of parties signing instruments to be registered or filed in the office of the register of deeds and to provide a system of indexing when the printed and written name of signers of instruments is in conflict." Adds new GS 161-14.2 requiring all documents and instruments to be registered or filed with the register of deeds to contain readable appearance of each name of each person whose signature appears thereon. Defines readable appearance as consisting of the name of the signing party typed or printed legibly beneath his signature. Authorizes RD to refuse to register or file any document or instrument not complying. Sets out detailed procedures for RD to follow in indexing when the printed and written names of signers are in conflict. Effective July 1, 1969.

H 840 Marriage physical exam — GS 51
Introducers: Andrews and Stanford — Sent to JUDIC 1

"To allow physicians licensed to practice in other states to make the physical examinations required of applicants for marriage licenses in North Carolina." Rewrites GS 51-11 as title indicates. Effective July 1, 1969.

H 841 Registers-administer oaths — GS 11, 161
Introducers: Andrews and Stanford — Sent to JUDIC 1

"To add Registers of Deeds to the list of officers who may administer oaths of office to public officials." Amends GS 11-7.1 by adding registers of deeds to list of officials who may administer oaths of office in cases where law does not require a specific officer to administer oath. Effective July 1, 1969.

H 842 Notary-qualify before register — GS 10, 161
Introducers: Andrews and Stanford — Sent to JUDIC 1

"To provide for the qualification of Notaries Public before the Register of Deeds and to require the Register of Deeds to keep a record of the qualification of Notaries Public." Amends GS 10-1 and GS 10-2 to provide that notaries shall qualify before the register of deeds rather than the clerk of superior court. Requires notary to place his signature

in book to be kept by register titled "The Record of Notaries Public." Requires book to contain name of notary, effective date and expiration date of commission, date oath administered, and date of revocation if commission revoked by Governor. Provides that all documents relative to qualification of notary to be given to qualifying notary or destroyed. Amends GS 161-10(a) (as enacted by SL 1969, Ch. 80 - S 44) to provide $1 fee for qualification of notary. Effective July 1, 1969.

H 843 Embalmers oaths, meetings — GS 90
Introducer: Bumgardner — Sent to JUDIC 2

"Concerning the oath of members of the State Board of Embalmers and Funeral Directors, the date of the annual meeting of the Board and to provide for apprenticeship in funeral directing." Amends GS 90-205 to provide that members of cited Board to take oath of office on day of annual meeting of Board (now: within 10 days after appointment) and to eliminate authority of Board to remove member for neglect of duty, incompetency, or improper conduct. Amends GS 90-207 by changing time of annual meeting from July to January. Amends GS 90-210.10 to add apprenticeship of twelve months as a condition to being licensed by Board; apprenticeship to be under supervision of licensed and practicing funeral director who makes affidavit that applicant has had experience under him. Adds new GS 90-210.13a to require apprentices to register with Board and pay fees fixed by Board and to notify Board upon completion of 12 month period. Provides that interruption of apprenticeship period by service in armed forces is permitted. Effective July 1, 1969.

H 845 Winston-Salem State-Regional Univ. — GS 116
Introducers: McDaniel and others — Sent to HIGHR ED

"To establish Winston-Salem State College as a Regional University with the designation of 'Winston-Salem State University'." Adds new section to SL 1967, Ch. 1038 redesignating Winston-Salem State College as Winston-Salem State University subject to GS 116-44.10 (characteristics and purpose of regional universities). Makes conforming changes in other statutes. Repeals GS 116-45 (2) (primary purpose of Pembroke College) but apparently intends to repeal portion of GS 116-45 (4) relating to the primary purpose of Winston-Salem State College. Effective July 1, 1969.

H 846 School mechanics pay scale — GS 115
Introducers: Tart, Britt and J. Ramsey — Sent to EDUCATN

"To amend G. S. 115-181 to authorize the State Board of Education to maintain salaries of mechanics of the public schools at the same levels as those established by the State Personnel Board for mechanics of similar classifications in State agencies and institutions." Adds to GS 115-181(f) provision that in allocation of funds to county and city boards of education, State Board may base mechanics' pay on salary ranges approved by State Personnel Board for similar job classification in State agencies subject to State Personnel Act. Board may use uncommitted funds for this purpose.

H 848 Mixed beverage license fee (Iden. S 514) GS 18
Introducer: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks, and A. Jones Sent to ABC

"To authorize and establish the license fee to be imposed by counties upon licensees holding a mixed beverage by the drink license." Provides that mixed beverage licensees to pay annual fee to county tax collector as follows: $10 per seat for first 100 seats; additional $5 per seat for second 100; $2.50 per seat for third hundred; $1.25 per seat for seats 301 through 500; and fifty cents per seat for all in excess of 500. Fees to be paid into county general fund. Prohibits other governmental units in county from imposing additional license and privilege tax on licensees.

H 852 (Joint Resolution) Vehicle registration fee study STUDY
Introducer: C. Taylor Sent to ROADS

"Directing the Department of Motor Vehicles to study the yearly registration fees for private passenger vehicles and property hauling vehicles used solely for the purpose of hauling unprocessed forestry products for possible statutory recommendations." As title indicates. Authorizes Dep't to call on any State agency and any manufacturer of motor vehicles for assistance. Requires completion of study prior to 1969 General Assembly.

H 853 (Joint Resolution) Study use of ENC Sanatorium (Iden. S 510) STUDY
Introducers: Paschall and A. Campbell Sent to HEALTH

"Authorizing and directing the Legislative Research Commission to investigate and report upon the feasibility of utilizing any unused medical facilities at the Eastern North Carolina Sanitorium for the purpose of supplying eastern North Carolina's unmet medical educational and health needs." As title indicates. Requires Commission to report to 1971 General Assembly.

H 854 (Joint Resolution) Study auto liab. insurance (Iden. S 509) STUDY
Introducers: Harkins and others Sent to INSURANCE

"Creating the Governor's Study Commission on Automobile Liability Insurance rates." Creates named commission to study all aspects of auto liability insurance including pertinent laws, terms and conditions of policies, fixing of rates, and financial responsibility of owners and operators. Commission to consist of 15 members to be appointed by Governor; seven members to represent public (two of whom must have had experience in General Assembly); one member each to represent stock insurance companies, mutual insurance companies, agents of stock companies, agents of mutual companies, independent insurance adjusters, and Governor; two members to be trial lawyers. Governor to designate commission chairman and vice chairman. Authorizes commission to employ professional and clerical staff and provides for expenses to be paid from Contingency and Emergency Fund pursuant to GS 143-12 (Executive Budget Act). Commission to submit written report and recommendations to Governor by Nov. 30, 1970 for transmission to 1971 General Assembly, at which time Commission shall terminate.

LOCAL BILLS INTRODUCED

SENATE

S 511 Rural Hall Sanit. Dist. election — FORSYTH
Introducers: Neilson and Bagnal — Sent to LOC GOVT

"Relating to elections and election procedures of the Rural Hall Sanitary District in Forsyth County." Requires new registration of voters for election of Comm'rs of Rural Hall Sanitary District. Sets out form of registration card (differing from that used for registration of voters in general election) and states qualifications for voting in election. Provides Forsyth Board of Elections to keep and record registration information for Rural Hall Sanitary District. Provides for registration for voting in general election not to operate to automatically register voter for voting in Rural Hall Sanitary District matters, and states no absentee ballots to be allowed in such elections. Provides for revision of such books every four years.

S 512 Tax discounts-Kernersville — FORSYTH
Introducers: Bagnal and Nielson — Sent to LOC GOVT

"To amend G. S. 105-345 and to provide a schedule of discounts for prepayment of taxes in the town of Kernersville." Modifies cited section to provide special schedule for Kernersville as follows: in 1969 and following, if paid during August 2% discount; if paid during September, 1%; if paid during October, at par face value.

S 513 Liquor-by-drink referendum (Iden. H 847) — MECKLENBURG
Introducers: Evans, Maxwell and Moore — Sent to ABC

"Authorizing an election in Mecklenburg County to determine whether mixed beverages may be sold by the drink under rules and regulations promulgated by the Mecklenburg County Board of Alcohol Control." Identical with H 847, digested below in today's bulletin.

HOUSE

H 844 Fayetteville utility extensions — CUMBERLAND
Introducers: Bryan, Raynor, Carter and Rose — Sent to LOC GOVT

"To amend the Charter of the City of Fayetteville, Chapter 28 of the Private Laws of 1925 as amended, to remove the three mile limitation on utility extensions." Repeals provisions of Fayetteville Charter which provide that the City may extend utility lines for not exceeding three miles beyond city limits.

H 847 Liquor by drink referendum — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks, and A. Jones — Sent to ABC

"Authorizing an election in Mecklenburg County to determine whether mixed beverages may be sold by the drink under rules and regulations promulgated by the Mecklenburg County Board of Alcoholic Control." Is substantially identical to H 534, digested in Bulletin No. 56 at p. 463, except as follows: Directs county ABC board to promulgate comprehensive plan for administration, sale, and enforcement of mixed beverages by the drink. Plan to be filed with CSC prior to Sept. 15, 1970, published in local newspaper for 10 days, and approved by State ABC board director (or successor). Issues of beverages by drink and comprehensive plan to be submitted to voters of county at regular election for county officers in Nov. 1970. State ABC Board to exercise no authority over county ABC board in its power to adopt rules and regulations for carrying out intent of act.

H 849 School board elections — ALAMANCE
Introducers: Harris and Euliss — Sent to EDUCATN

"To provide for the appointment of the members of the Board of Education of Alamance County." Establishes terms of office of present membership of Alamance Board of Education after which time successors to be elected as provided for in GS 115 (education) for four-year terms as follows: Term of Clinton S. Crissman expires December 1970; terms of Carl M. Sellars and Robert B. McQueen, Jr., expire December 1972; terms of George M. Bullard and W. Adrian Jobe expire December, 1974.

H 850 Vanceboro officials' pay — VANCE
Introducers: R. Godwin and Barker — Sent to LOC GOVT

"To amend Chapter 185 of the Private Laws of 1929, relating to the town of Vanceboro, to increase from $7 to $15 per day the salaries of election officials, to remove the residence requirement for policemen, and to increase from $200 to $2,000 the value of contracts required to be let upon receipt of public bids." Amends cited Act as title indicates.

H 851 School bond limits — CABARRUS
Introducer: J. Johnson — Sent to FINANCE

"Relating to the issuance of bonds by Cabarrus County for school purposes and re-enacting and amending Chapter 602 of the Session Laws of 1963 limiting the amount of bonds Cabarrus County is authorized to issue for school purposes." Empowers Cabarrus Comm'rs to issue County school bonds notwithstanding limitation contained in GS 153-87 or other statutes concerning school bond debt limits, if shown by sworn statements that net school indebtedness does not exceed eight percent of assessed valuation of county; 8% limit does not apply to funding or refunding bonds. Re-enacts SL 1963, Ch. 602, which empowers County to issue school bonds in maximum aggregate principal amount of $6,000,000. Repeals SL 1969, Ch. 137 (which repealed cited 1963 Act.).

H 855 School board appointment — EDGECOMBE
Introducers: Eagles, Fenner and Barbee — Sent to EDUCATN

"To fill a vacancy on the Edgecombe County Board of Education." Amends SL 1967, Ch. 130, to appoint Jerry Pleze Bulluck to Board of Education because of death of Clarence Weeks.

H 856 Woodland town limits — NORTHAMPTON
Introducer: Martin — Sent to LOC GOVT

"To redefine the corporate limits of the town of Woodland." Amends Priv. L. 1883, Ch. 136 and SL 1945, Ch. 595, to redefine and extend corporate boundaries by describing them by metes and bounds.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 165 (Richmond) County election officials pay (Iden. H 245; digested in Bulletin No. 34, p. 222). Committee substitute adopted in Senate 4/22/69 providing that registrars and judges of election appointed by county board of elections to be paid $5 per day in addition to minimum prescribed by previous act.

HOUSE

H 126 Sounding devices in hunting (digested in Bulletin 21, p. 117). Committee Substitute adopted in House 4/22/69 authorizing N.C. Wildlife Resources Commission to establish regulations controlling taking of game animals/birds by use of recorded or electrically amplified sound, or with aid of electronic sounding device. Provides taking game animals/birds with such implements except as permitted by regulations to be unlawful. Excludes Bladen, Duplin, New Hanover, Onslow, Pender, and Sampson Counties from application of Act. (Originally provided taking game animals or birds with described devices was misdemeanor.)

H 233 Slow moving vehicles (digested in Bulletin No. 32, p. 204). Amendment adopted in Senate 4/22/69 to make Act applicable at all times instead of just at night.

H 468 Licensing osteopaths (digested in Bulletin No. 53, p. 419). Amendment adopted in House 4/22/69 providing D.O. applicant to take N.C. medical examination must have graduated from institution approved by American Osteopathic on or subsequent to January 1, 1960 (originally, January 1, 1937).

H 477 Abolishing Seashore Commission (digested in Bulletin No. 53 as identical to S 310, p. 417). Committee substitute adopted in House 4/22/69, which (1) provides expressly for designation of one member of Seashore Advisory Board as chairman; (2) omits provisions relating to secretary of Board; (3) appropriates $4,500 each year of coming biennium for expenses of meetings of Advisory Board, and $21,152 and $20,818 (for 1969-70 and 1970-71, respectively) for salaries, expenses, supplies and equipment of personnel to carry out Act.

H 508 Historical preservation (digested in Bulletin No. 54, p. 435). Committee substitute adopted in House 4/22/69 to provide that Dep't may obtain injunction in event of "substantial structural alteration" (original: "alteration") and to make it clear that injunction may be effective only during 60-day notice period. Amends penalty provision to make it clear that penalty applies only in cases where prior written approval not obtained.

SENATE AND HOUSE CALENDAR ACTION APR.22,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 75 PERMITTING WRITTEN DECLARATIONS.(2/12) H-REPTD UNFAV.
S. 203 AUCTIONEER REGULATION. S-PLACED ON CAL FOR APRIL 24.
S. 218 SAFE TIRES.(3/20, 4/10) H-REPTD FAV.
S. 263 STATE RETIREMENT SYSTEM REVISION. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 264 LOCAL RETIREMENT SYSTEM REVISION. S-REPTD FAV; S-PLACED ON CAL FOR APRIL 25.
#S. 334 PUNISHMENT,PUBLIC DRUNKENNESS. S-FAILED 2ND READING.
S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS. S-REPTD FAV AS AMENDED.
S. 361 FIRING WEAPONS-DWELLINGS.(4/08, 4/09) H-REPTD FAV.
S. 376 RENAME STATE FORESTRY DIVISION. H-REPTD FAV.
S. 377 C & D TREE SEEDS AND SEEDLINGS. H-REPTD FAV.
S. 379 C & D FORESTRY SERVICES. H-REPTD FAV.
S. 385 PUBLIC POULTRY IMPROVEMENT. S-REPTD FAV.
S. 386 BRUCELLOSIS TESTING. S-REPTD FAV.
S. 451 EXHIBITING DEFECTIVE CHILDREN. S-REPTD FAV.
S. 454 NURSING SCHOOL CREDITS. S-REPTD FAV.
S. 455 RELOCATION ASSISTANCE. S-REPTD FAV AS AMENDED.
S. 479 COUNTY HEALTH BDS MEMBERSHIP. S-REPTD FAV.
S. 486 CHILD ADOPTION CONSENT. S-REPTD FAV.

H. 53 MUNICIPAL BOARDS' SELECTION.(4/17) H-PLACED ON CAL FOR APR.28.
H. 126 SOUNDING DEVICES IN HUNTING.(4/22) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 221 CRIMINAL JURY TRIALS,DIST.CT..(3/27) S-FAILED 2ND READING.
H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31, 4/18, 4/22) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
#H. 251 PRIVATE,PAROCHIAL SCHOOL BUSES. RATIFIED - CHAPTER 264.
H. 258 LIFE INSURANCE CO.INVESTMENTS. H-PLACED ON CAL FOR APR.23.
#H. 364 JAIL TIME PENDING APPEAL.(3/28) RATIFIED - CHAPTER 266.
#H. 422 CHILD'S YEAR SUPPORT.(4/09) RATIFIED - CHAPTER 269.
#H. 452 C & D BOARD; DIRECTOR.(4/16, 4/17) RATIFIED - CHAPTER 271.
H. 459 5-YEAR NOTARY PUBLIC TERM. S-REPTD FAV; S-RE-REF TO COM ON FINANCE.
#H. 468 LICENSING OSTEOPATHS.(4/22) H-AMENDMENTS ADOPTED; H-FAILED 2ND READING.
H. 475 CLARIFICATION OF BURGLARY. H-REPTD FAV AS AMENDED.

H. 477 ABOLISHING SEASHORE COMMISSION.(4/22) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-RE-REF TO COM ON APPROPRN.
H. 486 REFRIGERATION CONTRACTING. S-REPTD FAV.
H. 508 HISTORIC PRESERVATION.(4/22) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 606 LEGAL AID BY NC ELECTIONS BOARD.(4/21) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 611 COUNTY MEDICAL EXAMINERS AMENDTS.. S-REPTD FAV.
H. 644 SCHOOL COUNSELOR PRIVILEGE. H-REPTD FAV.
H. 761 DEFENDANT SIGNS WARRANT RECEIPT. H-REPTD FAV AS AMENDED.
H. 800 REMOVE ACETYLENE LIGHTS FROM MVS. H-REPTD FAV.
#H. 814 (J.RES.) HONORING BOWMAN GRAY,JR.. RATIFIED - RES.46.
H. 828 DRAINAGE APPEAL TECHNICAL CHANGE. H-REPTD FAV.

LOCAL BILLS

S. 165 (RICHMOND) COUNTY ELECTION OFFICIALS' PAY. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 298 (GUILFORD) GREENSBORO SCHOOL ADMINISTRATION. RATIFIED - CHAPTER 260.
#S. 300 (JOHNSTON) EDUCATION BOARD ELECTION. RATIFIED - CHAPTER 261.
#S. 306 (MOORE) PINEHURST BOUNDARIES. RATIFIED - CHAPTER 289.
#S. 307 (GUILFORD) GREENSBORO SCHOOL BD. RECREATION. RATIFIED - CHAPTER 290.
#S. 309 (SURRY) MT. AIRY HOUSING APPEAL BOARD. RATIFIED - CHAPTER 291.
S. 359 (IREDELL) STATESVILLE BOUNDARY DESCRIPTION. H-REF TO COM ON LOC GOVT.
#S. 381 (MOORE) BEER & WINE ELECTION. RATIFIED - CHAPTER 262.
S. 433 (GUILFORD) GREENSBORO-HIGH PT. AIRPORT AMDTS. H-REF TO COM ON LOC GOVT.
S. 434 (MITCHELL) INCREASING CARTWAYS WIDTH. H-REF TO COM ON LOC GOVT.
S. 436 (YANCEY) ADDITIONAL DEPUTY. H-REF TO COM ON LOC GOVT.
S. 438 (YANCEY) DEPUTIES' PAY. H-REF TO COM ON LOC GOVT.
S. 443 (HALIFAX) ANNEXATION LAW REFERENDUM. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 447 (BERTIE) WINDSOR DEVELOPMENT COMMISSION. H-REF TO COM ON LOC GOVT.
S. 458 (ROWAN) OFFICIALS' SALARIES. H-REF TO COM ON LOC GOVT.
S. 474 (ONSLOW) BAIL-BONDSMEN. S-REPTD FAV.

#H. 220 (DUPLIN, ONSLOW, PENDER) HUNTING SEASON.(3/14) RATIFIED - CHAPTER 258.
#H. 250 (CLAY) REGISTER OF DEEDS PAY. RATIFIED - CHAPTER 263.
#H. 325 (BEAUFORT) HUNTING WITH DOGS.(4/17) RATIFIED - CHAPTER 265.
#H. 339 (LENOIR) SHERIFF,REGISTER PAY. RATIFIED - CHAPTER 267.
#H. 419 (PENDER) PENDER OFFICIALS SALARIES.(4/17) RATIFIED - CHAPTER 268.
#H. 446 (PITT) TAX LISTING AND TOWNSHIPS. RATIFIED - CHAPTER 270.

#H. 453 (HAYWOOD) SHOOTING ON OR ACROSS HIGHWAYS. RATIFIED - CHAPTER 259.
#H. 471 (MCDOWELL) MUNICIPAL SUBDIVISION. RATIFIED - CHAPTER 272.
H. 472 (ASHE) NEW AND LOOSE-LEAF REGISTRATION. S-REPTD FAV.
#H. 480 (PASQUOTANK) PASQUOTANK COUNTY ACCOUNTANT. RATIFIED - CHAPTER 273.
#H. 498 (FORSYTH) CITY-COUNTY JOINT PURCHASING. RATIFIED - CHAPTER 274.
#H. 500 (WAKE) SHERIFF,REGISTER SALARIES. RATIFIED - CHAPTER 275.
#H. 504 (CLAY) PISTOL PERMITS. RATIFIED - CHAPTER 276.
#H. 520 (SWAIN) EDUCATION BOARD MEMBERS.(4/10) RATIFIED - CHAPTER 277.
#H. 526 (MECKLENBURG) TAX PREPAYMENT DISCOUNTS. RATIFIED - CHAPTER 278.
#H. 527 (MECKLENBURG) CITY,COUNTY,CONTRACT BIDS. RATIFIED - CHAPTER 279.
#H. 538 (RUTHERFORD) REGISTER OF DEEDS PAY. RATIFIED - CHAPTER 280.
#H. 539 (RUTHERFORD) SHERIFF PAY. RATIFIED - CHAPTER 281.
#H. 544 (WASHINGTON) COUNTY SCHOOL BOARD ELECTION. RATIFIED - CHAPTER 282.
#H. 547 (CARTERET) CAPE CARTERET COMM'R ELECTION. RATIFIED - CHAPTER 283.
#H. 549 (CRAVEN) SCHOOL BOARD COMPENSATION. RATIFIED - CHAPTER 284.
#H. 556 (LINCOLN) LINCOLNTON BOND VALIDATION. RATIFIED - CHAPTER 285.
H. 559 (DUPLIN, PENDER, SAMPSON) SMALL WATERSHED MAINTENANCE. RATIFIED - CHAPTER 286.
#H. 570 (PITT) AYDEN CHANGE OF ELECTION. RATIFIED - CHAPTER 287.
#H. 590 (WILSON) UNAUTHORIZED VEHICLES REMOVAL. RATIFIED - CHAPTER 288.
H. 595 (CHOWAN) EDENTON BOUNDARIES. S-REF TO COM ON LOC GOVT.
H. 610 (WAKE) RALEIGH CITY COUNCIL LICENSE TAX. S-REF TO COM ON LOC GOVT.
H. 619 (MECKLENBURG) CHARLOTTE AIRPORT CONDEMNATION. S-REF TO COM ON LOC GOVT.
H. 636 (DARE) INDECENT LANGUAGE. S-REPTD FAV.
H. 637 (DARE) FIREARMS CONFISCATION. S-REPTD FAV.
H. 638 (DARE) PROHIBITING RIFLES,MAINLAND.(4/16) S-REPTD FAV AS AMENDED.
H. 659 (PAMLICO) STONEWALL CHARTER REVISION. S-REF TO COM ON LOC GOVT.
H. 813 (HARNETT) ENDORSE LIVESTOCK ARENA NOTE. H-REPTD FAV.
H. 834 (VANCE) SHERIFF-WEAPONS PERMITS. H-REPTD FAV.

****

Next sessions of Senate and House:

12 Noon, Wednesday, April 23, 1969.

#

G41
25:1969/71
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 71 -647- WEDNESDAY, APRIL 23, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 515 Consumer Protection Act — GS 75
Introducer: Boger and Burney — Sent to JUDIC 2

"To amend Chapter 75 of the General Statutes to provide civil remedies against unfair methods of competition and unfair or deceptive acts or practices in trade or commerce." Changes title of Ch. 75 from "Monopolies and Trusts" to "Monopolies, Trusts and Consumer Protection." Adds new GS 75-1.1 declaring unlawful unfair methods of competition and unfair or deceptive acts or practices in conduct of trade or commerce; declares purpose of new section to provide civil legal means to maintain fair dealings between buyers and sellers at all levels of commerce. Amends GS 75-9,-10,-11,-12 to make it clear that Attorney General's power of investigation and examination applies to all corporations, persons and businesses. Amends GS 75-11 to provide that the immunity from prosecution of persons examined by Attorney General does not apply in case of civil actions. Amends GS 75-14 (actions to obtain mandatory order to enforce Ch. 75) to authorize permanent or temporary injunctions and temporary restraining orders as well as mandatory orders. Amends GS 75-16 to authorize persons injured by acts declared unlawful by Ch. 75 to initiate civil action with relief in treble damages (now: only businesses have right to bring such actions).

S 516 Att'y Gen'l represent consumer — GS 114
Introducers: Boger, Burney and Edwards — Sent to JUDIC 2

"To amend Chapter 114 of the General Statutes to authorize the Attorney General of North Carolina to provide representation for the consuming public's interest before certain regulatory agencies." Adds to GS 114-2 provision giving Attorney General (AG) duty to intervene when in public interest in proceedings before any courts, regulatory officers, agencies and bodies, both State and Federal, in behalf of using and consuming public. Empowers AG to institute proceedings before any such bodies and appear before them in behalf of public interest. Requires affected State agencies to furnish copies of pleadings and other information to AG when outcome of proceeding will affect substantial number of residents of State. Authorizes AG to file responsive pleadings in proceedings and to appear before agencies either in behalf of using and consuming public or in behalf of the State or any of its agencies.

S 517 Historic Lane House funds — APPROPRIATION
Introducers: Bailey and Coggins — Sent to APPROPRN

"To appropriate funds to repair and restore the Historic Joel Lane House in the City of Raleigh." Appropriates from General Fund to State Dep't of Archives

and History $12,500 for repair and restoration of cited house provided Colonial Dames of America supply equal amount.

S 518 (Joint Resolution) Commending Archives-Library Bldg. MISC RES
Introducers: Bailey and Coggins Passed and sent to HOUSE

"To congratulate the State Department of Archives and History and the State Library upon the occupation of the new Archives and History-State Library Building." As title indicates; all citizens and members of General Assembly invited to attend dedication of new building on May 15.

S 519 School incentive fund (Iden. H 861) GS 115, APPROPRIATION
Introducer: Evans Sent to APPROPRN

"Adding a new Article 9A to Chapter 115 of the General Statutes so as to provide for a school incentive fund." Identical with H 861, digested below in today's bulletin.

S 520 Control wine sale to ABC stores GS 18
Introducer: J. White Sent to ABC

"To amend G. S. 18-116.2 relative to limiting sale to A. B. C. stores." Amends cited act to repeal authority of local ABC boards to limit the sale of wines to ABC stores exclusively.

S 521 Optional retirement programs GS 135
Introducer: Kirby, Scott and Moore Sent to HIGHR ED

"To amend Chapter 135 of the General Statutes to authorize boards of trustees of institutions of higher education to adopt optional retirement programs." Amends GS 135-1(25) to exclude from definition of "teacher", under State Teachers and Employees Retirement System, persons participating in optional retirement program set out below. Adds new GS 135-5.1 authorizing adoption of optional retirement program by Board of Trustees of UNC and Board of Trustees of State Colleges and Regional Universities for their respective institutions. Optional Retirement Program (ORP) to authorize the purchase of contracts providing retirement and death benefits for all members of faculty, administrative and academic staffs of institution who are eligible for membership in Teachers and State Employees Retirement System (TSER). Provides that retirement contracts to become property of participants. Provides for funding of ORP through annuity contracts both fixed and variable in nature or in combination. Sets out procedures for employees electing to be members of TSER or ORP. Provides that employer and employees must contribute at least same amounts to ORP that they would to TSER, but authorizes employees to contribute additional amounts. Spells out payment procedures. Prohibits present employees who elect to go under ORP from withdrawing their contributions from TSER while they remain State employees, but authorizes their continued employment to count for determining vested rights and eligibility for retirement pay and benefits under TSER. Provides that eligibility for retirement under TSER for such employees to be computed only on basis of years of service as contributing member to TSER and on average final compensation during service as contributing member. Requires Board to designate company or companies to participate in ORP and sets out guidelines to be followed in selecting companies. Prohibits switching back to TSER once employee has opted for ORP. Effective July 1, 1969.

S 522 Attorney General's salary — GS 114, APPROPRIATION
Introducer: Burney — Sent to APPROPRN

"To amend Chapter 114 of the General Statutes so as to fix the salary of the Attorney General." Amends GS 114-7 by changing salary of Attorney General From $20,000 annually to amount of annual salary fixed for Associate Justices of the Supreme Court of North Carolina. Effective July 1, 1969.

S 523 Constitutional convention — CONSTITUTION
Introducer: Nielson — Sent to CONSTUTN

"To rewrite Article XIII of the North Carolina Constitution to provide a practical procedure for amending or revising the State Constitution by way of a Constitutional Convention." Rewrites Art. XIII (Amendments) modifying procedure by which constitutional convention may be called. Provides that General Assembly may submit question to voters of State whether convention to be held to amend constitution, upon affirmative vote of majority of each house (presently requires 2/3 vote of all members of each house); referendum to be held not less than three nor more than nine months after ratification in Assembly. Requires Assembly to provide preparatory commission to assist voters by assembling information on constitutional questions. Provides if convention approved, delegates to be chosen at next general election from State senatorial districts, in same number as district has State senators; delegates to convene within one month following end of General Assembly session next following election of delegates. Sets out convention procedure for submission of constitutional proposals to voters; no proposal to be submitted unless printed in final form and on desks of delegates three meeting days prior to passage, and unless proposal receives assent of majority of delegates. Provides for convention proposals to be submitted to voters at first regular or special election not less than two months after final convention action; if proposal approved by majority of voters, it shall take effect thirty days after vote, unless otherwise provided (presently provides if majority of voters support issue of holding constitutional convention, it shall assemble on day as General Assembly may prescribe). Proposes as alternative method by which constitution may be altered provisions stated in present Art. XIII, §2 (constitution alteration approved by 3/5 of each house of General Assembly and submitted to voters of State). Provides amendment proposed by Act to be submitted to voters of State at next general election; sets out form of ballot; and provides for certification by Governor.

S 526 Standards for manufactured homes — GS 143
Introducer: Edwards — Sent to MFG LABR

"To provide for the establishment of standards of construction for manufacturing homes; to require compliance therewith; to provide for reciprocity with other states; and for other purposes." Adopts new "Uniform Standards Code for Manufactured Homes Act," purpose of which is to protect purchasers of manufactured homes from health hazards in such homes resulting from conditions not readily ascertainable by purchaser. Charges Commissioner of Insurance with responsibility of administering provisions of act, and directs him to investigate construction practices and properties of construction materials used in building "manufactured homes" to promote safety and protect health of users of such homes. Empowers Commissioner to promulgate such regulations as insure safe "manufactured home" construction, including regulations embodying principles and standards of USA Standards Institute. Defines "manufactured home" as mobile home and relocatable home. Defines "mobile home" as portable dwelling over 32 ft. long and over eight ft. wide designed to be towed on its own chassis. Defines "relocatable home" as movable or portable dwelling over 32 ft. long and over eight ft. wide designed for placement on permanent foundations with capability of being separated from such and relocated.

Prohibits sale of manufactured home in State more than six months after effective date of Act unless such home, its components and appliances are constructed in accord with rules of Comm'r. Requires manufacturer or dealer to acquire license within six months of Act from Comm'r (at fee of $10) certifying licensee will comply with construction standards of Comm'r promulgated under Act. Requires mfg'r/dealer to pay $3.00 fee to Comm'r prior to sale of each manufactured home to cover costs of home inspection. Prohibits interference with authorized agent of Comm'r in performing required duties. Provides penalty for violation of Act to be punished as misdemeanor. Empowers Comm'r to exempt from inspection provisions homes manufactured in other states, which, in his discretion, have equally effective construction safeguards. Effective July 1, 1969.

S 527 School Food Service funds — APPROPRIATION
Introducer: Evans — Sent to Approprn

"To provide for direction and supervision of the School Food Service Program by School Administrative Units and to appropriate funds therefor." Appropriates from General Fund to State Board of Education $649,320 for 1969-70 and $675,360 for 1970-71 for improving supervision of School Food Service Program by school administrative units. Requires equitable allocation to city and county boards of education.

HOUSE

H 857 (Joint Resolution) Congratulating PTA union — MISC RES
Introducers: R. Jones and Frye — Passed and sent to Senate

"Congratulating the North Carolina Congress of Parents and Teachers and the North Carolina Congress of Colored Parents and Teachers on their unification." As title indicates.

H 861 School incentive fund (Iden. S 519) — GS 115
Introducers: Tart and R. McMillan — Sent to APPROPRN

Adding a new Article 9A to Chapter 115 of the General Statutes so as to provide for a school incentive fund." New article creates school incentive fund to encourage counties to provide additional financial support for local school systems. General Assembly to determine amount of fund at each session upon recommendation of State Bd. of Education. County must provide from local county-wide revenues sum equivalent to yield of tax rate of forty cents per $100 of equalized property valuation to qualify for grant; additional formula provided if more than one Administrative unit of county has voted supplemental school tax. Amount of grant to each qualified county to be determined by dividing total fund available for year by number of pupils in average daily membership in state public school system for preceding year; this figure then multiplied by county's average daily membership for preceding year. Requires State Bd. of Education to annually notify school administrative units and county comm'rs of amount of grant to be available to county for ensuing year and amount of local revenue required for county to qualify for state grant. Requires county comm'rs by Aug. 1, 1970, and annually thereafter, to notify State Bd. of Education the amount of county revenue, as defined by act, to be available for school purposes. Disqualifies any county reducing local county-wide revenue for school support below preceding year from incentive grant for that year, absent State Board finding of special justification. State Bd. of Education by Sept. 1, 1970, and annually thereafter, to make payments from fund to school boards of qualified counties. Appropriates to State Bd. of Education from General Fund $11,993,280 for FY 1970-71 for fund.

H 863 Old age liens-funeral expenses — GS 108
Introducer: Leatherman — Sent to JUDIC 2

"Clarifying the old age assistance and aid to the permanently and totally disabled lien laws, and authorizing use of six hundred dollars ($600.00) of lien proceeds for funeral expenses." Amends GS 108-30.2 (enforcement of liens against estates of old age recipients) to make it clear that priority of claims provision is with respect to the personal estate (now: estate) of recipients. Also amends cited section to provide that when lien is taken against real property and sale is made, up to $600 is to be deducted for payment of funeral expenses. Makes same changes in GS 108-73.12b(enforcement of liens against estates of permanently and totally disabled persons).

H 866 NC College-Regional University 2 — GS 116
Introducers: Hofler, W. Penny and Royal — Sent to HIGHR ED

"To change and convert North Carolina College of Durham to a Regional University with the name and designation of 'North Carolina Central University'." Substantially identical with S 499 digested in Bulletin No. 69 at p. 624, except: makes provisions of GS 116-44.1 (motor vehicle laws applicable to streets, alleys and driveways on campuses of UNC; university trustees authorized to adopt traffic regulations) and GS 116-46.2 (purchase of annuity or retirement income contracts for faculty members, officers and employees) applicable to NCCU. Provides present members of Board of Trustees and officers to continue in office for remainder of unexpired terms. Makes GS 116-41.4 (authorizing UNC to issue revenue bonds) applicable to NCCU.

H 867 State building design bids — GS 129
Introducer: S. Johnson — Sent to APPROPRN

"To provide for selection of engineers and architects for the design of capital improvement projects for the State of North Carolina." Amends GS Ch. 129, Art. 7 (N.C. Capital Building Authority) by adding new GS 129-42.2 providing that State agencies and institutions in selection of architects and engineers must select at least three persons or firms for each project. Requires selected names to be sent to Dep't of Administration with final selection to be made by N.C. Capital Building Authority.

LOCAL BILLS INTRODUCED

SENATE

S 524 Tax listing procedures — POLK
Introducer: Wilkie — Sent to LOC GOVT

"To authorize the Board of County Commissioners of Polk County to prescribe regulations relating to the listing of property for taxation in Polk County." Authorizes Polk Comm'rs to prescribe regulations concerning oath required of persons listing property for taxation, and regulations for tax listing by agents and by mail. Provides where tax listing is by mail, signature of taxpayer or agent on list equivalent to taking oath prescribed in GS 105-308 or -310. Provides GS 105-308 (oath of taxpayer) GS 105-309 (listing by agents) and GS 105-310 applicable to Polk County unless inconsistent with regulations promulgated under Act.

S 525 1% sales/use tax — LEE
Introducer: Staton — Sent to FINANCE

"Enabling Lee County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Lee County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in County in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effected on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as State taxes under GS 105-164.4(1-4) and 104-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Lee for use outside county or bought outside NC for use in Lee. Provides that exemptions of GS 105-164-13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

HOUSE

H 858 Damaging Sanford Town property — LEE
Introducer: Love — Sent to JUDIC 1

"To authorize the Board of Aldermen of the City of Sanford to offer and pay rewards for information leading to the arrest and conviction of persons injuring or damaging municipal property or injuring municipal employees and officers." As title indicates; also makes procedure applicable to persons who take municipal property. Provides that Board of Aldermen to fix terms conditions and amounts (but not in excess of $500) of rewards and to be sole judge as to eligibility of persons to receive reward.

H 859 Sanford property transfer — LEE
Introducer: Love — Sent to JUDIC 1

"To prescribe conditions under which the City of Sanford is authorized to transfer real and personal property to Lee County." Authorizes city under prescribed condition to deed, with or without consideration, any property held by City to Lee County. Provides that any property to be transferred must be for use by county in rendering services from which the citizens of Sanford would profit. Requires notice of transfer to be published in local newspaper at least twice, the first publication to be not less than 15 days prior to a public hearing on proposal. Requires transfer to be approved by two-thirds vote of all members of board of aldermen.

H 860 School employee group insurance — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks, and A. Jones — Sent to ED

"To authorize the Board of Education of the Mecklenburg County School Administrative Unit to provide and pay for group insurance for employees." Empowers Charlotte-Mecklenburg Education Board to pay all or part of group health/accident insurance for superintendent and assistants,principals, teachers, administrative employees, maintenance employees, janitors and all other employees of board, out of special school tax supplement, current expense funds or any other available funds. Permits employee protected under such insurance plan to extend coverage to family, if additional premium paid by employee. Permits board to advance extended coverage premium to employee and deduct same from employee's salary. Empowers board to permit enrollment of retired employees in group insurance plan, premium being paid by employee.

H 862 Board of education election — LINCOLN
Introducer: Leatherman — Sent to EDUCATN

"To provide for the nomination and election of the members of the Board of Education of Lincoln County." Provides for cited board at 5-member level elected from named townships. Makes selection of board subject to primary and election laws governing selection of other county officers. Specifies filing and election procedures. Provides for four-year staggered terms, and specifies when terms of incumbents end. Provides for organization of board and filling of vacancies by remaining members for unexpired term. Sets pay of board at $15 per day for chairman and $10 per day for members.

H 864 ABC profits- city schools — HALIFAX
Introducer: T. Gregory — Sent to LOC GOVT

"To amend Chapter 1257 of the Session Laws of 1959 relating to the distribution of ABC profits among the school units of Halifax County." Amends cited Act to require per capita allocation of ABC profits to all city school administrative units in Halifax County (now: to Weldon and Roanoke Rapids units).

H 865 Fairmont School Dist. boundary — ROBESON
Introducer: R. McMillan — Sent to LOC GOVT

"Transferring certain lands from the Fairmont City Administrative School unit to the Robeson County Administrative School Unit." Amends Pub.-Loc. L. 1939, Ch. 256 (establishing Fairmont School Administrative Unit) as title indicates. Describes land to be transferred by metes and bounds. Effective July 1, 1969.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 92 (Jackson) Commissioners' pay (digested in Bulletin No. 22, p. 127).
Committee substitute adopted in Senate 4/23/69 to delete salary provision for Commissioner of Finance and to reduce salary of Board Chairman from $10,000 to $8,200 and travel expenses from $1,000 to $600.

S 455 (Durham) Relocation assistance (digested in Bulletin No. 64, p. 548).
Amended in Senate to make apply only to City of Durham.

HOUSE

H 126 Sounding devices in hunting (Comm. Sub. digested in Bulletin No. 70, p. 641)
Amendment adopted in House 4/23/69 excluding Pamlico Co. from provisions of Act.

H 233 Slow moving vehicles: reflectors (digested in Bulletin No. 32, p. 204)
Amendment adopted in Senate 4/23/69 changing effective date from July 1 to Oct. 1, 1969.

H 318 Purposes - regional universities (digested in Bulletin No. 40, p. 286)
Committee substitute adopted in House 4/23/69 providing technical changes in language of bill. Also deletes provision in GS 116-15 that UNC shall be only institution awarding doctorate, and provision in GS 116-158(1) that Board of Higher Education shall not allot to any senior college right to award doctorate.

H 394 County officials salaries (digested in Bulletin No. 47, p. 348).
Amendment adopted in Senate 4/23/69 to change procedure for fixing salary of elected officers in election years to provide that any such action to be taken at least 14 days before filing notice of candidacy by resolution effective for next succeeding fiscal year. Provides that resolution may not be altered until newly elected or incumbent officer sworn in. Requires appropriation for salary to be included in annual budget resolution for fiscal year and that filing fee to be set by salary to be effective July 1 (originally, provided no action could be taken after 14 days before filing deadline). Amends Act to make special regulations applying to sheriff and register of deeds (except number of employees) also applicable to other elected officials.

H 468 Licensing Osteopaths (digested in Bulletin No. 53, p. 419).
Amendments adopted in House 4/23/69 providing as follows: (1) to provide direct appointment of Board member by NC Osteopathic Society, Inc (originally, by Governor upon their recommendation); (2) to deny admission without examination to persons holding license to practice osteopathic medicine and surgery by Board of Osteopathic Examiners of another state; and (3) (i.e., limiting reciprocity to MD and surgery licensees licensed by a State Board of Medical Examiners); and to delete requirement that applicants holding degree of D.O. be tested in principles of D.O. by member of Board holding D.O. degree.

H 475 Clarification of Burglary (digested in Bulletin No. 53, p. 421)
Amendment adopted in House 4/23/69 making technical amendments and rewriting GS 14-56 (Breaking or entering into railroad cars, motor vehicles or trailers) making it punishable for up to five years for a person to break into or out of a railroad car, motor vehicle, or trailer with intent to commit a felony or larceny therein if the car, vehicle or trailer contained any goods, wares, freight, or other thing of value. Declares that when person found unlawfully in car, vehicle, or trailer it is prima facie evidence of violation of section.

H 632 Community college capital outlay (digested in Bulletin No. 61, p. 500)
Amendment adopted in House 4/23/69 providing authorization of State Board of Education to provide capital outlay funds for community college extension units limited to matching funds.

H 638 (Dare) Prohibiting rifles, mainland (digested in Bulletin No. 62, p. 517)

Amendment adopted in Senate 4/23/69 limiting prohibition of Act to discharge of rifles (rather than "use for any purpose") only in described area of Dare County.

H 754 (Anson) School Bd. membership terms (digested in Bulletin No. 65, p. 573).

Technical amendment adopted in House 4/23/69.

SENATE AND HOUSE CALENDAR ACTION APR.23,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17) S-PLACED ON CAL FOR APRIL 28.
#S. 271 (J.RES.) AMENDING RESOLUTION NO. 1. RATIFIED - RES.47.
S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS. S-RECOM'TD TO COM ON PUB HLTH.
#S. 343 STATE ABC BOARD ORGANIZATION. S-POSTPONED INDEF.
S. 352 SCHOOL ATTENDANCE EXEMPTIONS.(4/11) H-REPTD FAV.
S. 353 PUPIL EXCLUSION APPEALS.(4/11) H-REPTD FAV.
#S. 370 CUSTODIAN - BAIL FIXING.(4/11) RATIFIED - CHAPTER 296.
S. 379 C & D FORESTRY SERVICES. H-PLACED ON CAL FOR APR.25.
S. 385 PUBLIC POULTRY IMPROVEMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 386 BRUCELLOSIS TESTING. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 451 EXHIBITING DEFECTIVE CHILDREN. S-PASSED 2ND & 3RD READINGS.
S. 454 NURSING SCHOOL CREDITS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 455 RELOCATION ASSISTANCE.(4/23) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 479 COUNTY HEALTH BDS MEMBERSHIP. S-PLACED ON CAL FOR APRIL 24.
S. 486 CHILD ADOPTION CONSENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 504 POLICE INFORMATION NETWORK. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 505 STATE AUDITING PROCEDURE. S-REPTD FAV.
S. 507 SAFE DRIVER INSURANCE NOTICES. S-REPTD FAV AS AMENDED.
S. 509 (J.RES.) STUDY AUTO LIAB.INSURANCE. S-REPTD FAV.
S. 518 (J.RES.) COMMENDING ARCHIVES-LIBRARY BLDG. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 98 NUMBERED SEATS 30TH HOUSE DISTRICT. S-REPTD FAV.
H. 126 SOUNDING DEVICES IN HUNTING.(4/22, 4/23) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR APR.28.
H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31, 4/18, 4/22, 4/23) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 308 ASHEVILLE,WILMINGTON CAMPUSES.(4/17) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.

H. 318 PURPOSES - REGIONAL UNIVERSITIES.(4/23) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 347 STATE AID-AIRPORT APPROACHES.(4/16) RATIFIED - CHAPTER 293.
H. 394 COUNTY OFFICIALS' SALARIES.(4/23) S-AMENDMENT ADOPTED; S-PASSED 2ND READING; S-PLACED ON CAL FOR APRIL 24.
H. 468 LICENSING OSTEOPATHS.(4/22, 4/23) H-RECONSIDERED 2ND READING; H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 475 CLARIFICATION OF BURGLARY.(4/23) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 486 REFRIGERATION CONTRACTING. S-PASSED 2ND READING.
H. 508 HISTORIC PRESERVATION.(4/22) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 514 ASSIGNMENT OF GROUP INSURANCE. S-REPTD FAV.
H. 523 EMPLOYEE LISTS TO TAX COLLECTORS. S-REPTD FAV.
H. 528 TRUST ACT VALIDATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 529 STATE ABC BOARD ORGANIZATION. RATIFIED - CHAPTER 294.
#H. 563 AMENDING H52 - 1969 PAY. (4/11) APR.17, RATIFIED-CHAPTER 253.
H. 606 LEGAL AID BY NC ELECTIONS BOARD.(4/21) S-REF TO COM ON ELECTION.
H. 611 COUNTY MEDICAL EXAMINERS AMENDTS.. S-PASSED 2ND & 3RD READINGS.
H. 625 SUMMER SCHOOL FUNDS. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY.(4/23) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 647 VOCATIONAL TEXTILE SCHOOL BOARD. H-REPTD FAV.
H. 846 SCHOOL MECHANICS PAY SCALE. H-REPTD FAV.
H. 857 (J.RES.) CONGRATULATING PTA UNION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON EDUCATN; S-WITHDRAWN FROM COM; S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 92 (JACKSON) COMMISSIONERS' PAY.(4/23) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 165 (RICHMOND) COUNTY ELECTION OFFICIALS' PAY.(4/22) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 292 (WILSON) COUNTY SALARIES. RATIFIED - CHAPTER 295.
S. 393 (FORSYTH) AMBULANCE FRANCHISES. S-REPTD FAV AS AMENDED.
S. 429 (RICHMOND) HAMLET CHARTER REVISIONS. S-REPTD FAV AS AMENDED.
S. 431 (CABARRUS) SCHOOL PROPERTY EXCHANGE. H-REPTD FAV.
S. 435 (MITCHELL) RHODODENDRON FESTIVAL SUPPORT.(4/21) H-REF TO COM ON APPROPRN.
S. 439 (PERSON) COMMISSIONERS' COMPENSATION.(4/21) H-REF TO COM ON LOC GOVT.
S. 442 (SURRY) COMMISSIONERS-NUMBER,TERMS. S-REPTD FAV AS AMENDED.
S. 443 (HALIFAX) ANNEXATION LAW REFERENDUM. H-REF TO COM ON LOC GOVT.
S. 449 (FRANKLIN) REGISTER OF DEEDS SALARY. S-REPTD FAV.
S. 453 (CUMBERLAND) COUNTY ZONING. S-REPTD FAV AS AMENDED.
S. 456 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. S-REPTD FAV.

S. 460 (CASWELL) WATERSHED IMPROVEMENT. S-REPTD FAV.
S. 465 (DURHAM) DURHAM NON-TAX REVENUE PURPOSES. S-REPTD FAV.
S. 471 (FRANKLIN) SHERIFF'S SALARY. S-REPTD FAV AS AMENDED.
S. 474 (ONSLOW) BAIL-BONDSMEN. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 475 (CHEROKEE) ED.BD.NON-PARTISAN ELECTION. S-REPTD FAV AS AMENDED.
S. 482 (PITT) BETHEL CORPORATE LIMITS. S-REPTD FAV AS AMENDED.

H. 262 (ROBESON) SALARY OF FAIRMONT OFFICIALS.(4/14) S-REPTD FAV.
#H. 340 (CATAWBA, CHATHAM, CUMBERLAND, FORSYTH, ROCKINGHAM, WILKES) AMBULANCE SERVICE WITHOUT PAY.(4/08, 4/18) RATIFIED - CHAPTER 292.
H. 343 (RUTHERFORD) SHERIFF-JAIL OPERATION. S-REPTD FAV.
H. 344 (POLK) SHERIFF-JAIL OPERATION. S-REPTD FAV.
H. 377 (CARTERET) HAVELOCK WATER CONNECTIONS. S-REPTD FAV.
H. 432 (YADKIN) BD.OF EDUCATION ELECTION. H-REPTD FAV AS AMENDED.
H. 469 (CARTERET) NEWPORT COMM'RS SALARIES.(4/14) S-REPTD FAV.
H. 470 (VANCE) COUNTY OFFICIALS'S PAY.(4/14) S-REPTD FAV.
H. 472 (ASHE) NEW AND LOOSE-LEAF REGISTRATION. S-PASSED 2ND & 3RD READINGS.
H. 479 (PASQUOTANK) PASQUOTANK COMMISSIONERS' PAY.(4/14) S-REPTD FAV.
H. 482 (BUNCOMBE) ASHEVILLE REFERENDUM & RECALL.(4/14) S-REPTD FAV.
H. 489 (MECKLENBURG) EMINENT DOMAIN-WATER/SEWER.(4/14) S-REPTD FAV.
H. 495 (ALAMANCE) COUNTY OFFICIALS' SALARIES.(4/14) S-REPTD FAV AS AMENDED.
H. 542 (NASH) NASHVILLE CHARTER REVISION. S-REPTD FAV.
H. 550 (PITT) GREENVILLE-ECU LAB SCHOOL. H-REPTD FAV.
H. 558 (MACON) HIGHLANDS NONTAX FUNDS.(4/14) S-REPTD FAV.
H. 624 (DAVIE) LIBRARY TAX LEVY. H-REPTD FAV.
H. 630 (LINCOLN) CITY-COUNTY SCHOOL MERGER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 636 (DARE) INDECENT LANGUAGE. S-PASSED 2ND & 3RD READINGS.
H. 637 (DARE) FIREARMS CONFISCATION. S-PASSED 2ND & 3RD READINGS.
H. 638 (DARE) PROHIBITING RIFLES,MAINLAND.(4/16, 4/23) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 696 (BEAUFORT) EXTRA SEAT OF COURT. H-REPTD FAV.
H. 702 (FRANKLIN) FRANKLINTON SCHOOL FUND TRANSFER. H-REPTD FAV AS AMENDED.
H. 754 (ANSON) SCHOOL BD. MEMBERSHIP TERMS.(4/23) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 762 (YANCEY) COUNTY ED.BD. ELECTION. H-REPTD FAV AS AMENDED.
H. 789 (RUTHERFORD) COUNTY ED.BD. ELECTION. H-REPTD FAV.
H. 813 (HARNETT) ENDORSE LIVESTOCK ARENA NOTE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 834 (VANCE) SHERIFF-WEAPONS PERMITS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 855 (EDGECOMBE) SCHOOL BOARD APPOINTMENT. H-REPTD FAV.

****

Next sessions of Senate and House:

12 Noon, Thursday, April 24, 1969.

#

G41
25;1969/72
c.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh
N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 528 NC Racing Commission — GS 113, 143
Introducer: J. White — Sent to CONS & DEV

"To establish the North Carolina Racing Commission to license racing tracks and to control wagering." Creates new chapter in General Statutes to establish NC Racing Comm'n and give Comm'n authority to license and regulate racing tracks and betting at such tracks. Gives Comm'n jurisdiction over all meetings at which both competitive racing and wagering are permitted. Provides that Comm'n to consist of five members, appointed by Governor, who are at least 30 years old and residents of NC for three years. Prohibits members (or employees) who have held in past three years official relation to any concern promoting or conducting racing in State. Provides for 4-year staggered terms; Chairman (initial 5-yr. term) designated by Governor. Provides that Comm'rs to take oath and file $10,000 bond with Sec'y of State. Allows Governor to remove Comm'rs on charges for inefficiency, neglect of duty or misconduct in office. Chairman of Comm'n to appoint secretary to keep all records, etc., of Comm'n but who need not be member of Comm'n. Chairman to appoint other necessary employees. Provides that expenses of Comm'n to be paid from appropriations by General Assembly and that monies received by Comm'n to be paid to State Treasurer to credit of General Fund with amount earmarked for return to Comm'n not to exceed Commission's budget for forthcoming biennium. Provides for annual report to Governor.

Authorizes Comm'n to issue rules and regulations to govern following: license application and issuance; public safety while attending racing meets; protection of public from wrongdoers; financial operation of tracks, grounds and premises where racing meets held; wagers or bets permitted and taxes collected under Act; and related matters. Empowers Comm'n to: compel production of all records; require that all such records be kept as Comm'n may prescribe and that Comm'n may check on such records as it may deem necessary; issue subpoenas for attendance of witnesses and production of records before Comm'n and administer oaths to witnesses with recourse to court action to compel attendance, production and testimony. Makes Comm'n action subject to review under Art. 33 of GS Ch. 143 (judicial review of decisions of certain agencies).

Requires Comm'n to license all tracks or other places where racing meets held and spectator admission charge or donation required, and prohibits holding such meetings in State except by owners or operators of licensed places. When ownership or operation vested in separate bodies, each must pay required fees, meet prescribed regulations on character and fiscal responsibility (and other matters in Comm'n's discretion), and be subject to suspension, revocation or non-renewal of license for failure of either owners or operators to conform to same. Provides for non-refundable processing fee of $250 and additional $250 from applicants granted licenses; such licenses to be for one year only, subject to prior revocation and suspension, and not transferrable without approval

of Comm'n. Limits issuance of licenses to owners and operators of tracks, etc. who observe following conditions: (1) maintain tracks in safe and convenient manner, including inspection prior to each racing meet, obtain Comm'n's approval for additions and changes in premises, and obtain liability insurance policies for injuries at any meet; (2) not be, be associated, or be controlled in any way by any person or organization engaged in unlawful acts under federal or State laws to obtain anything of value, which acts would be a felony if convicted; (3) permit on premises no races not governed by rules and regulations of reputable concerns promoting or regulating type of race held at particular meet, such as NASCAR, The Jockey Club, etc.; (4) insure sound financial operation of premises by giving annual financial statement to Comm'n including net revenue and cost of changes; by reserving from earnings provision for taxes and charges required (allowing reasonable depreciation); by reserving from net revenues not more than 4% of capital investment as return on investment, with remaining net revenue to be used for working capital, maintenance, etc. Provides that any license issued by Comm'n to be subject to suspension, revocation or non-renewal for failure to comply with regulations.

Provides that Comm'n shall conduct and sell pari-mutuel pools to receive wagers or bets placed at licensed premises where racing meet to be held under regulations set by Comm'n. Prohibits acceptance of bets by persons under 18 years old, and present laws prohibiting gambling shall remain in force against such persons and persons aiding or abetting them in making or collecting bets; money collected from such persons to be forfeited to Comm'n and remitted to State Treasurer. Comm'n to obtain land for placement of bets from owners/operators of racing premises. Requires Comm'n to makers of successful bets 75% of funds received by Comm'n for bets, and to insure to State other 25% of funds.

From State's 25%, State Treasurer to earmark amount necessary to meet Comm'n's expenses for return to it, with excess to apply to payment of other State budgetary items or put into Contingency and Emergency Fund. Levies tax of 20 cents on each admission of spectators on each day of any racing meet to be added to admission price or substitute, collected by owners/operators of racing premises and remitted to State Treasurer. Provides that such persons to keep accurate records of admissions and to permit Comm'n or State Treasurer access to ascertain that proper amount paid to State.

Provides that persons conducting unauthorized racing meet to be fined $1,000 per day of offense and costs of court, with each day of meet to constitute separate offense. Prohibits fixing of races for purpose of receiving bets by influencing any person connected with track to prearrange results of any race; by interfering with or otherwise affecting any raceing machine or animal, whether own property or otherwise, or interfering with or injuring any driver or jockey participating in race; by allowing participation in race of any racing machine or animal, driver or jockey with knowledge of any such interference or injury; by causing or in any way aiding or abetting interference with or injury to such persons or things. Requires owners of any racing machine or animal to permit Comm'n or appointees to make necessary tests and inspections to determine interference or injury to such things. Makes violations of these provisions subject to fine between $1,000 and $5,000, imprisonment between one and five years or both. Makes failure or refusal to collect or pay over admission tax liable to fine of $1,000 in addition to amount due, with each day of meet additional offense. Makes laws relating to gambling, to extent they conflict with Act, inapplicable to Comm'n, its agents, and persons 18 years or older or licensed premises. Effective upon enactment, except that licensing, taxing and wagering provisions (and penalties thereto) effective Dec. 31, 1969.

S 529 Higher Ed. Bd. enlargement (Iden. H 875) — GS 116
Introducer: Kirby — Sent to HIGHR ED

"To enlarge the membership of the Board of Higher Education." Amends GS 116-156, -157 (State Board of Higher Education) to enlarge Board membership from 15 to 22. Provides that Governor to be ex officio member and chairman (now, Board selects its own chairman), and that chairman of Senate and House Committies on Appropriation, Finance, and Higher Education to be ex officio members also; terms of General Assembly ex officio members to commence with appointment as committee chairman. Effective July 1, 1969.

HOUSE

H 869 Furniture design training study — STUDY, APPROPRIATION
Introducer: Vogler — Sent to APPROPRN

"To promote greater opportunities for instruction and training in furniture design and manufacturing and to authorize the allotment of funds for said purpose." (1) Authorizes Governor to appoint 9-member study comm'n to investigate opportunities for training in furniture design and manufacturing, and need for expanded training, including possibilities of programs within existing institutions of higher learning or of establishing a special institution therefor. Provides Comm'n to include five experienced furniture manufacturers or operatives, one nominee each from Boards of Education and Higher Education, and two at-large members; Governor to be Chairman, and Comm'n to designate own Vice-Chairman and appoint personnel with Governor's concurrence. Comm'n to report recommendations and findings to Governor and Advisory Budget Comm'n by 1/1/70, who shall take action deemed necessary to assure provision of adequate training opportunities. (2) Authorizes Governor and Council of State to allocate up to $250,000 out of Contingency and Emergency Fund or other available funds to match contributions of interested persons toward acquiring and equipping facilities, and Governor may designate agency to administer training. (3) Provides that if special training institution is established, its board of trustees may select site within one of chief furniture m'f'g counties, if acquisition cost matched by private contributions. Authorizes Governor to name the institution and to appoint 9-member board of trustees for staggered 6-year terms, to serve without pay except mileage and per diem; Governor to designate Chairman, and trustees to be "Commissioners for Special Purposes". Spells out powers and procedures of board of trustees.

H 870 Municipal vehicle tax — GS 20
Introducer: Leatherman — Sent to FINANCE

"To provide that municipalities shall have authority to levy an annual motor vehicle license tax not exceeding the amount of five dollars." Amends GS 20-97 (Motor Vehicle Act) to permit cities and towns to levy an annual $5 (now $1) license tax on resident vehicles. Applicable to year 1970 and thereafter.

H 871 Sanitary district cemeteries — GS 130
Introducer: Auman — Sent to JUDIC 2

"Authorizing sanitary districts to accept gifts of land for cemetery purposes." Amends GS 130-128 (corporate powers) by adding new subsec. (19) giving sanitary districts power to accept gifts of real or personal property for purpose of operating non-profit cemetery; authorizes districts to own, operate, and maintain cemeteries with donated property, and to establish perpetual care funds pursuant to GS 160-258 thru -260 (Care of Cemeteries).

H 873 Interstate Coop. Comm'n funds — APPROPRIATION
Introducer: Eagles — Sent to APPROPRN

"To appropriate funds for operating expenses of the Interstate Cooperation Commission." Appropriates $4,000 for FY 1969-70 and additional $4,000 for FY 1970-71 as title indicates. Effective July 1, 1970.

H 874 Y.M.C.A. bus driver's speed — GS 20
Introducers: Short and others — Sent to HY SAFTY

"To exempt Y.M.C.A. activity bus drivers from the chauffeur's license requirement and to restrict the speed of such buses to 45 MPH when loaded." Amends GS 20-6 (Driver's License Act) to remove a YMCA bus driver from the definition of chauffeur. Adds new GS 20-218.1 providing for penalty of $50 or 30 days for operating YMCA activity bus being used to transport persons in connection with YMCA activities at speed in excess of 45 MPH.

H 875 Higher Ed. Bd. enlargement — GS 116
Introducer: Leatherman — Sent to HIGHR ED

"To enlarge the membership of the Board of Higher Education." Identical with S 529, digested above in today's bulletin.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 868 City-county functions transfer — MECKLENBURG
Introducers: Vogler, Beatty, Baugh, H. Campbell, Carson, Hicks, A. Jones — Sent to JUDIC1

"To amend Chapter 131 of the General Statutes as it pertains to Mecklenburg County." Modifies GS Ch. 131 to authorize Charlotte City Council to transfer the powers and duties of mayor and city clerk under GS Ch. 131 ("Public Hospitals") to Chairman of Mecklenburg Board of County Comm'rs and to County Clerk. Such transfer to be accomplished by resolution of City Council, transmitted to said county officers, containing list of powers, etc., to be transferred; tranfer to become effective upon passage of resolution by Mecklenburg Board of County Comm'rs acknowledging and accepting such transfer.

H 872 Closing-out sales — MOORE
Introducer: Auman — Sent to LOC GOVT

"To amend GS 66-84 to include Moore County within the closing-out sale provisions." Amends cited section by adding Moore to list of counties subject to provisions of GS Ch. 66, Art. 17 governing "closing out sales" of a business.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 320 Teachers allotment (digested in Bulletin No. 55, p. 443) Committee substitute adopted in Senate 4/24/69 omitting sections of original bill providing for reassessment by school unit board and superintendant of school's teacher needs after beginning of term, with provision for State Bd to make personnel adjustments and additions as funds available permit. Com. Sub. further omits original section repealing GS 115-303 and -305 (teacher allotment for handicapped children), GS 115-11(12) (allotment of special teaching personnel by State Bd), and amending GS 115-313 (teacher allotment). Empowers State Ed Bd to allocate teachers as provided in original bill "under rules and regulations which it promulgates."

S 364 Kings Mtn. Lake Authority (digested in Bulletin No. 58, p. 462). Committee substitute adopted in Senate 4/24/69 that: (1) substitutes for original provisions on adoption and enforcement by City of Kings Mtn. of zoning and subdivision control ordinances in Buffalo Creek Watershed, provisions for a Kings Mtn. Lake Zoning Board (to be appointed by Board of Comm'rs of Kings Mtn.) to adopt and enforce zoning and subdivision control ordinances regulating land use and development within 3,000 feet of high water mark of Buffalo Creek Watershed. (2) Provides for city building and technical codes to be effective within 3,000 feet of said high water mark (originally, within one mile outside corporate limits and within Buffalo Creek Watershed). (3) Specifies that ordinances of City and Lake Authority under Act be in accord with State Board of Health regulations on water supplies.

S 393 (Forsyth) Ambulance franchises (digested in Bulletin No. 61, p. 502). Amendment adopted in Senate 4/24/69 to make clear that Act applies to Forsyth County only.

S 429 (Richmond) Hamlet charter revision (digested in Bulletin No. 63, p. 534). Amendment adopted in Senate 4/24/69 to provide that members of City Council shall not be excused from voting except on matters involving own official conduct (original omitted underlined word).

S 422 (Surry) Commissioners-number, terms (digested in Bulletin No. 63, p. 536). Amendment adopted in Senate 4/24/69 inserting "East" in lieu of "Pilot Mountain" District, "Central" in lieu of "Dobson" District, and "South" in lieu of "Elkin" District.

S 453 (Cumberland) County zoning (digested in Bulletin No. 64, p. 550). Amendment adopted in Senate 4/24/69 to provide that GS 160-173, relating to zoning of corner lots, be applicable to Cumberland County (originally, Gaston County).

S 471 (Franklin) Sheriff's salary (digested in Bulletin No. 66, p. 581). Technical amendment adopted in Senate 4/24/69.

S 475 (Cherokee) Ed Bd non partisan election (digested in Bulletin No. 66, p. 581) Amendment adopted in Senate 4/24/69 providing all members of Cherokee Ed Bd now serving to continue to serve until expiration of term and successors elected.

S 482 (Pitt) Bethel corporate limits (digested in Bulletin No. 67, p. 599).
Technical amendment adopted in Senate 4/24/69.

S 507 Safe driver insurance notices (digested in Bulletin No. 70, p. 634).
Technical amendment adopted in Senate 4/24/69 inserting GS 20-279.21(Motor Vehicle liability policy defined) in lieu of reference to non-existent section.

S 455 (Buncombe, Cleveland, Durham, Rockingham) Relocation assistance (digested in Bulletin No. 64, p. 548) A
Amendment adopted in Senate 4/24/69 providing act to apply only to cities and towns in counties of Buncombe, Cleveland, Durham, and Rockingham.

HOUSE

H 432 (Yadkin) Bd. of education election (digested in Bulletin No. 50, p. 389).
Amendment adopted in House 4/24/69 to provide that members on Yadkin Board of Education to be elected to 6-year terms (originally, 4-year terms) beginning with 1970 primary, and that E.M. Speas, O. Groce and Dr. J.W. Conway shall have terms expiring in 1975 (originally, Speas' term to expire in 1971, Groce's and Conway's in 1973).

H 495 (Alamance) County officials'
Technical amendment aodpted in Senate 4/24/69.

H 522 School day length (digested in Bulletin No. 55, p. 452) Committee Substitute adopted in House 4/24/69 setting out additional provision empowering local school bds to adopt rules allowing handicapped pupils and pupils attending first grade to attend school for period of less than six hours but not less than four hours, but that permissible shortened school day as applied to first graders not to extend beyond first four weeks of school year.

H 550 Greenville-ECU lab school (digested in Bulletin No. 57, p. 453).
Amendment adopted in House 4/24/69 to delete provision that title to furnishings and equipment of elementary laboratory school to remain in Greenville City Board of Education.

H 593 Minors' contracts (digested in Bulletin No. 59, p. 472).
Amendment adopted in House 4/24/69 to provide that persons reaching 18 years of age be deemed having reached majority for all legal purposes (originally, for purpose of entering into legally binding contracts) and makes effective date Jan. 1, 1970 (originally, on ratification).

H 641 (McDowell) Marion school fund conveyance (digested in Bulletin No. 62, p. 518).
Amendments adopted in House 4/24/69 making act inapplicable to City of Marion and eliminating certain described tracts which were exempted from operation of act.

H 701 (Randolph) Asheboro lease (digested in Bulletin No. 64, p. 552)
Amendment adopted in House 4/24/69 changing references to Asheboro as "Town" to "City" of Asheboro. Modifies GS 160-191.11 (cities authorized to expend funds for rescue squads) empowering Asheboro to assist rescue squad by contribution of property (by deed or lease). Adds repealer.

H 762 County Ed. Bd. election (digested in Bulletin No. 66, p. 582).
Amendment adopted in House 4/24/69 to provide that 1972 county conventions of political parties may nominate five candidates for membership on County Board of Education (originally, nominations were obligatory).

SENATE AND HOUSE CALENDAR ACTION APR.24,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT.(4/02, 4/03, 4/08, 4/09) H-REPTD FAV.
S. 65 TOWNSHIP PRECINCTS.(4/02) H-RE-REF TO COM ON ELECTIONS.
#S. 137 (J.RES.) SEMI-PERMANENT LICENSE PLATES.(4/08) H-REPTD UNFAV.
S. 203 AUCTIONEER REGULATION. S-PLACED ON CAL FOR APR.29.
S. 265 SMALL TRAILER REAR LAMPS. H-REF TO COM ON LOC GOVT.
S. 280 VOTING CORPORATE STOCK. H-REPD FAV.
S. 319 EDUCATIONAL RESEARCH PROJECTS. S-REPTD FAV AS AMENDED.
S. 320 TEACHER ALLOTMENT.(4/24) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 385 PUBLIC POULTRY IMPROVEMENT. H-REF TO COM ON AGRICULT.
S. 386 BRUCELLOSIS TESTING. H-REF TO COM ON AGRICULT.
S. 387 INDEMNITY SLAUGHTERED ANIMALS. S-REPTD FAV AS AMENDED.
S. 408 AMBULANCE SERVICE COLLECTION. S-REPTD FAV AS AMENDED.
S. 409 AMBULANCE SERVICE LIENS. S-REPTD FAV AS AMENDED.
S. 412 GOOD NEIGHBOR COUNCIL STRUCTURE. H-REPTD FAV.
S. 428 PUBLIC FISHERIES SEARCH WARRANTS. H-REPTD FAV.
S. 451 EXHIBITING DEFECTIVE CHILDREN. H-REF TO COM ON JUDIC 1.
S. 454 NURSING SCHOOL CREDITS. H-REF TO COM ON HEALTH.
S. 476 (J.RES.) COMM'N TO RECODIFY SCHOOL LAW. S-REPTD FAV AS AMENDED.
S. 477 SCHOOLBOOK SELECTION:LOCAL ED. BDS.. S-REPTD FAV.
S. 479 COUNTY HEALTH BDS MEMBERSHIP. S-PLACED ON CAL FOR APR.29.
S. 484 VIET VET BENEFITS; CAMPUS DISORDERS. S-REPTD FAV.
S. 486 CHILD ADOPTION CONSENT. H-REF TO COM ON JUDIC 1.
S. 505 STATE AUDITING PROCEDURE. S-PASSED 2ND & 3RD READINGS; H-SENT TO HOUSE.
S. 507 SAFE DRIVER INSURANCE NOTICES.(4/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 509 (J.RES.) STUDY AUTO LIAB.INSURANCE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 518 (J.RES.) COMMENDING ARCHIVES-LIBRARY BLDG. H-REF TO COM ON LIBRARY.
S. 520 CONTROL WINE SALE TO ABC STORES. S-REPTD FAV.

H. 48 UNIFORM MONDAY HOLIDAYS. H-REPTD FAV AS AMENDED.
H. 98 NUMBERED SEATS 30TH HOUSE DISTRICT. S-PASSED 2ND & 3RD READINGS.
H. 214 ZOO AUTHORITY. H-REPTD FAV AS AMENDED; H-RE-REF TO COM ON APPROPRN.

H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31, 4/18, 4/22, 4/23) H-CONCURS IN 1ST S-AMEND; H-PLACED ON CAL FOR APR.28.
H. 258 LIFE INSURANCE CO. INVESTMENTS. H-RECONSIDERED 2ND READING; H-RE-REF TO COM ON INSURANCE.
#H. 308 ASHEVILLE,WILMINGTON CAMPUSES.(4/17) RATIFIED - CHAPTER 297.
H. 318 PURPOSES - REGIONAL UNIVERSITIES.(4/23) H-PLACED ON CAL FOR APR.29.
#H. 387 COUNTY COMMISSIONER VACANCIES. H-REPTD UNFAV.
H. 394 COUNTY OFFICIALS' SALARIES.(4/23) S-PASSED 3RD READING; S-SENT H FOR CONCUR S-AMEND.
H. 468 LICENSING OSTEOPATHS.(4/22, 4/23) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 475 CLARIFICATION OF BURGLARY.(4/23) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 486 REFRIGERATION CONTRACTING. S-PASSED 3RD READING.
H. 508 HISTORIC PRESERVATION.(4/22) S-REF TO COM ON CONS&DEV.
H. 514 ASSIGNMENT OF GROUP INSURANCE. S-PLACED ON CAL FRO APR.25.
H. 522 SCHOOL DAY LENGTH.(4/24) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 523 EMPLOYEE LISTS TO TAX COLLECTORS. S-PASSED 2ND & 3RD READINGS.
H. 528 TRUST ACT VALIDATION. S-REF TO COM ON JUDIC 1.
H. 555 LITTERBUG PRESUMPTION. H-REPTD FAV.
#H. 593 MINORS' CONTRACTS.(4/24) H-AMENDMENT ADOPTED; H-TABLED.
H. 594 JOINT LOCAL ADM'VE FUNCTIONS.(4/18) S-REPTD FAV.
H. 608 REGULATE PRISON EMPLOYEE CONDUCT.(4/17) S-REPTD FAV AS AMENDED.
#H. 611 COUNTY MEDICAL EXAMINERS AMENDTS.. RATIFIED - CHAPTER 299.
H. 681 FELONIOUS ASSAULTS PUNISHMENT. H-REPTD FAV.
H. 682 MISDEMEANOR ASSAULTS PUNISHMENT. H-REPTD FAV.
H. 699 EXHIBITING DEFECTIVE CHILDREN. H-REPTD FAV.
#H. 784 OVERLOADING TIMBER VEHICLES. H-REPTD UNFAV.
H. 788 DISABLED VETS FREE AUTO TAGS. H-REPTD FAV AS AMENDED.
H. 792 RAZING UNFIT DWELLINGS. H-REPTD FAV.
H. 800 REMOVE ACETYLENE LIGHTS FROM MVS. H-RE-REF TO COM ON HY SAFTY.
H. 805 BUILDING CODE TO REGULATE INGRESS. H-REPTD FAV.
H. 806 NON-WAIVER,CLERGY PRIVILEGE. H-REPTD FAV.
#H. 857 (J.RES.) CONGRATULATING PTA UNION. RATIFIED - RES.48.

LOCAL BILLS

S. 92 (JACKSON) COMMISSIONERS' PAY.(4/23) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 278 (PITT) FARMVILLE CORPORATE LIMITS. H-REPTD FAV.
S. 344 (CUMBERLAND) FAYETTEVILLE FIREMEN'S RETIREMENT. H-REPTD FAV.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 382 (HALIFAX) SANITARY DISTRICT BOARD PAY. H-REPTD FAV.
S. 390 (GUILFORD) GREENSBORO ANNEX GUILFORD COLLEGE. H-REPTD FAV.
S. 392 (MONTGOMERY) WATER SYSTEM LAND TRANSFERS. H-REPTD FAV.

S. 393 (FORSYTH) AMBULANCE FRANCHISES.(4/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 423 (HARNETT) ANGIER ABC ELECTION. S-REPTD FAV.
S. 429 (RICHMOND) HAMLET CHARTER REVISIONS.(4/24) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 431 (CABARRUS) SCHOOL PROPERTY EXCHANGE. H-PASSED 2ND & 3RD READINGS.
S. 442 (SURRY) COMMISSIONERS-NUMBER,TERMS.(4/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD REDINGS; S-SENT TO HOUSE.
S. 449 (FRANKLIN) REGISTER OF DEEDS SALARY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 453 (CUMBERLAND) COUNTY ZONING.(4/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 455 (DURHAM) RELOCATION ASSISTANCE.(4/23, 4/24) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 456 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 459 (ROWAN) ESTABLISH COUNTY POLICE DEP'T. S-REPTD FAV AS AMENDED.
S. 460 (CASWELL) WATERSHED IMPROVEMENT. S-PASSED 2ND READING.
S. 465 (DURHAM) DURHAM NON-TAX REVENUE PURPOSES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 471 (FRANKLIN) SHERIFF'S SALARY.(4/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 474 (ONSLOW) BAIL-BONDSMEN. H-REF TO COM ON LOC GOVT.
S. 475 (CHEROKEE) ED.BD.NON-PARTISAN ELECTION.(4/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 482 (PITT) BETHEL CORPORATE LIMITS.(4/24) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 501 (FRANKLIN) COUNTY HIGHWAY HUNTING. S-REPTD FAV.

H. 218 (BUNCOMBE) COUNTY ONE-CENT SALES TAX. H-REPTD FAV AS AMENDED; H-RE-REF TO COM ON FINANCE.
H. 262 (ROBESON) SALARY OF FAIRMONT OFFICIALS.(4/14) S-PASSED 2ND & 3RD READINGS.
H. 343 (RUTHERFORD) SHERIFF-JAIL OPERATION. S-PASSED 2ND & 3RD READINGS.
H. 344 (POLK) SHERIFF-JAIL OPERATION. S-PASSED 2ND & 3RD READINGS.
H. 377 (CARTERET) HAVELOCK WATER CONNECTIONS. S-PASSED 2ND & 3RD READINGS.
H. 432 (YADKIN) BD.OF EDUCATION ELECTION.(4/24) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 454 (PASQUOTANK) ELIZABETH ZONING NEAR USCG AIRPORT. S-REPTD FAV.
H. 469 (CARTERET) NEWPORT COMM'RS SALARIES.(4/14) S-PASSED 2ND & 3RD READINGS.
H. 470 (VANCE) COUNTY OFFICIALS'S PAY.(4/14) S-PASSED 2ND & 3RD READINGS.
#H. 472 (ASHE) NEW AND LOOSE-LEAF REGISTRATION. RATIFIED - CHAPTER 298.
H. 478 (HERTFORD) AHOSKIE TOWN LIMITS. S-REPTD FAV.

H. 479 (PASQUOTANK) PASQUOTANK COMMISSIONERS' PAY.(4/14) S-PASSED 2ND & 3RD READINGS.
H. 482 (BUNCOMBE) ASHEVILLE REFERENDUM & RECALL.(4/14) S-PASSED 2ND & 3RD READINGS.
H. 489 (MECKLENBURG) EMINENT DOMAIN-WATER/SEWER.(4/14) S-PASSED 2ND & 3RD READINGS.
H. 495 (ALAMANCE) COUNTY OFFICIALS' SALARIES.(4/14, 4/24) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 505 (ROCKINGHAM) MAYODAN TOWN ELECTION. H-REPTD UNFAV.
H. 542 (NASH) NASHVILLE CHARTER REVISION. S-PASSED 2ND READING.
H. 550 (PITT) GREENVILLE-ECU LAB SCHOOL.(4/24) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 558 (MACON) HIGHLANDS NONTAX FUNDS.(4/14) S-PASSED 2ND & 3RD READINGS.
H. 566 (ALAMANCE) BURLINGTON FIREMEN RETIREMENT. S-REPTD FAV.
H. 572 (TYRRELL) COMMISSIONERS' COMPENSATION.(4/18) S-REPTD FAV.
H. 574 (ROBESON) FAIRMONT CITY MANAGER. S-REPTD FAV.
H. 578 (CRAVEN) NEW BERN,POLICE AMENDMENTS. S-REPTD FAV.
H. 579 (ORANGE) CHAPEL HILL REALTY EXCHANGE. S-REPTD FAV.
H. 580 (ORANGE) CHAPEL HILL OFF-STREET PARKING. S-REPTD FAV.
H. 584 (CARTERET) ATLANTIC BEACH POLICE AUTHORITY. S-REPTD FAV.
H. 589 (GASTON) GASTONIA CONTRACTS. S-REPTD FAV.
H. 591 (BUNCOMBE) ASHEVILLE LIBRARY BOARD. S-REPTD FAV.
H. 598 (DUPLIN) ROSE HILL ELECTION. S-REPTD FAV.
H. 609 (WAKE) FIRE/POLICE CIVIL SERVICE EXAMS. S-REPTD FAV.
H. 617 (GRANVILLE) WARRANTY DEEDS. S-REPTD FAV.
H. 620 (MECKLENBURG) CHARLOTTE CHARTER CHANGES. S-REPTD FAV.
H. 623 (HENDERSON) MUNICIPAL-COUNTY STUDY COMM'N-2.(4/18) S-REPTD FAV.
H. 624 (DAVIE) LIBRARY TAX LEVY. H-PASSED 2ND READING.
H. 629 (ORANGE) CHAPEL HILL CHARTER CHANGES. S-REPTD FAV.
H. 630 (LINCOLN) CITY-COUNTY SCHOOL MERGER. S-REF TO COM ON EDUCATN.
#H. 636 (DARE) INDECENT LANGUAGE. RATIFIED - CHAPTER 300.
#H. 637 (DARE) FIREARMS CONFISCATION. RATIFIED - CHAPTER 301.
H. 638 (DARE) PROHIBITING RIFLES,MAINLAND.(4/16, 4/23) H-CONCURRED IN S-AMEND.
H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE.(4/24) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 654 (GUILFORD) GIBSONVILLE VEHICLE LIENS. H-REPTD FAV.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES. H-REPTD FAV.
H. 672 (GUILFORD) AMBULANCE CHARGE GARNISHMENT. H-REPTD FAV AS AMENDED.
H. 683 (PERSON) COMMISSIONERS' COMPENSATION. H-REPTD FAV AS AMENDED.
H. 685 (LENOIR) LA GRANGE LIMITS. H-REPTD FAV AS AMENDED.
H. 686 (BRUNSWICK) COUNTY ZONING,SUBDIVISON. H-REPTD FAV.
H. 687 (CRAVEN) WATER CONNECTIONS-DOVER. H-REPTD FAV.
H. 690 (ROCKINGHAM) REIDSVILLE FIREMEN'S RETIREMENT. H-REPTD FAV.
H. 691 (HARNETT) REGISTER'S COMPENSATION. H-REPTD FAV.
H. 692 (CUMBERLAND) SCHOOL BOARD PAY. H-REPTD FAV.
H. 694 (MONTGOMERY) HOSPITAL INSURANCE DEDUCTION. S-REPTD FAV.

H. 696 (BEAUFORT) EXTRA SEAT OF COURT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 697 (PITT) SCHOOL BOARD LEASE. H-REPTD FAV.
H. 698 (NEW HANOVER) WRIGHTSVILLE OFFICIALS' PAY. H-REPTD FAV.
H. 700 (FORSYTH) FIREMEN'S SUPP.WELFARE FUND. H-REPTD FAV.
H. 701 (RANDOLPH) ASHEBORO LEASE.(4/24) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 702 (FRANKLIN) FRANKLINTON SCHOOL FUND TRANSFER. H-RE-REF TO COM ON EDUCATN.
H. 703 (RICHMOND) RTI FUND USES.(4/17) S-REPTD FAV.AS AMENDED.
H. 704 (DAVIDSON) THOMASVILLE CABLE TV. H-REPTD FAV.
#H. 708 (CALDWELL) SAWMILLS INCORPORATION. H-REPTD UNFAV.
#H. 710 (COLUMBUS) LAKE WACCAMAW-SUBDIV.CONTROLS-2. H-REPTD UNFAV.
H. 711 (FORSYTH) LAND SALE TO ARTS SCHOOL. S-REPTD FAV.
H. 712 (CRAVEN) HAVELOCK TOWN LIMITS. H-REPTD FAV.
H. 716 (ALLEGHANY) SALARIES COMMS.& BD.EDUCATION. H-REPTD FAV AS AMENDED.
H. 717 (WAKE) RALEIGH FIREMEN'S RETIREMENT FUNDS. H-REPTD FAV.
H. 718 (EDGECOMBE, NASH) BATTLEBORO CORPORATE LIMITS. H-REPTD FAV.
H. 719 (EDGECOMBE) BD. OF HEALTH PAY. H-REPTD FAV.
H. 720 (EDGECOMBE) WELFARE BOARD PAY. H-REPTD FAV.
H. 721 (CHOWAN) BUILDING PERMITS. H-REPTD FAV.
H. 722 (GATES) COUNTY OFFICIALS COMPENSATION. H-REPTD FAV.
H. 723 (WAKE) GARNER CHARTER AMENDMENTS. H-REPTD FAV.
H. 724 (WAKE) TAX DISCOUNTS. H-REPTD FAV.
H. 725 (GATES) ABC OFFICERS. S-REPTD FAV.
H. 726 (GUILFORD) CIVIL SERVICE APPLICABILITY. H-REPTD FAV.
H. 727 (GUILFORD) COUNCIL/MAYOR SALARIES. H-REPTD FAV.
H. 728 (GUILFORD) SHERIFF'S SALARY. H-REPTD FAV.
H. 729 (GUILFORD) SUBDIVISION REGS. H-REPTD FAV.
H. 730 (EDGECOMBE, NASH) ROCKY MOUNT CHARTER AMDT.. H-REPTD FAV.
H. 731 (DURHAM) PUBLIC NOTICE,CONTRACTS LIMITS. H-REPTD FAV.
H. 732 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION. H-REPTD FAV.
H. 744 (GASTON) CHERRYVILLE COMMRS' PAY. H-REPTD FAV AS AMENDED.
H. 752 (LEE) TAX PREPAYMENT DISCOUNTS. H-REPTD FAV.
H. 754 (ANSON) SCHOOL BD. MEMBERSHIP TERMS.(4/23) S-REF TO COM ON LOC GOVT.
H. 755 (GRANVILLE) OXFORD LAND CONVEYANCE. H-REPTD FAV.
H. 756 (GRANVILLE) COUNTY EMPLOYEES PAY. H-REPTD FAV.
H. 760 (MONTGOMERY) SHERIFFS' SURPLUS CAR PURCHASE. H-REPTD FAV AS AMENDED.
H. 762 (YANCEY) COUNTY ED.BD. ELECTION.(4/24) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 767 (FORSYTH) CONSTABLE FEES. H-RE-REF TO COM ON COURTS.
H. 772 (EDGECOMBE, NASH) ROCKY MOUNT RAZING UNFIT DWELLINGS. H-REPTD FAV.
H. 773 (EDGECOMBE, NASH) ROCKY MOUNT FIREMENS RETIRE.FUNDS. H-REPTD FAV.
H. 774 (BUNCOMBE) MUNICIPAL SUBDIVISIONS. H-REPTD FAV.
H. 775 (BUNCOMBE) COUNTY FUNDS TO ASHEVILLE C.OF C.. H-REPTD FAV.
H. 778 (LINCOLN) COMM'RS TRAVEL ALLOWANCE. H-REPTD FAV AS AMENDED.

H. 783 (HARNETT) ANNEXATION AUTHORITY. H-REPTD FAV.
H. 789 (RUTHERFORD) COUNTY ED.BD. ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 793 (ALAMANCE) BURLINGTON LAND SALE. H-REPTD FAV.
H. 813 (HARNETT) ENDORSE LIVESTOCK ARENA NOTE. S-REF TO COM ON JUDIC 1.
H. 834 (VANCE) SHERIFF-WEAPONS PERMITS. S-REF TO COM ON LOC GOVT.
H. 855 (EDGECOMBE) SCHOOL BOARD APPOINTMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next session of Senate: 10:00 a.m., Friday, April 25, 1969.

Next session of House: 9:30 a.m., Friday, April 25, 1969.

#

G41
25:1969/73
C.2

INSTITUTE OF GOVERNMENT

North Carolina State Library
Raleigh
N. C.
Doc.

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 73 -673- FRIDAY, APRIL 25, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 530 Register of Deeds-stamp tax — GS 105, 161
Introducers: L. Warren and Ellis — Sent to JUDIC 1

"To clarify the role of the Register of Deeds in administering the excise stamp tax on conveyances of real estate." Amends GS 105-228.32 to place the duty of affixing proper amount of excise tax stamps on party presenting instrument for registration, and amends GS 105-228.34 to provide that register of deeds is not subject to prosecution as an aider or abettor in violating excise stamp law when he relies on statement of party presenting instrument for registration as to correct amount of stamps to be affixed. Effective July 1, 1969.

S 531 Self liquidating project funds (Iden. H 878) — APPROPRIATIONS, GS 116
Introducer: L. Warren — Sent to APPROPRN

"To amend Chapter 559 of the 1967 Session Laws to provide changes only with respect to projects wholly self-liquidating." Identical with H 878, digested below in today's bulletin.

S 532 Self liquidating bond rate hike (Iden. H 877) — APPROPRIATIONS, GS 116
Introducer: L. Warren — Sent to APPROPRN

"To amend Chapter 116 of the General Statutes of North Carolina to increase the limit of interest payable for bonds for self-liquidating projects." Identical with H 877, digested below in today's bulletin.

S 533 Self liquidating project funds-2 (Iden. H 879) — APPROPRIATIONS, GS 116
Introducer: L. Warren — Sent to APPROPRN

"To amend Chapter 1108 of the 1967 Session Laws to provide changes only with respect to projects wholly or partially self liquidating." Identical with H 879, digested below in today's bulletin.

S 534 Income tax-gifts deduction — GS 105
Introducer: Flaherty — Sent to FINANCE

"To amend Article 4, Chapter 105 of the General Statutes of North Carolina to increase the amount of contribution or gifts by individuals allowed as a deduction in computing net income to the maximum amount allowed under the Internal Revenue Code." Amends GS 105-147(15) by raising the maximum amount of charitable contributions that may be deducted from net income from 15% to 30%.

S 535 Listing personal property — GS 105
Introducer: Burney — Sent to JUDIC 2

"To amend Chapter 105 of the General Statutes to provide place for listing certain tangible personal property." Amends GS 105-302(d) to include all movable tangible personal property remaining within the township where the store, mill, dockyard, piling ground, place for the sale of property, shop, office, mine, farm, place for storage, manufactory or warehouse is located for greater part of year among the items which are subject to tax listing in township where property located rather than in township where owner resides.

HOUSE

H 876 Non-partisan Dist. Judge elect. — GS 7A
Introducers: Horton and H. Campbell — Sent to COURTS

"To amend G. S. 7A-140 so as to remove the election of District Court Judges from partisan politics." Amends cited section by rewritting first paragraph to provide that election of district judges to be at large and non-partisan by voters of district in which he resides; election to be held at same time as general elections pursuant to GS Ch. 163 (Elections and Election Laws). No primary election to be held, and notice of candidacy and ballots not to refer to party affiliation. Any qualified voter of district to be entitled to vote regardless of party or independent registration, and candidates receiving highest number of votes equal to number of offices to be filled to be declared elected. (Under present law district judges elected by voters of district where he is to serve at same time as members of General Assembly.)

H 877 Self-liquidating bond rate hike (Iden. S. 532) — GS 116
Introducer: Johnson of Wake — Sent to APPROPRN

"To amend Chapter 116 of the General Statutes of North Carolina to increase the limit of interest rate payable for bonds for self-liquidating projects." Amends GS 116-176 and GS 116-191 to raise interest ceiling on revenue bonds of higher educational institutions for student housing, student activities, physical education and recreation from 5% to 6%.

H 878 Self-liquidating project funds (Iden. S 531) — APPROPRIATION, GS 116
Introducer: S. Johnson — Sent to APPROPRN

"To amend Chapter 559 of the 1967 Session Laws to provide changes only with respect to projects wholly self-liquidating." Amends SL 1967, Ch. 559 to increase cost allowance per occupant on projects wholly self-liquidating from $3,400 to $3,900. Amends cited act (which amends Capital Improvement Appropriations Act of 1965) to increase amounts designated for certain institutions to the following figures (present amounts in parentheses): NC State University housing for 808 single students, $3,151,200 ($2,747,200); Pembroke State College, dormitory for 100 students, $390,000 ($340,000), dormitory for 100 students, $390,000 ($340,000); Winston-Salem State College, dormitory for 125 students, $487,500 ($425,000); Elizabeth City State College, dormitory for 176 students, $686,400 ($598,400), dormitory for 124 students, $483,600 ($421,600). (Entire amounts of appropriations are self-liquidating.)

H 879 Self-liquidating project funds-2 (Iden. S 533) — APPROPRIATION, GS 116
Introducer: S. Johnson — Sent to APPROPRN

"To amend Chapter 1108 of the 1967 Session Laws to provide changes only with respect to projects wholly or partially self-liquidating." Amends SL 1967,

Ch. 1108 (Capital Improvement Appropriations Act of 1967) to increase cost allowance per occupant on projects wholly self-liquidating from $3,400 to $3,900. Amends cited act to increase amounts designated for certain institutions to the following figures (present amounts in parentheses): Western Carolina University, two 400 student dormitories, $4,680,000 ($2,720,000), less self-liquidating $3,120,000; Appalachian State University, dormitories for 1,200 students $4,680,000 ($4,080,000); Wilmington College, dormitory for 200 students, $780,000 ($680,000) less self-liquidating $440,000 ($340,000), dormitory for 200 students $780,000 ($680,000), less self-liquidating $440,000 ($340,000). (When no self-liquidating amount stated, entire appropriation is self-liquidating.)

H 880 State executives selection — CONSTITUTION
Introducers: Phillips, Britt — Sent to CONSTUTN

"To amend the Constitution of North Carolina to change the method of selecting certain State executive officers." Amends State Constitution, subject to voter approval, as follows: (1) Removes Secretary of State, Superintendent of Public Instruction, Commissioner of Agriculture, Commissioner of Labor, and Commissioner of Insurance from list of State executive officers elected on statewide ballot, effective 1972. (Now, all five are elected by people each four years.) (2) Provides for election of Superintendent of Public Instruction by State Board of Education. (3) Empowers Governor (except as otherwise provided) to appoint and remove heads of all State administrative departments and agencies. (4) Provides that Council of State shall consist of Governor, Lieutenant Governor, Auditor, Treasurer, and Attorney General (now, Council consists of Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Commissioner of Agriculture, Commissioner of Labor, and Commissioner of Insurance, with Governor as Chairman and Attorney General as non-member legal counsel). Provides for submission of amendment to voters of State at next general election and prescribes form of issue to appear on ballot. If ratified by voters, takes effect January 2, 1971, either as amendment to Proposed Constitution (S 150, H 231) if it is ratified by voters, or as amendment to present Constitution.

H 881 School fiscal officer — GS 115, 155
Introducer: Tart — Sent to EDUCATN

"To authorize county and city boards of education to employ a school fiscal officer and to change the title of school treasurer to school fiscal officer." Rewrites GS 115-91 to provide that county and city boards of education to appoint a school fiscal officer to have charge of all school funds of unit; fiscal officer to serve at will of board of education and to assume authority now held by school treasurer. (Under present law county treasurer is treasurer of county school funds and city board of education appoints treasurer for funds of its administrative unit.) Requires fiscal officer to file surety bond, and authorizes appointment of fiscal officer for any special fund of a particular school. Rewrites GS 115-90(2) to provide that school funds be paid out only on warrants signed by board of education chairman (or vice chairman in his absence) and secretary, and countersigned by school fiscal officer (or board designee in his absence). (Under present law funds are paid on warrants signed by chairman and secretary of city or county boards of education and countersigned by treasurer of city administrative unit or (in county) by officer provided by law, or officer of county or board of education as designated by county commissioners. Amends GS 115-64, -78, -90(4), -93, -94, -95, -97, -98, -103, -and the title to GS Ch. 115, Art. 10 to substitute "fiscal officer" for "treasurer" or "county treasurer"; and directs that term fiscal officer be used in lieu of treasurer and school treasurer in all other places in GS Ch. 115. Makes

conforming amendments in GS 115-64, -92 and GS 155-8 (Compensation of county treasurer). Repeals GS 155-5 to remove county treasurer as ex officio treasurer of county board of education.

H 882 Student teacher legal status — GS 115
Introducer: Tart — Sent to EDUCATN

"Adding a new article 18B to Chapter 115 of the General Statutes to define the legal status of the student teacher in the public schools and to amend G. S. 115-146 to grant student teachers lawful authority when they are given responsibility for some part of the school program." Adds new Article 18B entitled "Student Teachers" as follows: defines student teacher as one enrolled in institution of higher education approved by State Board of Education who is jointly assigned by the school and local board of education to teach under direction and supervision of a regularly employed certified teacher. Gives student teachers protection of laws accorded to certified teachers. Requires supervising teacher in cooperation with principal and college to assign duties to student teacher that will provide adequate preparation for teaching. Amends GS 115-146 to place student teachers under same duty as teachers in maintaining good order, etc., and to make right to use reasonable force in supervising pupils apply to student teachers.

H 883 Inter-county school mergers — GS 115
Introducer: Tart — Sent to EDUCATN

"To authorize the merger of two or more adjoining county school administrative units and city units contained therein." Adds new GS 115-74.2 to GS Ch. 115, Art. 8 providing that boards of education of contiguous counties (or a group of counties in which each county is contiguous with at least one county in the group) and any city administrative unit located in the affected counties may merge school administrative units upon approval of State Board of Education of written plan that has prior approval of school unit tax-levying body. Requires plan to be consistent with General Statutes, to contain information required by GS 115-74.1 (Consolidation and merger of county and city school administrative units located in same county), and any other provision deemed appropriate by State or affected local boards of education. Merger plan, including arrangements for financing new unit, may be submitted to approval of voters of affected area; election, if held, to be subject to provisions of GS 115-122 (Rules governing elections). Authorizes expenditures by boards of education for studying and preparing merger.

H 885 Governor's election/1974 — CONSTITUTION
Introducer: Mills — Sent to CONSTUTN

"To amend the Constitution of North Carolina to provide for the election of the Governor and Lieutenant Governor in 1974 and every four years thereafter." Amends State Constitution, subject to voter approval, as follows: (1) Provides that Governor and Lt. Governor elected in 1972 to serve for 2-yr. terms and their successors be elected every 4 years. (Now, Governor and Lt. Governor serve 4-yr. terms.) (2) Governor and Lt. Governor not eligible for election to next succeeding term of same office, except those in office in 1972 to be eligible for re-election in 1972 and those in office in 1974 to be eligible for re-election if first elected in 1972. Provides for submission of amendment to voters of State at next general election and prescribes form of issue to appear on ballot. If ratified by voters, takes effect January 3, 1971, either as amendment to Proposed Constitution (S 150, H 231) if it is ratified by voters, or as amendment to present Constitution.

H 886 Public service co. assessments — GS 105
Introducer: Leatherman — Sent to FINANCE

"To rewrite Article 26 of Chapter 105 of the North Carolina General Statutes relating to assessment of public service companies." Effective Jan. 1, 1969, completely revises Art. 26 of GS Ch. 105 concerning ad valorem taxation of public service companies, as follows: (1) Constitutes State Board of Assessment as board of appraisers and assessments for public service companies (defined as including railroad, sleeping car, refrigerator and freight car, express, pipe line, gas, gas transmission, electric power, telephone, telegraph, water, and trailer-on-flatcar companies; electric membership corporations; motor carriers of passengers and of property, and air carriers; all companies having right of eminent domain; and persons, corporations and fiduciaries engaged in similar businesses). (2) Defines, among other things, "real property", "intangible property", "tangible property", "tangible personal property" and "operating property" (all tangible and intangible property except that not used or connected with public service activities of taxpayers under Act). (3) Requires annual report containing information pertinent to valuation of property for taxes by all taxable public service companies, filed with Board by last day of March; authorizes Board to require additional information subject to $100 daily forfeiture payable into General Fund; authorizes Board to subpoena witnesses and compel production of records for purposes of Article with willful refusals made misdemeanors punishable by $500 fine. Requires Board to value property of each public service company at true value in money and assess such property in accord with this Article; property other than operating property excluded from valuation and assessment under Article and, if has taxable situs in NC, to be valued and assessed by county and municipal governments.

Division 1 Assessment of Railroads and Utilities. (1) Requires Board to value operating property of railroads and utilities (all "public service companies" other than carriers and trailer-on-flatcar companies) by determining value of operating property both within and without NC, and apportioning and allocating said values as prescribed. In determining value of operating property, Board is to consider: value of operating property as reflected by capital stock and indebetedness of longer term than one year, with deductions of non-public service connected property; net investment in operating property as reflected in regulatory accounts; net operating income and probable future income before interest deduction; and other pertinent information. Prescribes ratios for apportionment to NC of operating property values for companies operating both within and without NC, as follows: railroad companies -- ratio of linear miles of NC right of way to total linear miles; electric membership corps., pipe lines, gas transmission, gas, electric power, and water companies, and companies with eminent domain -- ratio of net investment in NC operating property to total

net operating property investment; telephone and telegraph companies -- arithmetic average of net investment ratio plus ratio of miles of NC single wire and single wire in cable to total miles plus ratio of NC receipts from rentals and services to total receipts; express companies and sleeping car comapnies -- ratio of NC miles or routes to total miles or routes. Board may consider other factors reflecting true value (such as actual NC investment or gross revenue permile) if it finds that above methods give more or less value than properly attributable to NC. (2) Provides for county and municipal gov'ts to value and assess the following operating property of taxpayers under this division: machine & repair shops, general office bldgs., storehouses and contents, located outside right-of-way of railroad companies; all tangible property except rolling stock of sleeping car and express companies; all tangible property of electric membership corporations, electric power and gas and water companies, and companies with eminent domain; all tangible property except pipe lines, pump and booster stations and right-of-way of pipe line and gas transmission companies; and all land and buildings of telephone and telegraph companies. (3) Provides for Board to deduct from total value of taxpayer's operating property; (a) true value in money of operating property assessed by counties ("true value" to be determined by dividing assessed value in each county by county's assessment ratio, unless Board determines that some other ratio more correctly reflects said ratio); and (b) assessed value of any operating property reported to State for intangible property tax; remaining value after such deductions constitutes taxpayer's "corporate excess". (4) Provides for allocation of each taxpayer's corporate excess to localities as follows: railroad companies, pipe line and gas transmission companies-- proportionately to miles of line in each local taxing jurisdiction, giving consideration to differences in types of line or pipe; sleeping car and express companies--proportionately to miles of line in each taxing jurisdiction; electric membership corporations, electric power and gas and water companies, and companies with eminent domain -- proportionately to true value in money of operating property in each taxing jurisdiction; telephone companies -- excess separated into two parts in proportion that original cost before depreciation bears to total original cost before depreciation in both classes as follows (a) NC property classified as "central office equipment" or "large private branch exchanges, and (b) all other tangible property in State (provides formula for apportioning excesses of each class to taxing jurisdictions); telegraph companies, proportionately to relation that net book value of tangible property other than land and buildings in each taxing jurisdiction bears to total net book value of tangible property in State other than land and buildings. (5) Provides for assessment by Board (after determining corporate excess allocated to each locality) of corporate excess so alloted by applying county assessment ratio, unless other ratio to be used; resulting assessed value to be certified to county tax supervisors and municipal clerks, and local taxes to be levied against corporate excess at same rate as applicable to other property. (6) Makes corporations leasing railroad company property subject to taxation as directed for railroads; provides for foreign lessees or operating companies to be assessable also for property in NC other than that derived from lessor, but lessor not relieved from tax liability. (7) Provides for assessment of leased rolling stock of railroads under proviso as applicable to railroads, and apportionment and allocation to localities in same basis as for operating property; railroad companies are to pay tax and deduct taxes from rentals due owners unless lease provides otherwise; lessee relieved of tax if lessor reports and is liable for tax. (8) Provides for taxation of refrigerator and freight car companies owning refrigerator or freight cars operated over or leased to NC railroad companies or operated in NC to be taxed in same manner as sleeping car companies; if cars furnished to be run indiscriminately over lines at shipper's or railroad's will and owner is compensated by each road, Board is to ascertain and assess value of average number of cars in use in NC as part of road's necessary equipment

for previous year and compute tax on this assessment. In distributing taxable valuation to counties Board is to give primary consideration to counties with greater car mileage; this tax is suspended, as to companies subject to gross earning tax under GS 105-228.2, during continuance of said section.

Division II. General Provisions. Prescribes notice, hearing and appeal procedures. Provides for priority of lien of taxes on real and personal property; and discharge of lien on real property. (Realty lien attaches to all property in taxing unit as of Jan. 1; liens of all units of equal dignity and superior to other prior or subsequent assessments, liens, etc., but not to affect relative priority prescribed by Revenue Laws for state taxes; priority not affected by transfer of title, receivership or bankruptcy. Personalty lien superior to other liens and rights, prior to subsequent, insofar as it represents taxes assessed against the property to which it attaches; otherwise, inferior to prior valid liens and superior to subsequent liens; first attaching lien to be superior as between liens of different units.) Specifies preferences to be accorded taxes in liquidation of debtor's estates, and provides for remedies for enforcement of liens. Specifies remedies and penalties for failure to pay tax (recovery of local tax with 50% penalty and 6% interest from due date, plus reasonable attorney fees;) judgment may include mandamus ordering payment; subsequent taxes accruing during action may be included with penalties and interest in judgment, on filing of certificate of accruals by tax collector; in such actions assessed valuation fixed by Board as apportioned and certified to local taxing unit to be conclusive.

H 887 Post conviction appeals: S. Ct. — GS 7A, 15
Introducer: H. Campbell — Sent to JUDIC 2

"To provide that post-conviction appeals shall be heard by the Supreme Court of North Carolina." Amends GS 7A-27(b) to exclude post-conviction hearings from list of items appealable as of right to Court of Appeals. Rewrites GS 7A-28 to provide that judgments in post-conviction proceedings may be reviewed by Supreme Court by writ of certiorari. Amends GS 7A-31 to conform to above changes. Amends GS 15-22 to provide for review of post-conviction hearings by certiorari to Supreme Court rather than Court of Appeals. Provides that act not to effect post-conviction appeals already docketed in Court of Appeals. Effective May 15, 1969.

H 888 Magistrates worthless check cases — GS 7A, 14
Introducer: Rhyne — Sent to JUDIC 2

"To authorize magistrates to hear worthless check cases when the amount is not over $50.00." Rewrites last two paragraphs of GS 14-107 (worthless checks) to make protion of section stating if amount due on worthless check does not exceed $50, punishment not to be greater than $50 fine or 30 days imprisonment generally applicable (presently provision applies only to 76 named counties). Adds new subsec. (7) to GS 7A-273 (powers of magistrates) empowering magistrate to hear without jury and enter judgment in worthless check cases brought under GS 14-107 when amount of check is $50 or less (now, magistrates may only accept pleas of guilty and enter judgment for $50/30 day cases).

H 890 (Joint Resolution) Honoring John W. Clark — MISC RES
Introducer: H. Taylor and Leatherman — Passed and sent to Senate

"Honoring the life and memory of John Washington Clark." As title indicates.

H 894 EMC-TMC directors' per diem — GS 117
Introducer: Clark and others — Sent to APPROPRN

"To increase the per diem allowance for directors of electric and telephone membership corporations." Amends GS 117-13 (compensation of EMC, TMC directors) raising per diem allowance to $30 (now $20).

LOCAL BILLS INTRODUCED

SENATE

S 536 Kings Mtn. eminent domain — CLEVELAND
Introducer: J. White — Sent to LOC GOVT

"To amend the charter of the city of Kings Mountain, Chapter 360 of the Private Laws of 1909." Amends cited act by deleting condemnation procedures from charter and substituting either of procedures provided by Article 9 of GS Ch. 136 or by Article 2 or Article 3 of GS Ch. 40 (providing GS 40-53 (necessity for certificate of public convenience and necessity from State Utilities Commission)shall not apply to any proceedings initiated by city). Ratifies and confirms previous acts of city per GS Ch. 40, Article 2 and GS 160-205.

HOUSE

H 884 Cofield incorporation — HERTFORD
Introducers: Jernigan and Martin — Sent to LOC GOVT

"To incorporate the Village of Cofield in Hartford County." Incorporates Village of Cofield and provides for it's charter, including five-member council and mayor, all elected at large.

Charter includes provisions setting out general powers of village, corporate boundaries, terms of office and compensation of officials, organization of council, municipal election procedure, providing for following officers and employees; clerk, attorney, accountant, tax collector and other employees deemed advisable. Provides for handling of financial matters of village including issuance of bonds and taxation, and for the handling of tort claims against village.

H 889 ABC law enforcement funds — PENDER
Introducer: Moore — Sent to ABC

"To amend Chapter 50 Session Laws of 1963, so as to authorize the Pender County Board of Alcoholic Control to expend additional funds for law enforcement." Amends cited act to provide 15% of total ABC receipts to be expended for law enforcement purposes (now, amount so expended set at not less than 5% nor more than 10% of total profits per GS 18-45(15)).

H 891 St. Pauls - Town Manager — ROBESON
Introducers: McMillan, Campbell, McFadyen and Speros — Sent to LOC GOVT

"To amend the Charter of the Town of St. Pauls, to authorize the governing body to appoint a town manager." Amends SL 1957, Ch. 411 to authorize town board to appoint a town manager in lieu of town clerk. Provides manager to have powers and duties per GS 160-349 thru 351 and to perform such other duties as required by Board of Commissioners.

H 892 Revoking Manchester's Charter — Cumberland
Introducer: Bryan — Sent to LOC GOVT

"Revoking the charter of the Town of Manchester in Cumberland County." Repeals Priv. L. 1895, Ch. 288 and all laws amending same (Charter of Manchester).

H 893 Durham lien/vehicle removal — DURHAM
Introducers: Hofler, Royall and W. Penny — Sent to JUDIC 2

"To authorize the governing body of the City of Durham to provide for the levy of a lien for costs of removal of certain described motor vehicles from private property, and to provide the procedure for the collection or foreclosure of such lien." Empowers governing body of Durham to establish charges for removing abandoned or junk motor vehicles from private property. When owner or person in control of property fails to pay cost of removal within 30 days from date due, cost to become lien against property from which vehicle removed. Defines junk or abandoned motor vehicle as (1) partially dismantled or wrecked (2) incapable of self-propulsion, (3) abandoned, inoperable, damaged and worth less than $50, or (4) junk vehicle abandoned for period of not less than 30 days.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 61 Autopsy statute revision (House Committee Substitute adopted 4/17/69, digested in Bulletin No. 68, p. 615).
Technical amendment to CS adopted in House 4/25/69.

S 218 Safe tires (Committee substitute digested in Bulletin No. 47, p. 353)
Amendment adopted in House 4/25/69 extending to 15 calendar days period of time driver of vehicle who is charged with violation of section is allowed to bring tires on vehicle into conformance with requirements of section (presently 48 hours allowed). Further adds as defense to charge of violating section defendant's certification that vehicle has been sold, destroyed or permanently removed from highways.

S 222 Driving on suspended license (digested in Bulletin No. 42, p. 301).
Amendment adopted in House 4/25/69, removing requiredment that additional period of revocation to begin after initial period has been completed, and deleting definition of motor vehicle moving offense.

HOUSE

H 48 Uniform Monday holidays (digested in Bulletin No. 10, p. 48) Amendment adopted in House 4/25/69 making technical changes and adding observance of Robert E. Lee's birthday to list of holidays covered.

H 672 (Guilford, Catawba, Davidson, Gaston, Granville, Rockingham, Watauga)
Ambulance charge garnishment (digested in Bulletin No. 63, p. 537)
Amendment adopted in House 4/25/69 providing act also to apply to counties of Catawba, Davidson, Gaston, Granville, Rockingham and Watauga.

H 685 (Lenoir) LaGrange limits (digested in Bulletin No. 63, p. 540)
Technical amendment adopted in House 4/25/69.

H 698 (New Hanover) Wrightsville officials' pay (digested in Bulletin No. 64, p. 551). Amendment adopted in House 4/25/69 providing that act not to impair authority of Alderman to fix own pay and allowances, and Mayor's, pursuant to GS 160-9.1 as amended by SL 1969, Ch. 181.

H 716 (Alleghany) Commissioners and Ed. Bd. pay (digested in Bulletin No. 64, p. 554). Amendment adopted in House 4/25/69 providing that act not to impair authority of commissioners to fix own pay and allowances pursuant to GS 153-13 (as rewritten by Ch. 180, SL 1969).

H 730 (Nash-Edgecombe) Rocky Mount Charter amdt (digested in Bulletin No. 64, p. 556). Technical amendments adopted in House 4/25/69.

H 744 (Gaston) Cherryville Comm'rs pay (digested in Bulletin No. 65, p. 571). Amendment adopted in House 4/25/69 increasing Comm'rs proposed raise from $50 to $60 (originally, raised to $50 from $35/month), further providing nothing in Act to limit authority of Comm'rs to fix compensation as provided by GS 160-9.1 (S.L. 1969, Ch. 181).

H 760 Sheriffs' surplus car purchase (digested in Bulletin No. 66, p. 581). Amendment adopted in House 4/25/69 to permit only those deputies who are full-time, salaried, and employed for not less than 90 days to purchase automobiles under Act (originally, only "duly appointed Deputies").

H 761 Defendant signs warrant receipt (digested in Bulletin No. 66, p. 577). Amendment adopted in House 4/25/69 providing officer to request defendant to sign warrant (originally, officer to require defendant to sign warrant).

H 778 Comm'rs travel allowance (digested in Bulletin No. 66, p. 584). Amendment adopted in House 4/25/69 to provide that nothing in Act to impair authority of Comm'rs to fix own compensation and allowances as provided by GS 153-13, as amended by SL 1969, Ch. 180.

H 788 Disabled vets free auto tags (digested in Bulletin No. 66, p. 580). Amendment adopted in House 4/25/69 to substitute for requirements that vets' tags be in red, white, and blue and carry name "Disabled Veteran", provision that such tags be in those colors prescribed by the Dept. of Motor Vehicles.

SENATE AND HOUSE CALENDAR ACTION APR.25,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT.(4/02, 4/03, 4/08, 4/09) H-PASSED 2ND READING.
S. 61 AUTOPSY STATUTE REVISION.(4/17, 4/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR-COM SUB.
S. 218 SAFE TIRES.(3/20, 4/10, 4/25) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 222 DRIVING ON SUSPENDED LICENSE.(3/24, 4/25) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT FOR CONCUR IN H-AMEND.
S. 230 COMMUNITY COLLEGE PROPERTY.(4/10) H-PASSED 2ND & 3RD READINGS.
S. 251 COUNTY COMM'R MEETING PROCEDURE.(4/03, 4/08) H-REPTD FAV.
S. 264 LOCAL RETIREMENT SYSTEM REVISION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2.(4/14) H-REPTD FAV.
S. 280 VOTING CORPORATE STOCK. H-PLACED ON CAL FOR APR.29.
S. 319 EDUCATIONAL RESEARCH PROJECTS.(4/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 320 TEACHER ALLOTMENT.(4/24) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 346 REPRINTING OF REVENUE ACT. H-REPTD FAV.
S. 347 REPRINTING OF MACHINERY ACT. H-REPTD FAV.
S. 352 SCHOOL ATTENDANCE EXEMPTIONS.(4/11) H-PASSED 2ND & 3RD READINGS.
S. 353 PUPIL EXCLUSION APPEALS.(4/11) H-PASSED 2ND & 3RD READINGS.
S. 361 FIRING WEAPONS-DWELLINGS.(4/08, 4/09) H-PASSED 2ND & 3RD READINGS.
S. 365 (J.RES.) PRACTICAL NURSING CREDIT. H-PASSED 2ND & 3RD READINGS.
S. 372 CONTINUING EDUCATION-OPTOMETRISTS. H-PASSED 2ND READING.
S. 374 PUBLICATIONS-ELIZ.CITY STATE. H-REPTD FAV.
S. 376 RENAME STATE FORESTRY DIVISION. H-PASSED 2ND & 3RD READINGS.
S. 377 C & D TREE SEEDS AND SEEDLINGS. H-PASSED 2ND & 3RD READINGS.
S. 379 C & D FORESTRY SERVICES. H-PASSED 2ND & 3RD READINGS.
S. 387 INDEMNITY SLAUGHTERED ANIMALS.(4/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 408 AMBULANCE SERVICE COLLECTION.(4/25) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.

S. 409 AMBULANCE SERVICE LIENS.(4/25) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 412 GOOD NEIGHBOR COUNCIL STRUCTURE. H-PLACED ON CAL FOR APR.28.
S. 428 PUBLIC FISHERIES SEARCH WARRANTS. H-PASSED 2ND & 3RD READINGS.
S. 476 (J.RES.) COMM'N TO RECODIFY SCHOOL LAW.(4/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 477 SCHOOLBOOK SELECTION:LOCAL ED. BDS.. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 484 VIET VET BENEFITS; CAMPUS DISORDERS.(4/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 505 STATE AUDITING PROCEDURE. H-REF TO COM ON LOC GOVT.
S. 509 (J.RES.) STUDY AUTO LIAB.INSURANCE. H-REF TO COM ON INSURANCE.
S. 520 CONTROL WINE SALE TO ABC STORES. S-PLACED ON CAL FOR APRIL 28.

H. 48 UNIFORM MONDAY HOLIDAYS.(4/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 98 NUMBERED SEATS 30TH HOUSE DISTRICT. RATIFIED - CHAPTER 302.
H. 140 TEACHER CERT. RENEWAL.(3/26) H-RE-REF TO COM ON APPROPRN.
H. 394 COUNTY OFFICIALS' SALARIES.(4/23) H-PLACED ON CAL FOR APR.28.
H. 405 FIREMEN'S PENSION FUND SECRETARY. S-WITHDRAWN FROM COM; S-PLACED ON CAL FOR APRIL 28.
H. 414 EMPLOYMENT SECURITY LAW REVISION. H-REPTD FAV AS AMENDED.
H. 475 CLARIFICATION OF BURGLARY.(4/23) S-REF TO COM ON JUDIC 1.
H. 514 ASSIGNMENT OF GROUP INSURANCE. S-PASSED 2ND & 3RD READINGS.
H. 522 SCHOOL DAY LENGTH.(4/24) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 523 EMPLOYEE LISTS TO TAX COLLECTORS. RATIFIED - CHAPTER 305.
H. 555 LITTERBUG PRESUMPTION. H-PLACED ON CAL FOR APR.29.
H. 594 JOINT LOCAL ADM'VE FUNCTIONS.(4/18) S-PLACED ON CAL FOR APRIL 28.
H. 608 REGULATE PRISON EMPLOYEE CONDUCT.(4/17, 4/25) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY.(4/23) S-REF TO COM ON EDUCATN.
H. 644 SCHOOL COUNSELOR PRIVILEGE. H-PLACED ON CAL FOR APR.30.
H. 647 VOCATIONAL TEXTILE SCHOOL BOARD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 681 FELONIOUS ASSAULTS PUNISHMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 682 MISDEMEANOR ASSAULTS PUNISHMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 699 EXHIBITING DEFECTIVE CHILDREN. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 761 DEFENDANT SIGNS WARRANT RECEIPT.(4/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 788 DISABLED VETS FREE AUTO TAGS.(4/25) H-AMENDMENT ADOPTED; H-FAILED 2ND READING.

H. 792 RAZING UNFIT DWELLINGS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; H-RECONSIDERED 3RD READING; H-PLACED ON CAL FOR APR.28.
H. 805 BUILDING CODE TO REGULATE INGRESS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 828 DRAINAGE APPEAL TECHNICAL CHANGE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 846 SCHOOL MECHANICS PAY SCALE. H-PASSED 2ND READING.
H. 890 (J.RES.) HONORING JOHN W.CLARK. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 92 (JACKSON) COMMISSIONERS' PAY.(4/23) H-REF TO COM ON LOC GOVT.
S. 278 (PITT) FARMVILLE CORPORATE LIMITS. H-PASSED 2ND READING.
S. 322 (MITCHELL) VETERANS SERVICE OFFICER PAY.(4/25) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 344 (CUMBERLAND) FAYETTEVILLE FIREMEN'S RETIREMENT. H-PASSED 2ND READING.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 382 (HALIFAX) SANITARY DISTRICT BOARD PAY. H-PASSED 2ND & 3RD READINGS.
S. 390 (GUILFORD) GREENSBORO ANNEX GUILFORD COLLEGE. H-PASSED 2ND READING.
S. 392 (MONTGOMERY) WATER SYSTEM LAND TRANSFERS. H-PASSED 2ND & 3RD READINGS.
S. 423 (HARNETT) ANGIER ABC ELECTION. S-PLACED ON CAL FOR APRIL 28.
S. 429 (RICHMOND) HAMLET CHARTER REVISIONS.(4/24) S-PASSED 3RD READING;.
#S. 431 (CABARRUS) SCHOOL PROPERTY EXCHANGE. RATIFIED - CHAPTER 307.
S. 449 (FRANKLIN) REGISTER OF DEEDS SALARY. H-REF TO COM ON LOC GOVT.
S. 456 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. H-REF TO COM ON LOC GOVT.
S. 459 (ROWAN) ESTABLISH COUNTY POLICE DEP'T.(4/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 460 (CASWELL) WATERSHED IMPROVEMENT. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 465 (DURHAM) DURHAM NON-TAX REVENUE PURPOSES. H-REF TO COM ON LOC GOVT.
S. 482 (PITT) BETHEL CORPORATE LIMITS.(4/24) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 501 (FRANKLIN) COUNTY HIGHWAY HUNTING. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 454 (PASQUOTANK) ELIZABETH ZONING NEAR USCG AIRPORT. S-PASSED 2ND & 3RD READINGS.
#H. 469 (CARTERET) NEWPORT COMM'RS SALARIES.(4/14) RATIFIED - CHAPTER 303.
#H. 470 (VANCE) COUNTY OFFICIALS'S PAY.(4/14) RATIFIED - CHAPTER 304.
H. 478 (HERTFORD) AHOSKIE TOWN LIMITS. S-PASSED 2ND READING.

H. 495 (ALAMANCE) COUNTY OFFICIALS' SALARIES.(4/14, 4/24) H-CONCURRED IN S-AMENDMENT.
H. 542 (NASH) NASHVILLE CHARTER REVISION. S-PASSED 3RD READING.
H. 566 (ALAMANCE) BURLINGTON FIREMEN RETIREMENT. S-PASSED 2ND & 3RD READINGS.
H. 572 (TYRRELL) COMMISSIONERS' COMPENSATION.(4/18) S-PASSED 2ND & 3RD READINGS.
H. 574 (ROBESON) FAIRMONT CITY MANAGER. S-PASSED 2ND & 3RD READINGS.
H. 578 (CRAVEN) NEW BERN,POLICE AMENDMENTS. S-PASSED 2ND & 3RD READINGS.
H. 579 (ORANGE) CHAPEL HILL REALTY EXCHANGE. S-PASSED 2ND & 3RD READINGS.
H. 580 (ORANGE) CHAPEL HILL OFF-STREET PARKING. S-PASSED 2ND & 3RD READINGS.
H. 583 (CARTERET) ENFORCEMENT OF TAXES. S-REPTD FAV.
H. 584 (CARTERET) ATLANTIC BEACH POLICE AUTHORITY. S-PASSED 2ND & 3RD READINGS.
H. 586 (DARE) COUNTY BUILDING PERMITS. S-REPTD FAV.
H. 589 (GASTON) GASTONIA CONTRACTS. S-PASSED 2ND & 3RD READINGS.
H. 591 (BUNCOMBE) ASHEVILLE LIBRARY BOARD. S-PASSED 2ND & 3RD READINGS.
H. 592 (CATAWBA) NEWTON FIREMEN'S RETIREMENT. S-REPTD FAV.
H. 595 (CHOWAN) EDENTON BOUNDARIES. S-REPTD FAV.
H. 598 (DUPLIN) ROSE HILL ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 609 (WAKE) FIRE/POLICE CIVIL SERVICE EXAMS. S-PASSED 2ND & 3RD READINGS.
H. 610 (WAKE) RALEIGH CITY COUNCIL LICENSE TAX. S-REPTD FAV.
H. 614 (COLUMBUS) LAKE WACCAMAW-SUBDIV.CONTROLS. S-REPTD FAV.
H. 617 (GRANVILLE) WARRANTY DEEDS. S-PASSED 2ND & 3RD READINGS.
H. 619 (MECKLENBURG) CHARLOTTE AIRPORT CONDEMNATION. S-REPTD FAV.
H. 620 (MECKLENBURG) CHARLOTTE CHARTER CHANGES. S-PASSED 2ND & 3RD READINGS.
H. 623 (HENDERSON) MUNICIPAL-COUNTY STUDY COMM'N-2.(4/18) S-PASSED 2ND & 3RD READINGS.
H. 624 (DAVIE) LIBRARY TAX LEVY. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 629 (ORANGE) CHAPEL HILL CHARTER CHANGES. S-PASSED 2ND & 3RD READINGS.
#H. 638 (DARE) PROHIBITING RIFLES,MAINLAND.(4/16, 4/23) RATIFIED - CHAPTER 306.
H. 650 (COLUMBUS) COMMISSIONERS' SALARIES.(4/18) S-REPTD FAV.
H. 651 (GRANVILLE) SHERIFF AUTO PURCHASE.(4/17) S-REPTD FAV.
H. 654 (GUILFORD) GIBSONVILLE VEHICLE LIENS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 656 (CURRITUCK) NO MORE MOYOCK DISTRICT. S-REPTD FAV.
H. 657 (HERTFORD) MURFREESBORO OFFICIALS' PAY.(4/18) S-REPTD FAV.
H. 658 (STANLY) VOCATIONAL WORKSHOP FUNDING. S-REPTD FAV.
H. 659 (PAMLICO) STONEWALL CHARTER REVISION. S-REPTD FAV.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 664 (EDGECOMBE, NASH) ROCKY MT. SCHOOL BOARD. S-REPTD FAV.

H. 665 (NEW HANOVER) COUNTY COMM'RS SALARIES.(4/18) S-REPTD FAV.
H. 670 (MOORE) WHISPERING PINES AMENDMENT. S-REPTD FAV.
H. 672 (GUILFORD) AMBULANCE CHARGE GARNISHMENT.(4/25) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 675 (VANCE) MUNICIPAL ZONING PROTEST. S-REPTD FAV.
H. 676 (VANCE) HENDERSON FIREMEN'S RETIREMENT. S-REPTD FAV.
H. 677 (RANDOLPH) TAX SUPERVISOR APPOINTMENT. S-REPTD FAV.
H. 683 (PERSON) COMMISSIONERS' COMPENSATION. H-PLACED ON CAL FOR APR.28.
H. 685 (LENOIR) LA GRANGE LIMITS. (4/25)H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 686 (BRUNSWICK) COUNTY ZONING,SUBDIVISON. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 687 (CRAVEN) WATER CONNECTIONS-DOVER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 690 (ROCKINGHAM) REIDSVILLE FIREMEN'S RETIREMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 691 (HARNETT) REGISTER'S COMPENSATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 692 (CUMBERLAND) SCHOOL BOARD PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 694 (MONTGOMERY) HOSPITAL INSURANCE DEDUCTION. S-PLACED ON CAL FOR MAY 1.
H. 696 (BEAUFORT) EXTRA SEAT OF COURT. S-REF TO COM ON COURTS.
H. 697 (PITT) SCHOOL BOARD LEASE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 698 (NEW HANOVER) WRIGHTSVILLE OFFICIALS' PAY.(4/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS.
H. 700 (FORSYTH) FIREMEN'S SUPP.WELFARE FUND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 701 (RANDOLPH) ASHEBORO LEASE.(4/24) S-REF TO COM ON LOC GOVT.
H. 703 (RICHMOND) RTI FUND USES.(4/17) S-PASSED 2ND READING.
H. 704 (DAVIDSON) THOMASVILLE CABLE TV. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 711 (FORSYTH) LAND SALE TO ARTS SCHOOL. S-PASSED 2ND & 3RD READINGS.
H. 712 (CRAVEN) HAVELOCK TOWN LIMITS. H-PASSED 2ND READING.
H. 716 (ALLEGHANY) SALARIES COMMS.& BD.EDUCATION.(4/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 717 (WAKE) RALEIGH FIREMEN'S RETIREMENT FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 718 (EDGECOMBE, NASH) BATTLEBORO CORPORATE LIMITS. H-PASSED 2ND READING.
H. 719 (EDGECOMBE) BD. OF HEALTH PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 720 (EDGECOMBE) WELFARE BOARD PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 721 (CHOWAN) BUILDING PERMITS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 722 (GATES) COUNTY OFFICIALS COMPENSATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 723 (WAKE) GARNER CHARTER AMENDMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 724 (WAKE) TAX DISCOUNTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 725 (GATES) ABC OFFICERS. S-PASSED 2ND & 3RD READINGS.
H. 726 (GUILFORD) CIVIL SERVICE APPLICABILITY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 727 (GUILFORD) COUNCIL/MAYOR SALARIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 728 (GUILFORD) SHERIFF'S SALARY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 729 (GUILFORD) SUBDIVISION REGS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 730 (EDGECOMBE, NASH) ROCKY MOUNT CHARTER AMDT..(4/25) H-AMENDMENT ADOTPED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 731 (DURHAM) PUBLIC NOTICE,CONTRACTS LIMITS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 732 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION. H-PASSED 2ND READING.
H. 744 (GASTON) CHERRYVILLE COMMRS' PAY.(4/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 752 (LEE) TAX PREPAYMENT DISCOUNTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 754 (ANSON) SCHOOL BD. MEMBERSHIP TERMS. S-REPTD FAV.
H. 755 (GRANVILLE) OXFORD LAND CONVEYANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 756 (GRANVILLE) COUNTY EMPLOYEES PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 760 (MONTGOMERY) SHERIFFS' SURPLUS CAR PURCHASE.(4/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 762 (YANCEY) COUNTY ED.BD. ELECTION.(4/24) S-REF TO COM ON EDUCATN.
H. 772 (EDGECOMBE, NASH) ROCKY MOUNT RAZING UNFIT DWELLINGS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 773 (EDGECOMBE, NASH) ROCKY MOUNT FIREMENS RETIRE.FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 774 (BUNCOMBE) MUNICIPAL SUBDIVISIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 775 (BUNCOMBE) COUNTY FUNDS TO ASHEVILLE C.OF C.. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 778 (LINCOLN) COMM'RS TRAVEL ALLOWANCE.(4/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 783 (HARNETT) ANNEXATION AUTHORITY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 789 (RUTHERFORD) COUNTY ED.BD. ELECTION. S-REF TO COM ON EDUCATN.
H. 793 (ALAMANCE) BURLINGTON LAND SALE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON LOC GOVT.
H. 855 (EDGECOMBE) SCHOOL BOARD APPOINTMENT. S-REF TO COM ON EDUCATN.

****

Next sessions of Senate: 9:30 a.m., Saturday, April 26, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, April 28, 1969.

Next sessions of House: 9:00 a.m., Saturday, April 26, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, April 28, 1969.

G41
25:1969/74
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh
N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 74 -689- MONDAY, APRIL 28, 1969

Note: The Senate and House convened at 9:30 a.m. and 9:00 a.m., respectively, Saturday, April 26, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 539 Teacher Assoc. retirement — GS 135
Introducer: Evans — Sent to PERS&EMP

"To amend General Statutes 135-27, Subsection (a)." Amends cited subsec. by adding "local professional associations of teachers and state employees" to list of associations that state employee can accept position with and still elect to leave his accumulated contributions in Teacher's and State Employees' Retirement System.

S 540 Vets' services matching funds — APPROPRIATION
Introducer: Johnson — Sent to VETERANS

"To provide additional matching funds for those counties participating in the joint county-State program of service to veterans." Adds provision to GS 165-6(9) authorizing State Dep't of Veterans Affairs to contribute to each county additional $1000 (to present $1000 authorization), each fiscal year, to be matched by county in corresponding expenditures above amount expended by county during fiscal year ending June 30, 1968, to be used for same purposes as now set forth in GS 165-6(8) and (9) (local veteran services programs). Appropriates from General Fund to Budget Code 16063 (Aid to Counties) $100,000 for each of next two fiscal years. Effective July 1, 1969.

S 541 Utilities Comm. Appeals — GS 62
Introducer: Bailey — Sent to COURTS

"To amend GS 62-94 to conform Utilities Commission appeal procedure with the North Carolina Court of Appeals procedure." Amends subsec. (a) of cited section to provide that on appeal from Utilities Comm'n court to review record, exceptions, and assignments of error pursuant to Court of Appeals rules, and that alleged irregularities in procedures before Commission, not shown in record, to be considered under same rules (now, court reviews proceedings on the record without jury in chambers or at term time; alleged irregularities heard before court). Amends subsec. (e) to delete provisions requiring jury trial of constitutional issues. Effective Sept. 15, 1969.

S 542 Nurses' Week — MISC RES
Introducer: James — Sent to PUB HLTH

"To designate Nurses' Week in North Carolina." Designates first week in May as Nurses' Week in NC.

S 543 Numbered seats, 4th Sen. Dist. — GS 163
Introducers: Allsbrook and V. White — Sent to LOC GOVT

"Amending Chapter 1063 of the Session Laws of 1967 relating to numbered seats in certain senatorial and representative districts so as to provide for numbered seats in the Fourth Senatorial District." As title indicates.

HOUSE

H 895 (Joint Resolution) Honoring William A. Hooks — MISC RES
Introducer: Britt — Passed and Sent To SENATE

"Honoring William A. Hooks of Smithfield, Johnston County, North Carolina upon his election as Grand Master of Masons in North Carolina." As title indicates.

H 896 Annual school grants — GS 115, APPROPRIATION
Introducer: Tart — Sent to APPROPRN

"To provide State financial support for public school facilities on an annual basis and to provide for an appropriation therefor." Adds new GS 115-79.1 directing State Bd of Education to evaluate and determine on annual basis capital outlay needs of school administrative units, and to extent funds available, to approve grants to units to finance such needs. Directs Board to take into consideration in determining needs: relative financial ability of unit, effort being made to meet needs from local resources, and need for capital outlay expenditures in unit. Permits Board to make capital outlay grants only to units which have prepared comprehensive, long-range capital improvement plan, approved by Board, and directs Board to provide local units with general instructions for developing plans. Requires units preparing long-range plans to coordinate planning with tax-levying authority for schools and with any other local or State agency affected directly by school-building program. Permits inclusion of joint expenditures by two or more units in long-range plans. Permits coordination of State money with federal money. Requires Board to disburse and account for grants under procedures developed by it.

Appropriates from General Fund $10,000,000 for fiscal year 1969-70 and $10,000,000 for fiscal year 1970-71 for funding such grants.

H 897 Contract suit counterclaims — GS 1, 1A
Introducer: R. Jones — Sent to JUDIC 2

"To allow counterclaim in a suit on a sealed contract and to provide for additional third party defendants in certain circumstances." Amends GS 1-42(2) to permit defendants in action on sealed instrument (for which statute of limitations is 10 yrs) to file counterclaim arising out of same transaction as plaintiff's claim, although shorter statute of limitations would otherwise apply to defendant's counterclaim. Amends GS 1A-1, Rules 14(a) to permit defendant to have made parties such additional defendants as he names in counterclaim. Applicable to all actions filed after July 1, 1969.

H 898 (Joint Resolution) Tax Study Commission — STUDY
Introducer: Leatherman — Sent to RULES

"Creating the Tax Study Commission to study the revenue structure of the State of North Carolina and to make recommendations to the Governor and the 1973 General Assembly." Creates named comm'n, composed of 11 members, 5 appointed by Governor and 3 each by Lieut. Governor and Speaker of House. Directs comm'n to

study and rerview State and local tax laws of NC and recommend such changes as deemed advisable in rates of taxation and to propose alternate sources of revenue so that revenue system will be as stable and equitable as possible and encourage business development in NC. Directs special attention be paid to exemptions from property tax, in NC and elsewhere. Provides for election of chairman and vice chairman, for Director of Tax Research to serve as sec'y to comm'n, and for Comm'n, upon Governor's approval, to employ clerical and professional services. Provides members to receive same per diem and expenses as state boards and comm'ns generally, paid from Contingency and Emergency Fund, not to exceed $50,000 per year. Directs Comm'r of Revenue and Director of Tax Research to make staffs available to Comm'n, and directs county tax supervisors to render any aid requested by Comm'n. Requires Comm'n to submit report to Governor, for transmittal to Advisory Budget Comm'n and 1973 General Assembly, by Sept. 1, 1972; permits interim report to '71 Assembly.

H 899 State Firemen's Assoc. retirement — GS 135
Introducer: P. Godwin — Sent to ST PERS

"To amend G. S. 135-27 relating to retirement benefits of certain employees of the North Carolina State Firemen's Association." Amends GS 135-27(a) to permit members of Teachers and State Employees Retirement Sustem who terminate service because of acceptance of position with State Firemen's Assoc. to elect to leave total accumulated contributions in Teachers and State Employees System during employment with Firemen's Assoc.

H 900 Extra-county annexation — GS 160
Introducer: Hege — Sent to LOC GOVT

"To require that a municipality secure the permission of a board of county commissioners before annexing territory in another county." Adds to GS 160-445 and -453.4(b) provisions that a municipality cannot annex area in another county, or in county where less than 50% of the existing municipality's population is located, without first securing approval of county commissioners of county where territory to be annexed is located.

H 902 Funeral expenses deceased's debt — GS 28
Introducer: Frye — Sent to JUDIC 2

"To provide that the estate of a deceased shall be primarily liable for funeral expenses of the deceased." Adds new GS 28-107.1 to provide that funeral expenses of deceased to be debt of his estate, which shall be primarily liable therefor. Provides Act not to affect application of GS 28-105 (which sets priority for payment of debts from estate). Does not apply to estates of persons predeceasing ratification of Act.

LOCAL BILLS INTRODUCED

SENATE

S 537 Winterville retirement system — PITT
Introducer: V. White — Sent to LOC GOVT

"To authorize the governing body of the Town of Winterville to establish a retirement or pension fund for employees." Authorizes governing body of Winterville to establish retirement system for town officers and employees or their beneficiaries in event of retirement for age, disability, and death. Provides for eligibility and payment into system, and investment of such funds. Does not prohibit continuation of Old Age and Survivors' Insurance or other retirement or pension plans.

S 538 N. Surry School Committee
Introducer: Folger

SURRY
Sent to EDUCATN

"To allow North Surry School District to increase its school committee." Modifies GS 115-70 (School committees--their duties and powers) to provide that school committee for North Surry District to have 3 to 7 members (under general law 3 to 5 members).

HOUSE

H 901 Marion ABC election
Introducer: Beam (By Request)

MCDOWELL
Sent to ABC

"Authorizing the establishment of a town liquor control store in the Town of Marion, McDowell County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store." Permits Marion governing board, and requires it upon receipt of petition from 15% of Town's registered voters, to call ABC referendum. Provides for conduct of referendum. Provides for possibility of second referendum, if first in favor of stores, and for closing of stores if second against stores. Provides for appointment of Town ABC board, if store established, and gives it powers and duties imposed by GS 18-45 on county ABC boards. Divides profits as follows: 70% to Marion general fund; 30% to McDowell general fund, of which 10% for use of county schools and 10% for county-wide recreational program.

AMENDMENTS AND COMMITTEE SUBSTITUTES

S 2 Youth Councils Act (digested in Bulletin No. 1, p. 2). Floor amendment adopted in House 4/28/69 deleting (in prohibition against expenditure of State funds for Youth Councils) limitation of prohibition to 1969-71 biennium.

S 43 County commissioners' elections (digested in Bulletin No. 12, p. 61; committee substitute adopted in Senate 4/17/69, Bulletin No. 67, p. 601). Amendment adopted in Senate 4/28/69 providing that in counties which choose to have 3-member boards, with staggered terms, at first election, two members receiving highest number of votes to serve four years, and third to serve two years, thereafter all to serve four years. (Now, highest vote-getter to serve six years, next four years, and third two years, and thereafter all four years.)

S 218 Safe tires (digested in Bulletin No. 41, p. 293). Amendments adopted in House 4/28/69 providing that violation of section not to be negligence per se, and making clarifying change.

S 408 Ambulance service collection (digested in Bulletin No. 62, p. 512). Amendments adopted in Senate on 4/25/69 restricting application of Act to Caswell, Forsyth, Rockingham and Wilkes counties, and on 4/28/69 reinserting Caldwell among counties included under Act.

SENATE AND HOUSE CALENDAR ACTION APR.28,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT.(4/02, 4/03, 4/08, 4/09, 4/28) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR APR.30.
S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17)(4/28)S-AMENDMENT ADOPTED; PASSED 2ND READING.
S. 61 AUTOPSY STATUTE REVISION.(4/17, 4/25) S-REF TO COM ON JUDIC 2.
S. 218 SAFE TIRES.(3/20, 4/10, 4/25, 4/28) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT FOR CONCUR IN H-AMEND.
S. 222 DRIVING ON SUSPENDED LICENSE.(3/24, 4/25) S-CONCURRED IN H-AMENDMENT.
#S. 230 COMMUNITY COLLEGE PROPERTY.(4/10) RATIFIED - CHAPTER 338.
S. 251 COUNTY COMM'R MEETING PROCEDURE.(4/03, 4/08) H-PASSED 2ND & 3RD READINGS.
S. 264 LOCAL RETIREMENT SYSTEM REVISION. H-REF TO COM ON ST.PERS.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2.(4/14) H-PASSED 2ND READING.
S. 319 EDUCATIONAL RESEARCH PROJECTS.(4/25) H-REF TO COM ON EDUCATN.
S. 320 TEACHER ALLOTMENT.(4/24) H-REF TO COM ON EDUCATN.
S. 346 REPRINTING OF REVENUE ACT. H-PASSED 2ND & 3RD READINGS.
S. 347 REPRINTING OF MACHINERY ACT. H-PASSED 2ND & 3RD READINGS.
#S. 352 SCHOOL ATTENDANCE EXEMPTIONS.(4/11) RATIFIED - CHAPTER 339.
#S. 353 PUPIL EXCLUSION APPEALS.(4/11) RATIFIED - CHAPTER 340.
#S. 361 FIRING WEAPONS-DWELLINGS.(4/08, 4/09) RATIFIED - CHAPTER 341.
#S. 365 (J.RES.) PRACTICAL NURSING CREDIT. RATIFIED - RES. 50.
S. 372 CONTINUING EDUCATION-OPTOMETRISTS. H-PASSED 3RD READING.
S. 374 PUBLICATIONS-ELIZ.CITY STATE. H-PASSED 2ND & 3RD READINGS.
#S. 376 RENAME STATE FORESTRY DIVISION. RATIFIED - CHAPTER 342.
#S. 377 C & D TREE SEEDS AND SEEDLINGS. RATIFIED - CHAPTER 343.
#S. 379 C & D FORESTRY SERVICES. RATIFIED - CHAPTER 344.
S. 387 INDEMNITY SLAUGHTERED ANIMALS.(4/25) H-REF TO COM ON JUDIC 1.
S. 408 AMBULANCE SERVICE COLLECTION.(4/25) (4/28)S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 409 AMBULANCE SERVICE LIENS.(4/25) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 412 GOOD NEIGHBOR COUNCIL STRUCTURE. H-PASSED 2ND & 3RD READINGS.
#S. 428 PUBLIC FISHERIES SEARCH WARRANTS. RATIFIED - CHAPTER 347.
S. 476 (J.RES.) COMM'N TO RECODIFY SCHOOL LAW.(4/25) H-REF TO COM ON EDUCATN.
S. 477 SCHOOLBOOK SELECTION:LOCAL ED. BDS.. H-REF TO COM ON EDUCATN.
S. 484 VIET VET BENEFITS; CAMPUS DISORDERS.(4/25) H-REF TO COM ON MILITARY.

S. 507 SAFE DRIVER INSURANCE NOTICES.(4/24) H-REF TO COM ON INSURANCE.
S. 520 CONTROL WINE SALE TO ABC STORES. S-PLACED ON CAL FOR APR.29.

H. 48 UNIFORM MONDAY HOLIDAYS.(4/25) S-REF TO COM ON ST.GOVT.
H. 53 MUNICIPAL BOARDS' SELECTION.(4/17) H-PLACED ON CAL FOR APR.29.
H. 126 SOUNDING DEVICES IN HUNTING.(4/22, 4/23) H-PASSED 2ND READING.
H. 394 COUNTY OFFICIALS' SALARIES.(4/23) H-CONCURRED IN S-AMEND.
H. 405 FIREMEN'S PENSION FUND SECRETARY. S-PASSED 2ND & 3RD READINGS.
H. 414 EMPLOYMENT SECURITY LAW REVISION. H-PLACED ON CAL FOR APR.29.
#H. 486 REFRIGERATION CONTRACTING. RATIFIED - CHAPTER 314.
#H. 514 ASSIGNMENT OF GROUP INSURANCE. RATIFIED - CHAPTER 319.
H. 522 SCHOOL DAY LENGTH.(4/24) S-REF TO COM ON EDUCATN.
H. 594 JOINT LOCAL ADM'VE FUNCTIONS.(4/18) S-PLACED ON CAL FOR APR.29.
H. 608 REGULATE PRISON EMPLOYEE CONDUCT.(4/17, 4/25) S-PASSED 3RD READING.
H. 647 VOCATIONAL TEXTILE SCHOOL BOARD. S-REF TO COM ON HIGHR ED.
H. 681 FELONIOUS ASSAULTS PUNISHMENT. S-REF TO COM ON JUDIC 1.
H. 682 MISDEMEANOR ASSAULTS PUNISHMENT. S-REF TO COM ON JUDIC 1.
H. 699 EXHIBITING DEFECTIVE CHILDREN. S-REF TO COM ON MENTAL HLTH.
H. 761 DEFENDANT SIGNS WARRANT RECEIPT.(4/25) S-REF TO COM ON COURTS.
H. 788 DISABLED VETS FREE AUTO TAGS.(4/25) H-RECONSIDERED 2ND READING; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 805 BUILDING CODE TO REGULATE INGRESS. S-REF TO COM ON JUDIC 2.
H. 828 DRAINAGE APPEAL TECHNICAL CHANGE. S-REF TO COM ON JUDIC 1.
H. 846 SCHOOL MECHANICS PAY SCALE. H-PLACED ON CAL FOR APR.29.
#H. 890 (J.RES.) HONORING JOHN W. CLARK. RATIFIED - RES. 49.
H. 895 (J.RES.) HONORING WILLIAM A.HOOKS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 278 (PITT) FARMVILLE CORPORATE LIMITS. H-PASSED 3RD READING.
S. 322 (MITCHELL) VETERANS SERVICE OFFICER PAY.(4/25) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 344 (CUMBERLAND) FAYETTEVILLE FIREMEN'S RETIREMENT. H-PASSED 3RD READING.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24) H-REF TO COM ON LOC GOVT; H-WITHDRAWN FROM COM; H-RETURNED TO SENATE.
#S. 382 (HALIFAX) SANITARY DISTRICT BOARD PAY. RATIFIED - CHAPTER 345.
S. 390 (GUILFORD) GREENSBORO ANNEX GUILFORD COLLEGE. H-PASSED 3RD READING.
#S. 392 (MONTGOMERY) WATER SYSTEM LAND TRANSFERS. RATIFIED - CHAPTER 346.

S. 393 (FORSYTH) AMBULANCE FRANCHISES.(4/24) H-REF TO COM ON LOC GOVT.
S. 423 (HARNETT) ANGIER ABC ELECTION. S-PLACED ON CAL FOR APR.30.
S. 429 (RICHMOND) HAMLET CHARTER REVISIONS.(4/24) H-REF TO COM ON LOC GOVT.
S. 442 (SURRY) COMMISSIONERS-NUMBER,TERMS.(4/24) H-REF TO COM ON LOC GOVT.
S. 453 (CUMBERLAND) COUNTY ZONING.(4/24) H-REF TO COM ON LOC GOVT.
S. 455 (BUNCOMBE, CLEVELAND, DURHAM, ROCKINGHAM) RELOCATION ASSISTANCE.(4/23, 4/24) H-REF TO COM ON JUDIC 2.
S. 459 (ROWAN) ESTABLISH COUNTY POLICE DEP'T.(4/25) H-REF TO COM ON LOC GOVT.
S. 460 (CASWELL) WATERSHED IMPROVEMENT. H-REF TO COM ON WATER.
S. 471 (FRANKLIN) SHERIFF'S SALARY.(4/24) H-REF TO COM ON LOC GOVT.
S. 475 (CHEROKEE) ED.BD.NON-PARTISAN ELECTION.(4/24) H-REF TO COM ON EDUCATN.
S. 482 (PITT) BETHEL CORPORATE LIMITS.(4/24) H-REF TO COM ON LOC GOVT.
S. 501 (FRANKLIN) COUNTY HIGHWAY HUNTING. H-REF TO COM ON JUDIC 1.

#H. 262 (ROBESON) SALARY OF FAIRMONT OFFICIALS.(4/14) RATIFIED - CHAPTER 308.
#H. 343 (RUTHERFORD) SHERIFF-JAIL OPERATION. RATIFIED - CHAPTER 309.
#H. 344 (POLK) SHERIFF-JAIL OPERATION. RATIFIED - CHAPTER 310.
#H. 377 (CRAVEN) HAVELOCK WATER CONNECTIONS. RATIFIED - CHAPTER 311.
H. 432 (YADKIN) BD.OF EDUCATION ELECTION.(4/24) S-REF TO COM ON EDUCATN.
#H. 454 (PASQUOTANK) ELIZABETH ZONING NEAR USCG AIRPORT. RATIFIED - CHAPTER 317.
H. 478 (HERTFORD) AHOSKIE TOWN LIMITS. S-PASSED 3RD READING.
#H. 479 (PASQUOTANK) PASQUOTANK COMMISSIONERS' PAY.(4/14) RATIFIED - CHAPTER 312.
#H. 482 (BUNCOMBE) ASHEVILLE REFERENDUM & RECALL.(4/14) R-RATIFIED - CHAPTER 313.
#H. 489 (MECKLENBURG) EMINENT DOMAIN-WATER/SEWER.(4/14) RATIFIED - CHAPTER 315.
#H. 495 (ALAMANCE) COUNTY OFFICIALS' SALARIES.(4/14, 4/24) RATIFIED - CHAPTER 318.
#H. 542 (NASH) NASHVILLE CHARTER REVISION. RATIFIED - CHAPTER 320.
H. 550 (PITT) GREENVILLE-ECU LAB SCHOOL.(4/24) S-REF TO COM ON HIGHR ED.
#H. 558 (MACON) HIGHLANDS NONTAX FUNDS.(4/14) RATIFIED - CHAPTER 316.
#H. 566 (ALAMANCE) BURLINGTON FIREMEN RETIREMENT. RATIFIED - CHAPTER 321.
#H. 572 (TYRRELL) COMMISSIONERS' COMPENSATION.(4/18) RATIFIED - CHAPTER 322.
#H. 574 (ROBESON) FAIRMONT CITY MANAGER. RATIFIED - CHAPTER 323.
#H. 578 (CRAVEN) NEW BERN,POLICE AMENDMENTS. RATIFIED - CHAPTER 324.
#H. 579 (ORANGE) CHAPEL HILL REALTY EXCHANGE. RATIFIED - CHAPTER 325.
#H. 580 (ORANGE) CHAPEL HILL OFF-STREET PARKING. RATIFIED - CHAPTER 326.

H. 583 (CARTERET) ENFORCEMENT OF TAXES. S-PASSED 2ND & 3RD READINGS.
#H. 584 (CARTERET) ATLANTIC BEACH POLICE AUTHORITY. RATIFIED - CHAPTER 327.
H. 586 (DARE) COUNTY BUILDING PERMITS. S-PASSED 2ND & 3RD READINGS.
#H. 589 (GASTON) GASTONIA CONTRACTS. RATIFIED - CHAPTER 328.
#H. 591 (BUNCOMBE) ASHEVILLE LIBRARY BOARD. RATIFIED - CHAPTER 329.
H. 592 (CATAWBA) NEWTON FIREMEN'S RETIREMENT. S-PASSED 2ND & 3RD READINGS.
H. 595 (CHOWAN) EDENTON BOUNDARIES. S-PASSED 2ND READING.
#H. 598 (DUPLIN) ROSE HILL ELECTION. RATIFIED - CHAPTER 330.
#H. 609 (WAKE) FIRE/POLICE CIVIL SERVICE EXAMS. RATIFIED - CHAPTER 331.
H. 610 (WAKE) RALEIGH CITY COUNCIL LICENSE TAX. S-PASSED 2ND READING.
H. 614 (COLUMBUS) LAKE WACCAMAW-SUBDIV.CONTROLS. S-PASSED 2ND & 3RD READINGS.
#H. 617 (GRANVILLE) WARRANTY DEEDS. RATIFIED - CHAPTER 332.
H. 619 (MECKLENBURG) CHARLOTTE AIRPORT CONDEMNATION. S-PASSED 2ND READING.
#H. 620 (MECKLENBURG) CHARLOTTE CHARTER CHANGES. RATIFIED - CHAPTER 333.
#H. 623 (HENDERSON) MUNICIPAL-COUNTY STUDY COMM'N-2.(4/18) RATIFIED - CHAPTER 334.
H. 624 (DAVIE) LIBRARY TAX LEVY. S-REF TO COM ON LIBRARY.
#H. 629 (ORANGE) CHAPEL HILL CHARTER CHANGES. RATIFIED - CHAPTER 335.
H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE.(4/24) S-REF TO COM ON JUDIC 1.
H. 650 (COLUMBUS) COMMISSIONERS' SALARIES.(4/18) S-PASSED 2ND & 3RD READINGS.
H. 651 (GRANVILLE) SHERIFF AUTO PURCHASE.(4/17) S-PASSED 2ND & 3RD READINGS.
H. 654 (GUILFORD) GIBSONVILLE VEHICLE LIENS. S-REF TO COM ON LOC GOVT.
H. 656 (CURRITUCK) NO MORE MOYOCK DISTRICT. S-PASSED 2ND & 3RD READINGS.
H. 657 (HERTFORD) MURFREESBORO OFFICIALS' PAY.(4/18) S-PASSED 2ND & 3RD READINGS.
H. 658 (STANLY) VOCATIONAL WORKSHOP FUNDING. S-PASSED 2ND & 3RD READINGS.
H. 659 (PAMLICO) STONEWALL CHARTER REVISION. S-PASSED 2ND READING.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES. S-REF TO COM ON PERS&EMP.
H. 664 (EDGECOMBE, NASH) ROCKY MT. SCHOOL BOARD. S-PASSED 2ND & 3RD READINGS.
H. 665 (NEW HANOVER) COUNTY COMM'RS SALARIES.(4/18) S-PASSED 2ND & 3RD READINGS.
H. 670 (MOORE) WHISPERING PINES AMENDMENT. S-PASSED 2ND & 3RD READINGS.
H. 672 (CATAWBA, DAVIDSON, GASTON, GRANVILLE, GUILFORD, ROCKINGHAM, WATAUGA) AMBULANCE CHARGE GARNISHMENT.(4/25) S-REF TO COM ON JUDIC 1.

H. 675 (VANCE) MUNICIPAL ZONING PROTEST. S-PASSED 2ND & 3RD READINGS.
H. 676 (VANCE) HENDERSON FIREMEN'S RETIREMENT. S-PASSED 2ND & 3RD READINGS.
H. 677 (RANDOLPH) TAX SUPERVISOR APPOINTMENT. S-PASSED 2ND & 3RD READINGS.
H. 683 (PERSON) COMMISSIONERS' COMPENSATION. H-PLACED ON CAL FOR MAY 1.
H. 685 (LENOIR) LA GRANGE LIMITS.(4/25) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 686 (BRUNSWICK) COUNTY ZONING,SUBDIVISON. S-REF TO COM ON LOC GOVT.
H. 687 (CRAVEN) WATER CONNECTIONS-DOVER. S-REF TO COM ON LOC GOVT.
H. 690 (ROCKINGHAM) REIDSVILLE FIREMEN'S RETIREMENT. S-REF TO COM ON PERS&EMP.
H. 691 (HARNETT) REGISTER'S COMPENSATION. S-REF TO COM ON LOC GOVT.
H. 692 (CUMBERLAND) SCHOOL BOARD PAY. S-REF TO COM ON LOC GOVT.
H. 697 (PITT) SCHOOL BOARD LEASE. S-REF TO COM ON JUDIC 2.
H. 698 (NEW HANOVER) WRIGHTSVILLE OFFICIALS' PAY.(4/25) S-SENT TO COM ON LOC GOVT.
H. 700 (FORSYTH) FIREMEN'S SUPP.WELFARE FUND. S-REF TO COM ON PERS&EMP.
H. 703 (RICHMOND) RTI FUND USES.(4/17) S-PASSED 3RD READING.
H. 704 (DAVIDSON) THOMASVILLE CABLE TV. S-REF TO COM ON LOC GOVT.
#H. 711 (FORSYTH) LAND SALE TO ARTS SCHOOL. RATIFIED - CHAPTER 336.
H. 712 (CRAVEN) HAVELOCK TOWN LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 716 (ALLEGHANY) SALARIES COMMS.& BD.EDUCATION.(4/25) S-SENT TO COM ON LOC GOVT.
H. 717 (WAKE) RALEIGH FIREMEN'S RETIREMENT FUNDS. S-REF TO COM ON PERS&EMP.
H. 718 (EDGECOMBE, NASH) BATTLEBORO CORPORATE LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 719 (EDGECOMBE) BD. OF HEALTH PAY. S-REF TO COM ON LOC GOVT.
H. 720 (EDGECOMBE) WELFARE BOARD PAY. S-REF TO COM ON LOC GOVT.
H. 721 (CHOWAN) BUILDING PERMITS. S-REF TO COM ON LOC GOVT.
H. 722 (GATES) COUNTY OFFICIALS COMPENSATION. S-REF TO COM ON LOC GOVT.
H. 723 (WAKE) GARNER CHARTER AMENDMENTS. S-REF TO COM ON LOC GOVT.
H. 724 (WAKE) TAX DISCOUNTS. S-REF TO COM ON LOC GOVT.
#H. 725 (GATES) ABC OFFICERS. RATIFIED - CHAPTER 337.
H. 726 (GUILFORD) CIVIL SERVICE APPLICABILITY. H-REF TO COM ON LOC GOVT.
H. 727 (GUILFORD) COUNCIL/MAYOR SALARIES. S-REF TO COM ON LOC GOVT.
H. 728 (GUILFORD) SHERIFF'S SALARY. S-REF TO COM ON JUDIC 2.
H. 729 (GUILFORD) SUBDIVISION REGS. S-REF TO COM ON LOC GOVT.
H. 730 (EDGECOMBE, NASH) ROCKY MOUNT CHARTER AMDT..(4/25) S-REF TO COM ON LOC GOVT.
H. 731 (DURHAM) PUBLIC NOTICE,CONTRACTS LIMITS. S-REF TO COM ON JUDIC 2.

H. 732 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION. H-PLACED ON CAL FOR MAY 6.
H. 744 (GASTON) CHERRYVILLE COMMRS' PAY.(4/25) S-REF TO COM ON LOC GOVT.
H. 752 (LEE) TAX PREPAYMENT DISCOUNTS. S-REF TO COM ON LOC GOVT.
H. 754 (ANSON) SCHOOL BD. MEMBERSHIP TERMS.(4/23) S-PASSED 2ND & 3RD READINGS.
H. 755 (GRANVILLE) OXFORD LAND CONVEYANCE. S-REF TO COM ON LOC GOVT.
H. 756 (GRANVILLE) COUNTY EMPLOYEES PAY. S-REF TO COM ON LOC GOVT.
H. 760 (MONTGOMERY) SHERIFFS' SURPLUS CAR PURCHASE.(4/25) S-REF TO COM ON JUDIC 1.
H. 772 (EDGECOMBE, NASH) ROCKY MOUNT RAZING UNFIT DWELLINGS. S-REF TO COM ON LOC GOVT.
H. 773 (EDGECOMBE, NASH) ROCKY MOUNT FIREMENS RETIRE.FUNDS. S-REF TO COM ON PERS&EMP.
H. 774 (BUNCOMBE) MUNICIPAL SUBDIVISIONS. S-REF TO COM ON LOC GOVT.
H. 775 (BUNCOMBE) COUNTY FUNDS TO ASHEVILLE C.OF C.. S-REF TO COM ON LOC GOVT.
H. 778 (LINCOLN) COMM'RS TRAVEL ALLOWANCE.(4/25) S-REF TO COM ON LOC GOVT.
H. 783 (HARNETT) ANNEXATION AUTHORITY. S-REF TO COM ON JUDIC 2.

****

Next sessions of Senate and House:

12 Noon, Tuesday, April 29, 1969.

#

G41
25:1969/75
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

North Carolina State Library
Raleigh

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 75 - 699 - TUESDAY, APRIL 29, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 544 Compulsory meat inspection act GS 106
Introducer: MacLean Sent to AGRICULT

"To provide for mandatory inspection of the slaughter of cattle, sheep, swine, goats and equines, and the preparation of the carcasses, parts thereof, meat and meat food products of such animals, solely for distribution in this State; for cooperation with the United States Department of Agriculture; and for penalties for violations, detention, seizure and other enforcement authorities." Requires Comm'r of Agriculture to cause to be made, by inspectors appointed by Comm'r, inspection of all cattle, sheep, swine, goats, horses, mules and other equines before such animals allowed to enter any slaughtering, packing, meat-canning, rendering or similar establishment, acting in intrastate commerce. Requires that any animals found to show symptoms of disease are to be set apart and slaughtered separately and their carcasses subjected to careful inspection. Requires inspection of all carcasses of listed animals, prepared for intrastate commerce; those found not adulterated to be stamped as passed, those found adulterated to be stamped condemned and destroyed for food purposes in presence of inspector. ("Adulterated" defined extensively in Act to include carcasses: containing poisonous or deleterious substances of amount rendering them injurious to health; containing added substances rendering them unfit for human consumption, including pesticide chemicals, food additives and color additives which are unsafe within meaning of various federal Acts; composed in whole or part of decomposed matter rendering them unfit for human food; prepared under insanitary conditions; of animals which died otherwise than by slaughter; in unsafe containers; subjected to unregulated radiation; in which valuable constituent has been ommitted or abstracted; and to include margarine containing animal fat composed of decomposed substance.) Requires Comm'r of Agriculture to remove inspectors from establishments refusing to destroy condemned carcasses. Requires inspection of all carcasses before carcasses allowed to enter any dep't for treatment and preparation as meat food products, and permits Comm'r of Agriculture to take such steps necessary to insure such inspection. Requires inspection of all meat food products (generally, all human food products made in whole or part from meat) prepared for instrastate commerce and stamping of products found not to be adulterated as passed, and those found adulterated as condemned. Requires destruction for food pruposes of products found condemned. Requires that any meat or meat food product which has been inspected as required in Act must have label attached to container stating that contents have been inspected and have passed. Requires all carcasses, parts of carcasses, meat and meat products inspected and passed, to contain on label applicable following information: proper name for food; if it is imitation, the word "imitation" displayed prominently; name and address of manufacturer, packer or distributor and accurate statement of quantity of contents; if purports to be food for which there is standard, list of

ingredients, and if below standard, a statement that it is below standard; if no standard, then common name of food and if fabricated, common and usual name of each ingredient; if for dietary purposes, such information as required by Board of Agriculture to adequately inform consumers; if contains artificial flavoring or coloring, or chemical preservative, acknowledgement of that fact; such other information as Board of Agriculture requires. Failure to contain such information is misbranding, as is any false or misleading information on label, misleading container, or purporting to be a standard food and not being so. Permits Board of Agriculture to prescribe styles and sizes of label type, to prevent misleading labeling, and to prescribe definitions and standards of identity or composition for articles subject to Act and standard of fill of containers, so long as not inconsistent with federal requirements. Prohibits sale of articles subject to this Act with labeling which is false or misleading, or in false or misleading containers. Permits Agriculture Comm'r to direct that labels or containers he has reason to believe are false or misleading be withheld from use unless labeling or container is modified. Provides for hearing before comm'r and appeal to Superior Court of Wake County, under provision of GS 143, Art. 33.

Requires Board of Agriculture to establish sanitary standards for meat preparation establishments, and requires Comm'r to cause establishments to be inspected to determine if conditions are such as to cause meat prepared there to be adulterated; if so, meat prepared there cannot be labeled as passing inspection. Prohibits preparation of listed animals for human food in intrastate commerce except in conformity with Act. Prohibits sale or transportation in intrastate commerce of adulterated or misbranded articles capable of use as human food, or of articles which must be inspected but have not been inspected. Prohibits any acts which causes articles being transported or held for sale to become adulterated or misbranded. Prohibits printing or use of brands unauthorized by Agriculture Comm'r; prohibits forgery or defacing of authorized brands, or representing that uninspected articles have been inspected. Requires carcasses and meat products from equines to plainly show that fact, and authorizes Comm'r to require preparation of such products be separate from preparation of other meat products. Provides that bribery of inspector is felony, punishable by fine between $500 and $10,000 and imprisonment between 1 and 3 years, with same fine and punishment for inspector accepting such bribe. Provides inspection not required for animals prepared for consumption by owner of animal or for operations of types traditionally and usually conducted at retail stores and restaurants for sale in normal retail quantities or service of such articles to consumers at such establishments. Permits Comm'r to exempt other operations to extent such exemptions conform to federal regulations. Provides that exempted operations to comply with sanitary regulations of Board of Agriculture and that provisions of Act concerning adulteration and misbranding to apply. Permits Board of Agriculture to make regulations for storage of carcasses and products required to be inspected.

Designates NC Dep't of Agriculture as agency to cooperate with US Sec'y of Agriculture for development of NC meat inspection program; authorizes Comm'r to accept assistance from US Sec'y of Agriculture; authorizes NC Dep't of Agriculture to recommend persons for appointment by US Sec'y of Agriculture to advisory committees provided for in federal law.

Permits Comm'r to withdraw, after hearing, inspection service at establishments he determines to be unfit to engage in business requiring inspection, or which have responsible official who has been convicted of violations of laws prohibiting mislabeling or handling of mislabeled food. Provides for cooperative action in securing purposes of this Act by NC Meat and Poultry Inspection Service. Provides for process against carcasses not fit for human consumption or uninspected, in accord with Act, with final appeal to NC Court of Appeals. Provides that any person assaulting, resisting, intimidating or interfering with persons acting under this Act guilty of misdemeanor, punishable by fine up $500, 6 months' imprisonment or both;

use of deadly weapon in such acts increases penalties to fine between $250 and $1,000 and imprisonment between 1 and 2 years, or both. Provides general penalty for violations of Act to be $500 fine, 6 months' imprisonment or both, except violations involving intent to defraud or distribution of adulterated material is punishable by 3 years' imprisonment, $10,000 fine, or both. Authorizes Comm'r to compile information about establishments preparing carcasses and meat products, and to require reports from such establishments; grants subpoena power to Comm'r and power to invoke aid of court to enforce subpoena. Requires establishments and persons to cooperate with Comm'r; prohibits false statements to Comm'r and failure to file reports filed by Comm'r.

Repeals Article 49C to GS 106 (Compulsory Meat Inspection) and any inconsistent provisions of Article 12 of GS 106 (Food, Drugs and Cosmetics). Effective Jan. 1, 1970.

HOUSE

H 903 Small watershed clarifications — GS 139
Introducers: H. Johnson and S. Johnson — Sent to WATER

"To clarify the small watershed laws with respect to project maintenance, the form of the ballot in county watershed elections, and coordination of county watershed programs with related activities." (1) Amends GS 139-8 (6) to provide that soil and water conservation districts, counties and watershed improvement districts may maintain watershed "works and projects" as well as watershed "structures". Declares that changes are clarifying in nature and not substantive. Validates previous expenditures for such purposes. Authorizes expenditures for such purposes of (a) proceeds of previously approved taxes, and (b) proceeds of subsequently approved taxes where election preliminaries (to authorize such taxes) have already intervened. (2) Adds to GS 139-40(b) proviso authorizing board of county comm'rs to vary the question on ballots for small watershed tax referenda from the statutory form set forth in said subsection. (Statutory form provides for form of question to be for or against "Watershed Improvement Tax of Not More Than ...Cents per $100 Valuation".) (3) Adds to GS 139-41 new subsection to authorize board of county comm'rs to provide for coordination, or joint undertaking by two or more local agencies, or assignment to a single agency, of functions involving county watershed improvement programs and related county programs or systems. (Note: This bill was introduced Monday, April 28.)

H 904 Auto liability policy termination — GS 20
Introducer: Mitchell — Sent to INSUR

"Relating to the termination of automobile liability insurance policies and providing relief for other members of a family where registration plates are subject to revocation." Amends GS 20-309(c) (Financial Responsibility Act of 1957) by adding provisions allowing vehicle registration to continue for benefit of family of vehicle owner whose liability policy is terminated or cancelled. (Now, registration plates are revoked for 60 days and during this period vehicle cannot be re-registered in name of owner, his wife, or any child of owner or wife.) Owner's operator license to be suspended for 60 days, and registration to continue only after proof is furnished that there is in effect a self-operator's policy of liability insurance which is issued on record of applicant for 60 day to one year period. Conforms GS 20-311. Effective July 1, 1969.

H 905 School insur. payroll deduction — GS 115
Introducers: Blake and Garner — Sent to LOC GOVT

"To authorize the county and city boards of education to enter into written agreements with the employees of said boards to deduct specified sums from the salaries of the employees for hospitalization insurance." Adds new GS 115-53.1 to GS Ch. 115, Art. 5 (County and City Boards of Education) to provide that board of education employee may voluntarily enter into written agreement with board to deduct sum from salary for payment of hospital insurance premiums directly to insurance carrier; agreement may be cancelled by employee on 30 days' written notice or by board on 10 days' written notice.

H 907 ECU special education funds — APPROPRIATION
Introducer: Reid — Sent to APPROPRN

"To appropriate funds to East Carolina University to provide training experience for special education teachers, physical education teachers, and a camping experience for the mentally retarded in conjunction with the Division of Continuing Education." As title indicates, appropriating from General Fund to ECU $4,168 for fiscal year 1969-70 and $27,218 for fiscal year 1970-71. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 545 Sanford ABC Board — LEE
Introducer: Staton — Sent to ABC

"To amend Chapter 105, Session Laws of 1961, relating to the appointment of the Sanford Alcoholic Board of Control." Amends Sec. 7 of cited act by rewriting same to provide that Sanford Board of Aldermen to appoint 3-member city ABC board by July 1, 1969, designate one member as chairman, and fix terms of office for chairman and other members. (now, ABC board consists of chairman and two other members, one of whom is chosen by county welfare board, one by county board of education, and one by trustees of county hospital).

HOUSE

H 906 County water/sewer assessments — GUILFORD
Introducers: Ridenour, Cable, Frye, Payne, Phillips, and Short — Sent to FINANCE

"Relating to special assessments by the Board of Commissioners of Guilford County for water and sewer facilities." Permits county comm'rs to assess for water and sewer lines and systems by front foot, and in same manner and to same extent that assessment would be made if improvements were constructed in street, road, or highway.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 308 Students on UNC Board (digested in Bulletin No. 53, p. 417)
Committee substitute adopted in Senate 4/29/69 making conforming and technical amendments in GS 116-46 and -65.

HOUSE

H 5 Implied consent chemical test (digested in Bulletin No. 1, p. 3).
Committee substitute adopted in House 4/29/69 providing motorist impliedly consents (pursuant to proposed GS 20-16.2) only to chemical tests of his blood or breath (original bill also included urine or other bodily substance). Provides tests to be administered at request (originally, "at direction") of law officers having reason to believe motorist to have been driving on highway (or area enumerated in GS 20-139 -- certain driveways, parking lots, etc.) (added by Com. Sub.) Provides law enforcement officer to determine what tests to be administered (originally, determination to be made by agency employing officer). Omits original provision that dead persons deemed not to have withdrawn consent. Provides person whose driving privilege was revoked pursuant to this section may petition superior court for review of proceedings (originally, petition to "appropriate" court). Provides results of tests, and presumptions to which results of tests give rise are admissible in any criminal action (originally, criminal or civil action or proceeding) arising out of operation of vehicle by motorist allegedly under influence of intoxicating liquor originally, included operation under influence of narcotic drugs). Adds provision prohibiting arresting officers from administering blood/breath tests. Provides no person to answer civilly or ciminally by reason of withdrawing blood from another as provided under this section. Adds requirement that officer in charge of person being tested must assist him in contacting qualified person to administer additional test as permitted under subsection. Deletes civil action or proceeding as actions in which evidence of motorist's refusal to submit to test is admissible. Adds new subparagraph empowering State Bd of Health to make regulations concerning ingestion of alcoholic beverages for scientific experimental and demonstration purposes, setting out record-keeping, publication and other procedural requirements of Bd in making regulation. Comm. Sub. omits original provision removing 2-year maximum sentence limitation for conviction of third offense for driving under influence of intoxicating liquor or narcotic drugs.

H 53 Municipal boards' selection (digested in Bulletin No. 11, p. 55).
Comm. Sub. adopted in House 4/17/69, digested in Bulletin No. 67, p. 602). Technical amendment adopted in House 4/29/69.

H 191 Punishing of firearms crimes (digested in Bulletin No. 27, p. 162).
Committee substitute adopted in House 4/29/69 providing for additional 6-month to 2-yr. sentence for second or subsequent conviction of using firearm in commission of assault not constituting a felony (originally, additional sentence had to be at least two years), and deletes provision prohibiting suspended sentence, probationary sentence, work release, or sentence from running concurrently with term imposed for commission of misdemeanor; also provides for additional five to ten year sentence for second or subsequent conviction of using firearm to commit felony (originally, additional sentence had to be at least ten years.) Adds provision making record of conviction prima facie proof of prior conviction when record certified by and under seal of court clerk in state where conviction obtained.

H 318 Purposes-regional universities (digested in Bulletin No. 40, p. 286),
Comm. Sub. adopted in House 4/23/69, digested in Bulletin No. 71, p. 654).
Technical amendment adopted in House 4/29/69.

SENATE AND HOUSE CALENDAR ACTION APR.29,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17, 4/28) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 203 AUCTIONEER REGULATION. S-PLACED ON CAL FOR APRIL 30.
S. 218 SAFE TIRES.(3/20, 4/10, 4/25, 4/28) S-CONCURRED IN H AMEND.
S. 223 SMALL TRAILER SAFETY INSPECTION. H-REPTD FAV.
S. 265 SMALL TRAILER REAR LAMPS. H-REPTD FAV. AS AMENDED.
S. 267 HIGHWAY BONDS INTEREST INCREASE-2.(4/14) H-PASSED 3RD READING.
S. 274 SMALL TRAILER LIGHTS. H-REPTD FAV.
S. 308 STUDENTS ON UNC BOARD.(4/29) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS. H-REPTD FAV.
S. 345 PHARMACY CONDUCT CODE. S-REPTD FAV.
S. 408 AMBULANCE SERVICE COLLECTION.(4/25, 4/28) S-RECONSIDERED 2ND READING; S-PASSED 2ND READING.
S. 466 FOREIGN CORPORATION EXECUTORS. S-REPTD FAV AS AMENDED.
S. 479 COUNTY HEALTH BDS MEMBERSHIP. S-RECOM'TD TO COM ON PUB HLTH.
S. 506 WORKSHOPS FOR NURSES. S-REPTD FAV AS AMENDED.
S. 520 CONTROL WINE SALE TO ABC STORES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 529 HIGHER ED.BD.ENLARGEMENT. S-REPTD FAV.
S. 542 (J.RES.) NURSES' WEEKS. S-REPTD FAV.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29) H-REPTD FAV COM SUB AS AMEND; H-COM SUB AS AMEND ADOPTED.
H. 12 CHEMICAL TEST REFUSAL PENALTIES.
H. 53 MUNICIPAL BOARDS' SELECTION.(4/17, 4/29) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 71 PASSING HORSES ON HIGHWAY.(3/21) S-REPTD FAV AS AMENDED.
H. 126 SOUNDING DEVICES IN HUNTING.(4/22, 4/23) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 191 PUNISHING OF FIREARMS CRIMES. H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31, 4/18, 4/22, 4/23) H-FAILED TO CONCUR IN S-AMEND; H-CONFEREES REQUESTED.
H. 267 PEMBROKE STATE UNIVERSITY. S-REPTD FAV.
H. 318 PURPOSES - REGIONAL UNIVERSITIES.(4/23, 4/29) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 468 LICENSING OSTEOPATHS.(4/22, 4/23) S-REF TO COM ON PUB HLTH.
H. 476 POST-CONVICTION REVIEW. H-PLACED ON CAL FOR MAY 4.

H. 494 MUNICIPAL CEMETERY TRANSFERS.(4/11) S-REPTD FAV AS AMENDED.
H. 594 JOINT LOCAL ADM'VE FUNCTIONS.(4/18) S-PASSED 2ND & 3RD READINGS.
H. 608 REGULATE PRISON EMPLOYEE CONDUCT.(4/17, 4/25) H-CONCURRED IN S-AMEND.
H. 699 EXHIBITING DEFECTIVE CHILDREN. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON JUDIC 1.
H. 792 RAZING UNFIT DWELLINGS. H-PLACED ON CAL FOR MAY 2.
#H. 824 LIFE SENTENCE IN LIEU OF DEATH. H-REPTD UNFAV.
H. 830 CEMETARY PARKING. H-REPTD FAV.
H. 837 REGISTER OF DEEDS. H-REPTD FAV AS AMENDED.
H. 838 REGISTER AS EX OFFICIO NOTARY. H-REPTD FAV.
H. 839 IDENTIFICATION-DOCUMENT SIGNERS. H-REPTD FAV.
H. 841 REGISTERS-ADMINISTER OATHS. H-REPTD FAV.
H. 846 SCHOOL MECHANICS PAY SCALE. H-PASSED 3RD READING; H-SENT TO SENATE.

LOCAL BILLS

S. 322 (MITCHELL) VETERANS SERVICE OFFICER PAY.(4/25) H-REF TO COM ON LOC GOVT.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24) S-RECOMT'D TO COM ON LOC GOVT.
S. 423 (HARNETT) ANGIER ABC ELECTION. S-PASSED 2ND & 3RD READINGS; S-RECONSIDERED 3RD READING; S-RECONSIDERED 2ND READING; S-PLACED ON CAL FOR APRIL 30.

#H. 458 (NEW HANOVER) WILMINGTON HISTORIC SITES PROTECTED. APR.17,RATIFIED-CHAP.246.
#H. 525 (MECKLENBURG) HOSP AUTHORITY CHANGES. H-REPTD UNFAV.
H. 595 (CHOWAN) EDENTON BOUNDARIES. S-PASSED 3RD READING.
H. 610 (WAKE) RALEIGH CITY COUNCIL LICENSE TAX. S-PASSED 3RD READING.
H. 619 (MECKLENBURG) CHARLOTTE AIRPORT CONDEMNATION. S-PASSED 3RD READING.
H. 659 (PAMLICO) STONEWALL CHARTER REVISION. S-PASSED 3RD READING.
H. 685 (LENOIR) LA GRANGE LIMITS.(4/25) S-REF TO COM ON LOC GOVT.
H. 712 (CRAVEN) HAVELOCK TOWN LIMITS. S-REF TO COM ON LOC GOVT.
H. 718 (EDGECOMBE, NASH) BATTLEBORO CORPORATE LIMITS. S-REF TO COM ON LOC GOVT.
H. 748 (ALAMANCE) BURLINGTON LAND CONVEYANCE. S-REPTD FAV AS AMENDED.
H. 858 (LEE) DAMAGING SANFORD TOWN PROPERTY. H-REPTD FAV.
H. 859 (LEE) SANFORD PROPERTY TRANSFER. H-REPTD FAV.
H. 868 (MECKLENBURG) CITY-COUNTY FUNCTIONS TRANSFER. H-REPTD FAV.

****

Next sessions of Senate and House:

12 Noon, Wednesday, April 30, 1969.

G41
25:1969/76
C.2

INSTITUTE OF GOVERNMENT

North Carolina State Library
Raleigh
N. C.
Doc.

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 546 School insur. payroll deduction-2 (Iden. H 922) GS 115
Introducer: Staton Sent to PERS & EMP

"To aurthorize payroll deductions for public school teachers for group insurance, credit union loans and association dues." Permits State Board of Education to empower local school boards, trustees of community colleges or technical institutes, or other NC governing authority, to establish voluntary payroll deduction for: (1) premiums for a group insurance established and authorized by NC law; (2) deposits by members of State Employees Credit Union or local teachers' credit unions to such credit unions; (3) loans to teachers by credit unions; and (4) dues of educational assns. to which majority of employees are eligible to join and belong. Permits any employee of local school board, community college, technical institute or educational assn. to enter into written agreement with employer to carry out provisions of Act. Authorizes State Board of Education to make regulations to carry out Act.

S 547 Nat. Guard mutual assist. compact (Iden. H 920) GS 127
Introducers: Griffin, Moore and Ellis Sent to VETERANS

"Enacting and entering into the 'National Guard Mutual Assistance Compact,' and for related purposes." Adopts compact as new GS Ch. 127, Art. 14. Contains provision for withdrawing from compact. Authorizes Governor of NC upon request of Governor of State party to compact for assistance in emergency (ie, when local Guard cannot control situation), to send NC National Guard out of NC and place it temporarily under command of proper authorities of requesting State. Authorizes Gov. to withhold NC Guard from other State and recall it at his discretion. Provides for various powers, rights and immunities of Guard members sent to requesting State. Provides for reimbursement of expenses of sending state by requesting state, including pay of NC Guard members while in other State and any compensation and death benefits which become due in requesting state and would have been payable if the injury or death had occurred in NC. Permits Governor to delegate his responsibility for sending Guard, but not for requesting Guard from another State. Provides that NC Governor may request Guard assistance from another State party to compact and that any liabilities of NC from assistance to be paid from General Fund. Effective July 1, 1969.

S 548 (Joint Resolution) Loyalty Day MISC RES
Introducers: Murrow and Griffin Passed and sent to HOUSE

"Concerning the commeroration of the first day of May, 1969 as Loyalty Day in the State of North Carolina." Designates May 1, 1969 as Loyalty Day in NC and requests Governor to issue proclamation to that effect.

HOUSE

H 908 Registration fees-semi-trailers — GS 20
Introducer: Clark — Sent to ROADS

"To amend G. S. 20-88(c) to increase the registration fees on semi-trailers." Rewrites cited section to provide for annual registration fee for trailers of $3 and for semi-trailers with empty weight of over 4,000 pounds of $20. (Now, both types pay fee of $3.) Effective Jan. 1, 1970.

H 909 Defenses/highway condemnations — GS 136
Introducer: J. Ramsey — Sent to JUDIC 2

"To amend G. S. 136-107 so as to require certain defenses in condemnation proceedings brought by the State Highway Commission to be raised in an answer or motion filed within thirty days of service summons." Adds proviso, providing as title indicates for following defenses: constitutionality of acquisition or proceeding; questions of public use or necessity; authority of Comm'n to condemn; or any other issue or question of law or fact entitling defendant to injunction relief against Comm'n or which would require dismissal of action.

H 910 Auto supply dealer privilege tax — GS 105
Introducer: A. Campbell — Sent to FINANCE

"To amend G. S. 105-98 so as to clarify the exemption for dealers in automotive equipment and supplies." Rewrites final paragraph of cited section (Privilege tax on branch or chain stores) to exclude from the section, among others, retail or wholesale dealers in automotive equipment and supplies (now, excludes only wholesale dealers of such merchandise who are not liable for tax of section on account of sale of other merchandise). Effective July 1, 1969.

H 911 Middle grades Voc-ed funds — APPROPRIATION
Introducer: Tart — Sent to APPROPRN

"To provide for a program of vocational education in the middle grades of the public school system and to appropriate funds therefor." Directs State Board of Education to develop upon recommendation of Sup't of Public Instruction, pre-vocational and industrially-oriented practical arts programs for middle grades of public schools, as well as instruction program providing introduction to world of work for lower grades. Appropriates from General Fund $4,000,000, for 1969-71 biennium to be held in reserve by Dep't of Administration for use by State Board of Education for purposes of Act.

H 912 School guidance counselor funds — APPROPRIATION
Introducer: R. Jones — Sent to EDUCATN

"To provide for the allotment of guidance counselors for the public school system." Appropriates from General Fund $785,000 for 1969-71 biennium to be used for allocation of guidance counselors by State Board of Education to various administrative units and authorizes State Board of Education to devise allocation formula for this purpose.

H 917 Numbered seats/25th House Dist. GS 163
Introducer: McMichael Sent to ST GOVT

"To amend Chapter 1063 of the 1967 Session Laws so as to provide that G. S. 163-117 shall apply to the seats of the House of Representatives for the twenty-fifth district." Amends cited Act to provide for numbered seats in 25th House district.

H 919 Rural recreation districts GS 160
Introducer: Carter Sent to LOC GOVT

"To authorize the establishment of rural recreation districts." Adds new GS Ch. 160, Art. 12B directing county comm'rs, upon petition of 15% of voters in area outside municipality, to call election in such area on question of levying special tax, not exceeding 15¢ per $100, to provide recreation programs and facilities in area. Directs county comm'rs in previously established districts with authorization for 10¢ tax, to call election upon petition of 15% of voters of district on whether to increase levy to 15¢. Provides that county comm'rs to conduct election and sets out form of ballot. Provides that, if election in favor of tax, county comm'rs authorized to levy up to limit set by election and to keep receipts as special fund for furnishing recreational programs and facilities. Permits comm'rs to furnish by (1) contracting with city or town or with incorporated nonprofit community recreation organization; (2) furnishing through county programs; (3) establishing recreation system within district; or (4) utilizing combination of first three. Permits municipalities to make contracts provided for above. Permits special fund for recreation to be administered by county comm'rs, or by a recreation district comm'n of 3 voters of county appointed by county comm'rs for 2 year terms. Provides that recreation employees to have same rights and immunities as members of a county recreation system. Provides that if district in more than one county, petition to be submitted to comm'rs of each county affected and election to be conducted by counties jointly. Provides procedure, by election upon petition of 15% of voters in district, for abolishing recreation district. Contains procedures for increasing and decreasing area of district and for relocating boundary lines between adjoining districts. Provides that district may transfer property in district to municipality annexing all or portion of district, and contract with municipality for provision of recreation programs by either. Provides that if annexing city has own recreation programs, district to cease to exist upon annexation.

H 920 Nat. Guard mutual assist. compact (Iden. S 547) GS 127
Introducers: Falls, Bumgardner, Barker and Eagles Sent to FED COOP

"Enacting and entering into the 'National Guard Mutual Assistance Compact', and for related purposes." Identical with S 547, digested above in today's bulletin.

H 922 School insur. payroll deduction-2 (Iden. S 546) GS 115
Introducer: Twiggs Sent to EDUCATN

"To authorize payroll deductions for public school teachers for group insurance, credit union loans and association dues." Identical with S 546, digested above in today's bulletin.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 913 Election of comm'rs by districts-3 — CHEROKEE
Introducer: Bradley — Sent to LOC GOVT

"To provide for the nomination and election of the Board of County Commissioners of Cherokee County by districts." Provides for 3-man board of comm'rs, to be nominated and elected by districts described in Act, in partisan elections, by voters of the respective districts. Provides for districts composed as follows: District No. 1--Topton, Andrews N. Ward, Andrews S. Ward, and Marble; District No. 2--Murphy N. Ward, Murphy S. Ward, Hanging Dog, Ogreta, and Grape Creek; District No. 3--Peachtree, Brasstown, Culberson, Burnt Meeting House, Shoal Creek, Unaka, Walker School House, Hot House. (H 386 similar to this bill but defines districts differently and also provides that after nomination from districts, election shall be county-wide.) Provides that newly elected board to select chairman at first meeting.

H 914 County school board vacancy — ORANGE
Introducer: Stanford — Sent to EDUCATN

"To fill a vacancy on the Orange County Board of Education." Names Bolton Edwards to fill Coleman vacancy on Orange school board until expiration of term on first Monday in Dec. 1972.

H 915 Worthless checks punishment — WAKE
Introducer: S. Johnson — Sent to JUDIC 2

"To amend G. S. 14-107 to provide conditions of suspended sentence upon conviction in worthless check cases." Modifies cited section to provide that in Wake if amount due on worthless check not over $250, court may suspend judgment on condition that defendant pay check and pay into court for use and benefit of county school fund where offense occurred fine of between $10 and $200 per check. Effective as to checks or drafts issued and delivered after July 1, 1969.

H 916 Ranlo boundaries, contracts — GASTON
Introducer: Stewart — Sent to LOC GOVT

"To amend Chapter 776, Session Laws of 1963, the Charter of Ranlo, so as to describe the corporate limits and to remove the limitation on bidding requirements for purchases of equipment." Redefines town boundaries. Provides that town purchases to be in accord with provisions on GS Ch. 143, Art. 8 (Public Building Contracts).

H 918 1% sales/use tax — ROCKINGHAM
Introducer: McMichael — Sent to FINANCE

"Enabling Rockingham County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Rockingham County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Rockingham for use outside county or bought outside NC for use in Rockingham. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art 5 applicable to tax so far as not inconsistent with provisions of Act.

H 921 Morganton school property — BURKE
Introducer: Fulton — Sent to LOC GOVT

"Authorizing the Morganton city schools to sell at private sale certain real property to Burke County." Authorizes Morganton city schools (or successor in title) to sell or exchange central school property to Burke County without public sale upon merging of city schools into county board of education; school property and any property to be exchanged to be appraised by three disinterested competent appraisers. Provides that sale or exchange must be made within two years of ratification of act.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 203 Auctioneer regulation (digested in Bulletin No. 40, p. 279)
Amendments adopted in Senate 4/30/69 exempting from act sales conducted for religious purposes and non-profit organizations, or by tobacco autioneers.

S 265 Small trailer rear lamps (digested in Bulletin No. 48, p. 359)
Technical amendment adopted in House 4/30/69.

S 506 Workshops for nurses (digested in Bulletin No. 70, p. 634)
Technical amendment adopted in Senate 4/30/69.

S 542 Nurses' Week (digested in Bulletin No. 74, p. 689)
Floor amendment adopted in Senate 4/30/69 changing Nurses' Week from first week in May to week starting May 12.

HOUSE

H 71 Passing horses on highway (Digested in Bulletin No. 13, page 70; House amendments digested in Bulletin No. 48, page 370.)

Amendment adopted in Senate 4/30/69 to provide only that person operating motor vehicle shall use reasonable care when approaching or passing horse or other draft animal, deleting all language about actions which might reasonably be anticipated to frighten such animal.

H 185 Vehicles-for-hire hauling liquor (Digested in Bulletin No. 26, page 154)

Committee substitute adopted in House 4/30/69 to apply Act to for-hire passenger vehicles as defined in GS 20-38(20)b (was, vehicle for-hire operating under license or permit issued by municipality) and to provide that provisions of GS 20-16(a)(8) (license suspension for any person convicted of illegal transportation of intoxicating liquors) not to apply to persons convicted under Act.

H 318 Purposes-regional universities (Digested in Bulletin No. 40, page 286:) House committee substitute digested in Bulletin No. 71, page 654; House technical amendment digested in Bulletin No. 75, page 703)

Amendment adopted in House 4/30/69 providing that new degree programs may not be offered prior to completion of study on role of regional universities as required by GS 116-44.16 (that is, not later than July 1, 1972).

H 359 Community colleges purposes (digested in Bulletin No. 43, p. 314)

Amendment adopted in House 4/30/69 deleting sentence that requires each institution of system to offer basic vocational and technical education programs, and making technical amendments. (Leaves unchanged amendments to GS 115A-2 making provisions of section defining institutional programs mandatory instead of discretionary.)

H 414 Employment security law revisions (Iden. S 262) (Digested in Bulletin No. 48, page 366)

Amendments adopted in House 4/30/69 (1) deleting from new GS 96-15(j) provision that excepted from privileged communications rule (as to information communicated to Commission concerning benefit claims) information obtained by Commission with respect to benefit claims in civil cases where claimant seeking other types of compensation covering period of receipt of unemployment insurance benefits while asserting in support of suit that he was unable to work during period, and (2) making technical change.

H 494 Municipal cemetery transfers (digested in Bulletin No. 54, p. 435)

Amendment adopted in Senate 4/30/69 to delete charitable organizations from operation of act.

H 644 School counselor privilege (digested in Bulletin No. 62, p. 513)

Amendment adopted in House 4/30/69 limiting situation in which guidance counselor is privileged not to disclose communication of student counselee to civil or criminal court action or proceeding.

H 702 (Franklin) Franklinton school fund transfer (digested in Bulletin No. 64, p. 552)

Committee Substitute adopted in House 4/30/69 providing authority of Franklinton administrative unit to transfer funds from its 1967-68 Capital Outlay Fund to 1968-69 Current Expense Fund to overcome deficit therein limited to such transfer only to 1968-69 Current Expense Fund (originally permitted transfers for subsequent years as well).

H 837 Registers of deeds bond limits (digested in Bulletin No. 70, p. 635)

Technical amendment adopted in House 4/30/69.

SENATE AND HOUSE CALENDAR ACTION APR.30,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT.(4/02, 4/03, 4/08, 4/09, 4/28) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
#S. 12 (S.RES.) SENATE RULE 40. S-REPTD UNFAV.
S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17, 4/28) H-REF TO COM ON LOC GOVT.
#S. 52 DRIVER ED. NIGHT DRIVING. S-WITHDRAWN FROM COM; S-POSTPONED INDEF.
S. 66 PER DIEM CONFORMING CHANGES.(2/07) H-WITHDRAWN FROM COMMITTEE; H-PLACED ON CAL.
S. 192 DEALER-MFR VEHICLE LICENSE FEES. S-REPTD FAV AS AMENDED.
#S. 203 AUCTIONEER REGULATION.(4/30) S-AMENDMENT ADOPTED; S-FAILED 2ND READING.
#S. 222 DRIVING ON SUSPENDED LICENSE.(3/24, 4/25) RATIFIED - CHAPTER 348.
S. 223 SMALL TRAILER SAFETY INSPECTION. H-PASSED 2ND & 3RD READINGS.
#S. 251 COUNTY COMM'R MEETING PROCEDURE.(4/03, 4/08) RATIFIED - CHAPTER 349.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18) H-REPTD FAV.
S. 264 LOCAL RETIREMENT SYSTEM REVISION. H-REPTD FAV.
S. 265 SMALL TRAILER REAR LAMPS.(4/30) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 274 SMALL TRAILER LIGHTS. H-PASSED 2ND & 3RD READINGS.
#S. 276 DRIVING IN RIGHT-HAND LANE. S-REPTD UNFAV.
S. 280 VOTING CORPORATE STOCK. H-PASSED 2ND READING.
S. 308 STUDENTS ON UNC BOARD.(4/29) S-PLACED ON CAL FOR MAY 1.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS. H-PASSED 2ND READING.
S. 345 PHARMACY CONDUCT CODE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 346 REPRINTING OF REVENUE ACT. RATIFIED - CHAPTER 352.
#S. 347 REPRINTING OF MACHINERY ACT. RATIFIED - CHAPTER 353.
#S. 372 CONTINUING EDUCATION-OPTOMETRISTS. RATIFIED - CHAPTER 354.
#S. 374 PUBLICATIONS-ELIZ.CITY STATE. RATIFIED - CHAPTER 355.
S. 388 HABITUAL TRAFFIC OFFENDERS. S-REPTD FAV; S-RE-REF TO COM ON JUDIC 1.
S. 394 BEACH EROSION ASSESSMENTS. H-REPTD FAV.
S. 395 BEACH EROSION BONDS. H-REPTD FAV.
S. 409 AMBULANCE SERVICE LIENS.(4/25) H-REF TO COM ON JUDIC 2.
#S. 412 GOOD NEIGHBOR COUNCIL STRUCTURE. RATIFIED - CHAPTER 357.
S. 408 AMBULANCE SERVICE COLLECTION. S-PASSED 3RD READING; S-SENT H FOR CONCUR IN S-AMEND.

S. 461 WRIGHT TAVERN FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 466 FOREIGN CORPORATION EXECUTORS. S-PLACED ON CAL FOR MAY 2.
S. 495 RAVEN-ROCK PARK FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 506 WORKSHOPS FOR NURSES.(4/30) S-AMENDMENT ADOPTED; S-PASSED 2ND READING; S-RECOM'TD TO COM ON PUB HLTH.
S. 520 CONTROL WINE SALE TO ABC STORES. H-REF TO COM ON ABC.
S. 529 HIGHER ED.BD.ENLARGEMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 542 (J.RES.) NURSES' WEEKS.(4/30) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 548 (J.RES.) LOYALTY DAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON RULES.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29) H-PLACED ON CAL FOR MAY
H. 15 HOUSE ELECTRONIC VOTING UNIT. H-REPTD WITHOUT PREJUDICE. H-RE-REF TO COM ON APPROPRN.
H. 53 MUNICIPAL BOARDS' SELECTION.(4/17, 4/29) S-REF TO COM ON LOC GOVT.
H. 71 PASSING HORSES ON HIGHWAY.(3/21, 4/30) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 81 STICKERS IN LIEU OF PLATES. H-REPTD UNFAV.
H. 126 SOUNDING DEVICES IN HUNTING.(4/22, 4/23) S-REF TO COM ON WILDLIFE.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 191 PUNISHING OF FIREARMS CRIMES. H-PLACED ON CAL FOR MAY 1.
H. 267 PEMBROKE STATE UNIVERSITY. S-PASSED 2ND & 3RD READINGS.
H. 306 LRC HEALTH MANPOWER STUDY. S-REPTD FAV AS AMENDED.
H. 318 PURPOSES - REGIONAL UNIVERSITIES.(4/23, 4/29, 4/30) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 336 REDUCED STATE FUNDS-CITY SCHOOLS. H-REPTD UNFAV.
H. 359 COMMUNITY COLLEGES PURPOSES.(4/30) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED.
#H. 394 COUNTY OFFICIALS' SALARIES.(4/23) RATIFIED - CHAPTER 358.
#H. 405 FIREMEN'S PENSION FUND SECRETARY. RATIFIED - CHAPTER 359.
H. 409 STATE RETIREMENT SYSTEM REVISION. H-REPTD FAV.
H. 414 EMPLOYMENT SECURITY LAW REVISION.(4/30) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H. 449 COUNTY BONDS FOR WATER STORAGE. S-REPTD FAV.
H. 494 MUNICIPAL CEMETERY TRANSFERS.(4/11, 4/30) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 536 INDIVIDUALIZED PUPIL INSTRUCTION. H-REPTD FAV.
H. 537 INTERSTATE TEACHER CERTIFICATION. H-REPTD FAV.
H. 555 LITTERBUG PRESUMPTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 557 PUPIL ASSIGNMENT-BUS CAPACITY. H-REPTD FAV AS AMENDED; H-RE-REF TO COM ON APPROPRN.

H. 644 SCHOOL COUNSELOR PRIVILEGE.(4/30) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 788 DISABLED VETS FREE AUTO TAGS.(4/25) S-REF TO COM ON ROADS.
H. 830 CEMETARY PARKING. H-PASSED 2ND READING.
H. 837 REGISTER OF DEEDS.(4/30) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 838 REGISTER AS EX OFFICIO NOTARY. H-PASSED 2ND READING.
H. 839 IDENTIFICATION-DOCUMENT SIGNERS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 841 REGISTERS-ADMINISTER OATHS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 843 EMBALMERS OATHS,MEETINGS. H-REPTD FAV.
H. 846 SCHOOL MECHANICS PAY SCALE. S-REF TO COM ON EDUCATN.
H. 875 HIGHER ED.BD.ENLARGEMENT. H-REPTD FAV.
H. 881 SCHOOL FISCAL OFFICERS. H-REPTD FAV.
H. 882 STUDENT TEACHER LEGAL STATUS. H-REPTD FAV.
#H. 895 (J.RES.) HONORING WILLIAM A.HOOKS. RATIFIED - RES.51.

LOCAL BILLS

#S. 278 (PITT) FARMVILLE CORPORATE LIMITS. RATIFIED - CHAPTER 350.
S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS.(4/10) S-REPTD FAV.
S. 289 (ROBESON) LUMBERTON SCHOOL ANNEXATION VOTE. H-REPTD FAV.
S. 340 (ROWAN) SPECIAL TAXES,COUNTY OFFICES. S-REPTD FAV.
#S. 344 (CUMBERLAND) FAYETTEVILLE FIREMEN'S RETIREMENT. RATIFIED - CHAPTER 351.
S. 363 (FORSYTH) WINSTON-SALEM RETIREMENT FUND. H-REPTD FAV.
S. 368 (ROWAN) ROWAN TECH LAND CONVEYANCE.(4/16) H-REPTD FAV.
#S. 390 (GUILFORD) GREENSBORO ANNEX GUILFORD COLLEGE. RATIFIED - CHAPTER 356.
S. 411 (WAKE) HOLLY SPRINGS-BEER/WINE SALE. H-REPTD FAV.
S. 423 (HARNETT) ANGIER ABC ELECTION. S-PLACED ON CAL FOR MAY 2.
S. 469 (BERTIE) COMMISSIONERS' PAY. S-REPTD FAV AS AMENDED.
S. 470 (BERTIE) VALIDATING COUNTY TAX LEVIES. S-REPTD FAV.
S. 478 (ROBESON) LUMBERTON CHARTER AMENDMENTS. S-REPTD FAV.
S. 498 (JOHNSTON) CONSTABLE/DEPUTY PAY. S-REPTD FAV.

#H. 204 (GASTON) GASTON SERVICE FEES. S-REPTD UNFAV.
H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS. H-REPTD FAV.
#H. 478 (HERTFORD) AHOSKIE TOWN LIMITS. RATIFIED - CHAPTER 360.
#H. 583 (CARTERET) ENFORCEMENT OF TAXES. RATIFIED - CHAPTER 361.
#H. 586 (DARE) COUNTY BUILDING PERMITS. RATIFIED - CHAPTER 362.
#H. 592 (CATAWBA) NEWTON FIREMEN'S RETIREMENT. RATIFIED - CHAPTER 363.
#H. 614 (COLUMBUS) LAKE WACCAMAW-SUBDIV.CONTROLS. RATIFIED - CHAPTER 364.
H. 639 (WARREN) WARRENTON SCHOOL TAX. H-REPTD W/O PREJUDICE,AMENDED.
H. 643 (NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS. H-REPTD FAV.
#H. 650 (COLUMBUS) COMMISSIONERS' SALARIES.(4/18) RATIFIED - CHAPTER 365.

#H. 651 (GRANVILLE) SHERIFF AUTO PURCHASE.(4/17) RATIFIED - CHAPTER 366.
H. 654 (GUILFORD) GIBSONVILLE VEHICLE LIENS. S-REPTD FAV.
#H. 656 (CURRITUCK) NO MORE MOYOCK DISTRICT. RATIFIED - CHAPTER 367.
#H. 657 (HERTFORD) MURFREESBORO OFFICIALS' PAY.(4/18) RATIFIED - CHAPTER 368.
#H. 658 (STANLY) VOCATIONAL WORKSHOP FUNDING. RATIFIED - CHAPTER 369.
#H. 664 (EDGECOMBE, NASH) ROCKY MT. SCHOOL BOARD. RATIFIED - CHAPTER 370.
#H. 665 (NEW HANOVER) COUNTY COMM'RS SALARIES.(4/18) RATIFIED - CHAPTER 371.
#H. 670 (MOORE) WHISPERING PINES AMENDMENT. RATIFIED - CHAPTER 372.
#H. 675 (VANCE) MUNICIPAL ZONING PROTEST. RATIFIED - CHAPTER 373.
#H. 676 (VANCE) HENDERSON FIREMEN'S RETIREMENT. RATIFIED - CHAPTER 374.
#H. 677 (RANDOLPH) TAX SUPERVISOR APPOINTMENT. RATIFIED - CHAPTER 375.
H. 686 (BRUNSWICK) COUNTY ZONING,SUBDIVISON. S-REPTD FAV.
H. 687 (CRAVEN) WATER CONNECTIONS-DOVER. S-REPTD FAV.
H. 692 (CUMBERLAND) SCHOOL BOARD PAY. S-REPTD FAV.
H. 698 (NEW HANOVER) WRIGHTSVILLE OFFICIALS' PAY.(4/25) S-REPTD FAV.
H. 701 (RANDOLPH) ASHEBORO LEASE.(4/24) S-REPTD FAV.
H. 702 (FRANKLIN) FRANKLINTON SCHOOL FUND TRANSFER.(4/30) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 703 (RICHMOND) RTI FUND USES.(4/17) RATIFIED - CHAPTER 376.
H. 704 (DAVIDSON) THOMASVILLE CABLE TV. S-REPTD FAV.
H. 719 (EDGECOMBE) BD. OF HEALTH PAY. S-REPTD FAV.
H. 720 (EDGECOMBE) WELFARE BOARD PAY. S-REPTD FAV.
H. 721 (CHOWAN) BUILDING PERMITS. S-REPTD FAV.
H. 722 (GATES) COUNTY OFFICIALS COMPENSATION. S-REPTD FAV.
H. 723 (WAKE) GARNER CHARTER AMENDMENTS. S-REPTD FAV.
H. 724 (WAKE) TAX DISCOUNTS. S-REPTD FAV.
H. 748 (ALAMANCE) BURLINGTON LAND CONVEYANCE.(4/30) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 754 (ANSON) SCHOOL BD. MEMBERSHIP TERMS.(4/23) RATIFIED - CHAPTER 377.
H. 793 (ALAMANCE) BURLINGTON LAND SALE. S-REPTD FAV.
H. 834 (VANCE) SHERIFF-WEAPONS PERMITS. S-REPTD FAV.
H. 849 (ALAMANCE) SCHOOL BOARD ELECTIONS. H-REPTD FAV.
H. 858 (LEE) DAMAGING SANFORD TOWN PROPERTY. H-PASSED 2ND & 3RD READING; H-SENT TO SENATE.
H. 859 (LEE) SANFORD PROPERTY TRANSFER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 860 (MECKLENBURG) SCHOOL EMPLOYEE GROUP INSURANCE. H-REPTD FAV.
H. 868 (MECKLENBURG) CITY-COUNTY FUNCTIONS TRANSFER. H-RE-COM TO COM ON JUDIC 1.

****

Next sessions of Senate and House:

12 Noon, Thursday, May 1, 1969.

G41
25:1969/77
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 77 -717- THURSDAY, MAY 1, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 549 (Joint Resolution) Ct. Com'n judge/solicitor study — STUDY
Introducers: Bailey and L. Warren — Sent to COURTS

"Directing the North Carolina Courts Commission to study the laws concerning the selection, compensation, discipline, removal, retirement and retirement benefits of judges and solicitors of the General Court of Justice, and to report to the 1971 General Assembly." As title indicates.

S 550 Compulsory school attendance — GS 115
Introducer: Kirby — Sent to EDUCATN

"To amend the general compulsory attendance school law, relating to the assignment and enrollment of pupils." Amends GS 115-166 (Parent or guardian required to keep child in school) to provide that person in control of 7 to 16 year old child must cause child to attend school continuously for period equal to the time that the public school to which child is assigned is in session. (Now, to which child is assigned and enrolled.)

S 551 State Girls Home chapel funds — APPROPRIATION
Introducers: Currie and Saunders — Sent to APPROPRN

"To appropriate $50,000 for the renovation and enlargement of the chapel at the State Home and Industrial School for Girls provided matching funds are made available." As title indicates; appropriation to revert to General Fund if matching funds (from non-state source) not available by June 30, 1971.

S 552 Retirement part-time employees — GS 135
Introducer: Boger — Sent to PERS & EMP

"To amend the retirement system so as to make permanent employees who work on a part of a day eligible for membership." Amends GS 135-1(10) and 135-1(25) to permit permanent part-time employees and teachers to become members of Teachers and State Employees Retirement System, under conditions set by trustees.

S 553 (Joint Resolution) Food stamp distribution (Iden. H 929) — MISC RES
Introducers: Bagnal and Nielson — Sent to JUDIC 1

"Urging the Secretary of Agriculture through the food stamp program now in effect to begin distributing stamps of different colors redeemable for meat,

produce, and groceries." As title indicates, in order that diet balancing may be taught as well as food distributed.

S 554 Deadly weapons on campuses — GS 14
Introducer: Coggins — Sent to JUDIC 1

"To prohibit the possession or ownership of deadly weapons on the campuses of colleges, universities, community colleges and public schools of the State." Prohibits any student enrolled in named institutions to own, carry, possess, deliver, import or receive (while on campus) any bowie knife, dirk, dagger, loaded cane, sword cane, machete, pistol, rifle, repeating rifle, shorgum, pump gun or other deadly weapon of like kind; prohibits others from delivering deadly weapons to students on campus or from going on campus with such weapons. Violation of act declared to be misdemeanor punishable by fine and/or imprisonment in discretion of court; weapon to be confiscated and disposed of by court order pursuant to GS 14-269.1 (Confiscation and disposal of deadly weapons). Act not to apply to members of U.S. armed forces, U.S. civil officers, members of militia or National Guard, law enforcement officers, or campus security officers, while in discharge of official duties.

HOUSE

H 923 (Joint Resolution) Honoring J. Hector Clark, Sr. — MISC RES
Introducer: Green — Passed and sent to SENATE

"Honoring the memory of the Honorable James Hector Clark, Sr., former member of the General Assembly." As title indicates.

H 924 Open beer/wine transport nixed — GS 18
Introducer: Harris — Sent to JUDIC 1

"To prohibit the transportation of beer and wine with the seal on the container open or broken." Amends GS 18-66 (Transportation) by adding provision prohibiting transportation of beer or wine in container with cap or seal open or broken in passenger area of motor vehicle.

H 925 Written jury verdicts-felonies — GS 15
Introducer: Harris — Sent to JUDIC 1

"To require written issues and verdicts in all felony trials in Superior Court." Adds new GS 15-162.2 requiring judge in all felony trials in Superior Court to submit issues to jury in written form so that there is space for jury to write verdict after each issue. Directs jury to take written issues to jury room and write verdicts thereon, and then to return to the clerk for filing as part of record of trial

H 926 No public $ to private schools — CONSTITUTION
Introducer: H. Taylor — Sent to CONSTUTN

"To amend the Constitution of North Carolina to prohibit the appropriations or expenditure of public funds in aid of any sectarian or private educational institution." Adds new Art. V, Sec. 8 to present NC Constitution and to proposed revision of NC Constitution (S 150,H 231), prohibiting appropriation or expenditure for support or benefit of any sectarian or private educational institution. Directs that amendment be submitted to voters at next general election, sets out form of ballot, and directs that Governor certify and Sec'y of State enroll amendment if vote in favor.

H 928 Unconscionable Contracts — GS 25
Introducer: Frye — Sent to JUDIC 2

"To amend the Uniform Commercial Code, Chapter 25 of the General Statutes of North Carolina, so as to provide for the setting aside of unconscionable contracts or clauses of contracts." Adds new GS 25-2-302 authorizing court which finds as matter of law that contract or clause thereof was unconscionable at time of making to refuse to enforce contract, enforce contract except for unconscionable clause, or limit application to avoid unconscionable result. Provides that if claimed or appears to court that contract or clause may be unconscionable, parties to be afforded reasonable opportunity to present evidence as to commercial setting, purpose and effect. Applicable to transactions entered into and events occurring after ratification.

H 929 (Joint Resolution) Food stamp distribution (Iden. S 553) — MISC RES
Introducer: C. Taylor — Sent to JUDIC 1

"Urging the Secretary of Agriculture through the food stamp program now in effect to begin distributing stamps of different colors redeemable for meat, produce, and groceries." Identical with S 553, digested above in today's bulletin.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 927 Grifton charter revision — PITT
Introducers: Rountree and Reid — Sent to LOC GOVT

"To revise and consolidate the Charter of the Town of Grifton and to repeal prior charter acts." Defines, by metes and bounds, corporate boundaries. Provides for board of comm'rs and mayor, powers, duties, compensation and meetings. Provides election procedure. Provides for town attorney and other town employees. Provides town finances to be conducted in accord with NC General Statutes. Provides procedure, additional to GS 160-59, for disposal of property. Extends police jurisdiction to 1-1/2 miles extra territorial and to all town-owned property. Provides procedure for assessing street and sidewalk improvements without petition and for claims against town. Lists acts repealed.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 192 Dealer-mfr. vehicle license fees (Digested in Bulletin No. 40, page 277) Amendment adopted in Senate 5/1/69 to reduce proposed new license fees for motor vehicle dealers, distributors, and wholesalers for each principal place of business to $21 (originally, $25) and for motor vehicle salesmen to $3.50 (originally, $4).

S 289 (Robeson) Lumberton school annexation vote (Digested in Bulletin No. 58, p 388) Amendment adopted in House 5/1/69 making technical corrective changes in description of area subject to election.

S 341 (Joint Resolution) More diploma nursing schools (Digested in Bulletin No. 56, page 459) Committee substitute adopted in Senate 5/1/59 making no change in the resolution text inself, but modifying the "Whereas" portion by removing a

number of references to the State Board of Nursing and adding language referring to appropriations which have been intended to aid and continue diploma schools of nursing.

S 469 (Bertie) Commissioner's pay (Digested in Bulletin No. 66, page 580) Amendment adopted in Senate 5/1/69 providing that Act is not intended to impair authority of comm'rs to set own compensation in accord with GS 153-13, as amended by SL 1969, Ch. 180.

HOUSE

H 280 Public school property-trespassers (Digested in Bulletin No. 37, page 248) Committee substitute adopted in House 5/1/69 removing prohibitions against rude or riotous noise or disorderly conduct; sit-ins; use of obscene words, parading, or other loud speaking devices disturbing and interferring with discipline and operation of schools (leaving prohibitions against possessing deadly weapons, with exceptions for certain classes of persons, and against entrance onto school grounds after being forbidden to do so by proper authority). Also removes authorization to school authorities and teachers to search any pupil they have reasonable grounds to believe is carrying a prohibited weapon. Sets limits on penalties at fine of $500, 6 months imprisonment or both (was, in discretion of court).

H 306 (Joint Resolution) LRC health manpower study (Iden. S 201) (Digested in Bulletin No. 40, page 284) Amendment adopted in Senate 5/1/69 removing direction to Research Comm'n to begin planning for development of two 400-bed referral hospitals in eastern and western parts of NC for clinical training of university medical students.

H 639 (Warren) Warrenton school tax (Digested in Bulletin No. 62, page 517) Amendment adopted in House 5/1/69 providing for levy of supplemental tax in amount not less than 50¢ on $100 valuation (originally, not to exceed 50¢ on $100 valuation).

H 678 (Haywood) County personnel pay hike (Digested in Bulletin No. 63, page 539) Committee Substitute adopted in House 5/1/69 empowering County Comm'rs to increase salaries of Chm'n of Bd of Comm'rs, County Manager, and other two county comm'rs by an amount not to exceed 15% of present salaries, (originally, authorization additionally included salaries of sheriff's personnel, tax collector, and sheriff). Comm. Sub. adds further provision that nothing in Act to limit authority of Comm'rs to fix their own compensation as provided by GS 153-13, as amended by SL 1969, Ch. 180.

H 683 (Person) Commissioner's compensation (Digested in Bulletin No. 63, page 540) Amendment adopted in House 5/1/69 providing that act not to impair authority of commissioners to fix own compensation and allowances in accordance with GS 153-13 (as rewritten by Ch. 180, SL 1969).

H 748 (Alamance) Burlington land conveyance (Digested in Bulletin No. 65, page 573) Technical amendments adopted in Senate 4/30/69.

SENATE AND HOUSE CALENDAR ACTION MAY 01,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 2 YOUTH COUNCILS ACT.(4/02, 4/03, 4/08, 4/09, 4/28) S-CONCURRED IN H AMEND.
S. 61 AUTOPSY STATUTE REVISION.(4/17, 4/25) S-REPTD FAV.
S. 192 DEALER-MFR VEHICLE LICENSE FEES.(5/01) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
#S. 218 SAFE TIRES.(3/20, 4/10, 4/25, 4/28) RATIFIED - CH 378.
#S. 226 JURY EXEMPTION-EMERGENCY RR LABOR. S-REPTD UNFAV.
S. 244 SAFE KEEPING COUNTY PRISONERS.(4/02) H-REPTD FAV AS AMENDED.
S. 265 SMALL TRAILER REAR LAMPS.(4/30) S-CONCURRED IN H AMEND.
#S. 267 HIGHWAY BONDS INTEREST INCREASE-2.(4/14) RATIFIED - CH 379.
S. 280 VOTING CORPORATE STOCK. H-PLACED ON CAL FOR MAY 7.
S. 296 2 DOORS ON 32 FOOT HOUSE TRAILERS.(4/15) H-REPTD FAV.
S. 308 STUDENTS ON UNC BOARD.(4/29) S-PLACED ON CAL FOR MAY 5.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS. H-PLACED ON CAL FOR MAY 6.
S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS.(5/01) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 345 PHARMACY CONDUCT CODE. H-REF TO COM ON HEALTH.
S. 378 FLOOD PLAIN MANAGEMENT. H-REPTD FAV.
S. 385 PUBLIC POULTRY IMPROVEMENT. H-REPTD FAV.
S. 386 BRUCELLOSIS TESTING. H-REPTD FAV.
S. 394 BEACH EROSION ASSESSMENTS. H-PLACED ON CAL FOR MAY 7.
S. 395 BEACH EROSION BONDS. H-PLACED ON CAL FOR MAY 7.
S. 403 S & L ASSOC. SAVINGS ACCOUNTS. H-REPTD FAV.
S. 404 S & L ASSOC. IMPROVEMENT LOANS.(4/17) H-REPTD FAV.
S. 407 AMBULANCE SERVICE-LIEN ON DAMAGES. H-REPTD FAV.
S. 408 AMBULANCE SERVICE COLLECTION.(4/25, 4/28) H-REF TO COM ON JUDIC 1.
S. 451 EXHIBITING DEFECTIVE CHILDREN. H-REPTD FAV.
S. 496 ELECTRICAL CONTRACTOR EXAMINERS. S-REPTD FAV AS AMENDED; S-RE-REF TO COM ON FINANCE.
S. 516 ATTY.GEN'L: REPRESENT CONSUMER. S-REPTD FAV.
S. 529 HIGHER ED.BD.ENLARGEMENT. H-PASSED 2ND READING; H-PASSED 3RD READING.
S. 539 TEACHER ASSOC. RETIREMENT. S-REPTD FAV.
S. 542 (J.RES.) NURSES' WEEKS.(4/30) H-REF TO COM ON STATE GOVT.

H. 71 PASSING HORSES ON HIGHWAY.(3/21, 4/30) H-CONCURRED IN S-AMENDMENT.

H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31, 4/18, 4/22, 4/23) S-CONF COM APPOINTED.
#H. 268 PUBLIC NOTICE BROADCAST.(3/26, 3/26, 4/01, 4/02) S-REPTD UNFAV.
H. 280 PUBLIC SCHOOL PROPERTY-TRESPASSERS.(5/01) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 306 LRC HEALTH MANPOWER STUDY.(5/01) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 383 MUNICIPALITIES,EMINENT DOMAIN.(4/18) H-REPTD FAV AS AMENDED.
H. 414 EMPLOYMENT SECURITY LAW REVISION.(4/30) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 449 COUNTY BONDS FOR WATER STORAGE. S-PASSED 2ND & 3RD READINGS.
H. 494 MUNICIPAL CEMETERY TRANSFERS.(4/11, 4/30) H-CONCURRED IN S-AMENDMENT.
H. 555 LITTERBUG PRESUMPTION. S-REF TO COM ON JUDIC 1.
#H. 594 JOINT LOCAL ADM'VE FUNCTIONS.(4/18) RATIFIED - CHAPTER 380.
H. 606 LEGAL AID BY NC ELECTIONS BOARD.(4/21) S-REPTD FAV.
#H. 608 REGULATE PRISON EMPLOYEE CONDUCT.(4/17, 4/25) RATIFIED - CHAPTER 382.
H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY.(4/23) S-REPTD FAV.
H. 644 SCHOOL COUNSELOR PRIVILEGE.(4/30) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 706 BARBED-WIRE FENCES ON HIGHWAYS. H-REPTD FAV.
H. 753 JURY & WITNESS INTIMIDATION. H-REPTD FAV.
H. 777 POULTRY QUARANTINE. H-REPTD FAV.
H. 791 CITY WATER FACILITIES,COSTS. H-REPTD FAV AS AMENDED.
H. 796 APPLE ASSESSMENTS. H-REPTD FAV AS AMENDED.
H. 828 DRAINAGE APPEAL TECHNICAL CHANGE. S-REPTD FAV.
H. 830 CEMETARY PARKING. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 838 REGISTER AS EX OFFICIO NOTARY. H-PLACED ON CAL FOR MAY 6.
H. 839 IDENTIFICATION-DOCUMENT SIGNERS. S-REF TO COM ON JUDIC 2.
H. 841 REGISTERS-ADMINISTER OATHS. S-REF TO COM ON JUDIC 2.
H. 846 SCHOOL MECHANICS PAY SCALE. S-REPTD FAV AS AMENDED.
#H. 875 HIGHER ED.BD.ENLARGEMENT. H-POSTPONED INDEF.
H. 881 SCHOOL FISCAL OFFICERS. H-PLACED ON CAL FOR MAY 7.
H. 887 POST CONVICTION APPEALS: S.CT.. H-REPTD FAV AS AMENDED; H-RE-COM TO COM ON JUDIC 1.
H. 923 (J.RES.) HONORING J HECTOR CLARK,SR.. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

S. 183 (IREDELL) LISTING PROPERTY TAXES. H-REPTD FAV AS AMENDED.
S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS.(4/10) S-PASSED 2ND & 3RD READINGS.
S. 289 (ROBESON) LUMBERTON SCHOOL ANNEXATION VOTE.(5/01) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 340 (ROWAN) SPECIAL TAXES,COUNTY OFFICES. S-PASSED 2ND READING.
S. 359 (IREDELL) STATESVILLE BOUNDARY DESCRIPTION. H-REPTD FAV.
#S. 360 (DAVIDSON, MONTGOMERY, MOORE, RICHMOND, SCOTLAND) DOCTOR JURY EXEMPTION. S-REPTD UNFAV.

S. 363 (FORSYTH) WINSTON-SALEM RETIREMENT FUND. H-PASSED 2ND & 3RD READINGS.
S. 368 (ROWAN) ROWAN TECH LAND CONVEYANCE.(4/16) H-PASSED 2ND & 3RD READINGS.
#S. 397 (MADISON) SCHOOL BOARD SELECTION. H-REPTD UNFAV.
S. 411 (WAKE) HOLLY SPRINGS-BEER/WINE SALE. H-PASSED 2ND & 3RD READINGS.
S. 435 (MITCHELL) RHODODENDRON FESTIVAL SUPPORT.(4/21) H-WITHDRAWN FROM COM; H-RE-COM TO COM ON LOC GOVT.
S. 443 (HALIFAX) ANNEXATION LAW REFERENDUM. H-REPTD FAV.
S. 469 (BERTIE) COMMISSIONERS' PAY.(5/01) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 470 (BERTIE) VALIDATING COUNTY TAX LEVIES. S-PASSED 2ND READING.
S. 478 (ROBESON) LUMBERTON CHARTER AMENDMENTS. S-PASSED 2ND READING.
S. 498 (JOHNSTON) CONSTABLE/DEPUTY PAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 524 (POLK) TAX LISTING PROCEDURES. S-REPTD FAV.
S. 538 (SURRY) N. SURRY SCHOOL COMMITTEE. S-REPTD FAV.
S. 545 (LEE) SANFORD ABC BOARD. S-REPTD FAV.

H. 197 (JACKSON, SWAIN, TRANSYLVANIA) SHERIFF VACANCIES.(4/16) S-REPTD FAV.
H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 432 (YADKIN) BD.OF EDUCATION ELECTION.(4/24) S-REPTD FAV.
#H. 595 EDENTON BOUNDARIES. RATIFIED - CH 381
#H 610 (WAKE) RALEIGH CITY COUNCIL LICENSE TAX. RATIFIED - CHAPTER 383.
#H. 619 (MECKLENBURG) CHARLOTTE AIRPORT CONDEMNATION. RATIFIED - CHAPTER 384.
H. 628 (ORANGE) CHAPEL HILL ASSESSMENT. H-REPTD FAV.
H. 630 (LINCOLN) CITY-COUNTY SCHOOL MERGER. S-REPTD FAV.
H. 639 (WARREN) WARRENTON SCHOOL TAX.(5/01) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE.(4/24) S-REPTD FAV AS AMENDED.
H. 654 (GUILFORD) GIBSONVILLE VEHICLE LIENS. S-PASSED 2ND & 3RD READINGS.
#H. 659 (PAMLICO) STONEWALL CHARTER REVISION. RATIFIED - CHAPTER 385.
H. 678 (HAYWOOD) COUNTY PERSONNEL PAY HIKE.(5/01) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 683 (PERSON) COMMISSIONERS' COMPENSATION.(5/01) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 686 (BRUNSWICK) COUNTY ZONING,SUBDIVISON. S-PASSED 2ND & 3RD READINGS.
H. 687 (CRAVEN) WATER CONNECTIONS-DOVER. S-PASSED 2ND & 3RD READINGS.
H. 690 (ROCKINGHAM) REIDSVILLE FIREMEN'S RETIREMENT. S-REPTD FAV.
H. 692 (CUMBERLAND) SCHOOL BOARD PAY. S-PASSED 2ND & 3RD READINGS.
H. 693 (BUNCOMBE) BEER/WINE SALE IN SWANNANOA. S-REPTD FAV.
H. 694 (MONTGOMERY) HOSPITAL INSURANCE DEDUCTION. S-PASSED 2ND & 3RD READINGS.

H. 697 (PITT) SCHOOL BOARD LEASE. S-REPTD FAV.
H. 698 (NEW HANOVER) WRIGHTSVILLE OFFICIALS' PAY.(4/25) S-PASSED 2ND & 3RD READINGS.
H. 700 (FORSYTH) FIREMEN'S SUPP.WELFARE FUND. S-REPTD FAV.
H. 701 (RANDOLPH) ASHEBORO LEASE.(4/24) S-PASSED 2ND & 3RD READINGS.
H. 702 (FRANKLIN) FRANKLINTON SCHOOL FUND TRANSFER.(4/30) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 704 (DAVIDSON) THOMASVILLE CABLE TV. S-PASSED 2ND & 3RD READINGS.
H. 716 (ALLEGHANY) SALARIES COMMS.& BD.EDUCATION.(4/25) S-REPTD FAV AS AMENDED.
H. 717 (WAKE) RALEIGH FIREMEN'S RETIREMENT FUNDS. S-REPTD FAV.
H. 719 (EDGECOMBE) BD. OF HEALTH PAY. S-PASSED 2ND & 3RD READINGS.
H. 720 (EDGECOMBE) WELFARE BOARD PAY. S-PASSED 2ND & 3RD READINGS.
H. 721 (CHOWAN) BUILDING PERMITS. S-PASSED 2ND & 3RD READINGS.
H. 722 (GATES) COUNTY OFFICIALS COMPENSATION. S-PASSED 2ND & 3RD READINGS.
H. 723 (WAKE) GARNER CHARTER AMENDMENTS. S-PASSED 2ND & 3RD READINGS.
H. 724 (WAKE) TAX DISCOUNTS. S-PASSED 2ND & 3RD READINGS.
H. 726 (GUILFORD) CIVIL SERVICE APPLICABILITY. S-REPTD FAV.
H. 727 (GUILFORD) COUNCIL/MAYOR SALARIES. S-REPTD FAV.
H. 729 (GUILFORD) SUBDIVISION REGS. S-REPTD FAV AS AMENDED.
H. 730 (EDGECOMBE, NASH) ROCKY MOUNT CHARTER AMDT..(4/25) S-REPTD FAV.
H. 731 (DURHAM) PUBLIC NOTICE,CONTRACTS LIMITS. S-REPTD FAV.
H. 744 (GASTON) CHERRYVILLE COMMRS' PAY.(4/25) S-REPTD FAV.
H. 747 (GASTON) CHERRYVILLE CHARTER. H-REPTD FAV AS AMENDED.
H. 748 (ALAMANCE) BURLINGTON LAND CONVEYANCE.(4/30) H-CONCURRED IN S-AMENDMENT.
H. 752 (LEE) TAX PREPAYMENT DISCOUNTS. S-REPTD FAV.
H. 755 (GRANVILLE) OXFORD LAND CONVEYANCE. S-REPTD FAV.
H. 760 (MONTGOMERY) SHERIFFS' SURPLUS CAR PURCHASE.(4/25) S-REPTD FAV.
H. 762 (YANCEY) COUNTY ED.BD. ELECTION.(4/24) S-REPTD FAV AS AMENDED.
H. 766 (NEW HANOVER) TEACHERS' PENSIONS. H-REPTD FAV.
H. 772 (NASH, EDGECOMBE) ROCKY MOUNT RAZING UNFIT DWELLINGS. S-REPTD FAV

H. 773 (EDGECOMBE, NASH) ROCKY MOUNT FIREMENS RETIRE.FUNDS. S-REPTD FAV.
H. 774 (BUNCOMBE) MUNICIPAL SUBDIVISIONS. S-REPTD FAV.
H. 775 (BUNCOMBE) COUNTY FUNDS TO ASHEVILLE C.OF C.. S-REPTD FAV.
H. 776 (ANSON) ANSON HOSPITAL ADMINISTRATION. H-REPTD FAV AS AMENDED.
H. 778 (LINCOLN) COMM'RS TRAVEL ALLOWANCE.(4/25) S-REPTD FAV.
H. 782 (JONES) WATERSHED ASSESSMENTS FUNDS. H-REPTD FAV.
H. 783 (HARNETT) ANNEXATION AUTHORITY. S-REPTD FAV.
H. 789 (RUTHERFORD) COUNTY ED.BD. ELECTION. S-REPTD FAV.
H. 793 (ALAMANCE) BURLINGTON LAND SALE. S-PASSED 2ND & 3RD READINGS.
H. 794 (CARTERET) TAX COLLECTOR'S TERM. H-REPTD FAV AS AMENDED.
H. 795 (CARTERET) NEWPORT ELECTION. H-REPTD FAV.
H. 799 (CUMBERLAND) ANNEX FAYETTEVILLE AIRPORT. H-REPTD FAV.
H. 803 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. H-REPTD FAV.

#H. 809 (BUNCOMBE) APPLY SUBDIVISION REGULATIONS. H-REPTD UNFAV.
H. 812 (ORANGE) REVISE CARRBORO CHARTER. H-REPTD FAV.
H. 815 (LINCOLN) TAX LISTING BY MAIL. H-REPTD FAV.
#H. 816 (CLEVELAND) SHELBY SIDEWALK IMPROVEMENTS. H-REPTD UNFAV.
H. 821 (ALAMANCE) COUNTY JAILER. H-REPTD FAV AS AMENDED.
H. 829 (SAMPSON) COMMISSIONERS' PAY. H-REPTD FAV AS AMENDED.
H. 833 (ALLEGHANY) SCHOOL LAND CONVEYANCE. H-REPTD FAV.
H. 834 (VANCE) SHERIFF-WEAPONS PERMITS. S-PASSED 2ND & 3RD READINGS.
H. 836 (MACON) SCHOOL LAND CONVEYANCE. H-REPTD FAV.
H. 849 (ALAMANCE) SCHOOL BOARD ELECTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 855 (EDGECOMBE) SCHOOL BOARD APPOINTMENT. S-REPTD FAV.
H. 856 (NORTHAMPTON) WOODLAND TOWN LIMITS. H-REPTD FAV.
H. 858 (LEE) DAMAGING SANFORD TOWN PROPERTY. S-REF TO COM ON JUDIC 1.
H. 859 (LEE) SANFORD PROPERTY TRANSFER. S-REF TO COM ON JUDIC 2.
H. 860 (MECKLENBURG) SCHOOL EMPLOYEE GROUP INSURANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 864 (HALIFAX) ABC PROFITS-CITY SCHOOLS. H-REPTD FAV.
H. 872 (MOORE) CLOSING-OUT SALES. H-REPTD FAV.
H. 893 (DURHAM) DURHAM LIEN/VEHICLE REMOVAL. H-REPTD FAV.

****

NEXT SESSIONS OF SENATE AND HOUSE:

9:30 A.M., FRIDAY, MAY 2, 1969.

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/78
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 78 -727- FRIDAY, MAY 2, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 555 Defamation by interpretation (Iden. H 930) GS 99
Introducer: Moore Sent to JUDIC 1

"To amend Chapter 99 of the General Statutes of North Carolina relating to libel and slander." Makes actionable the publishing or broadcasting of interpretation by reporter, editor, or other employee of publisher or radio or TV broadcaster of a statement made by any person, which interpretation directly or impliedly charges the person making the statement (or any person concerning whom the statement was made) with wrongful, unlawful, or immoral conduct; provides for actual and punitive damages.

S 557 Driving-with-parking-lights ban GS 20
Introducer: Bowles Sent to HY SAFETY

"To prohibit the use of only parking lights while vehicle is in motion." Amends GS 20-129(a) by adding new provision prohibiting motor vehicle driver from operating vehicle on street with only parking lights on.

S 558 (Joint Resolution) Honoring Robert H. Wettach MISC RES
Introducer: McGeachy Passed and sent to HOUSE

"Honoring the life and memory of Robert Hasley Wettach, former Dean of the Law School of the University of North Carolina at Chapel Hill." As title indicates.

S 559 (Joint Resolution) Honoring Maurice T. Van Hecke MISC RES
Introducer: McGeachy Passed and sent to HOUSE

"Honoring the life and memory of Maurice Taylor Van Hecke, former Dean of the Law School of the University of North Carolina at Chapel Hill." As title indicates.

S 560 Roanoke River Project Funds (Iden. H 932) APPROPRIATION
Introducer: Gurganus Sent to APPROPRN

"To appropriate funds for aiding the Roanoke River Project." Appropriates from State General Fund $35,000 for cited project for 1969-71 biennium to be used for research, engineering, planning, and physical restoration; funds to be paid to Industrial Development Commission for Martin County in lump sum and to be in addition to any other sums (to be) appropriated. Effective July 1, 1969.

S 561 Income tax exemptions — CONSTITUTION
Introducer: Staton — Sent to CONSTUTN

"To amend the Constitution of North Carolina to authorize the General Assembly to fix the personal exemptions for income tax purposes." Amends State Constitution, subject to voter approval, to eliminate minimum personal exemptions from income tax now set out in Constitution and to allow General Assembly to fix personal exemptions and deductions. Retains present ten per cent maximum income tax rate. Provides for submission of amendment to voters of State at next general election and prescribes form of issue to appear on ballot. If ratified by voters, takes effect as amendment to Proposed Constitution (S 150, H 231) if it is ratified by voters, or as amendment to present Constitution.

S 562 State Training Sch. chapel funds — APPROPRIATION
Introducer: Larkins — Sent to APPROPRN

"To appropriate $85,000 for assisting in the construction of a chapel at the State Training School for Girls, provided matching funds are made available." As title indicates; appropriation to revert to General Fund if matching funds (from non-state source) not available by June 30, 1971.

HOUSE

H 930 Defamation by interpretation (Iden. S 555) — GS 99
Introducer: Covington — Sent to JUDIC 1

"To amend Chapter 99 of the General Statutes of North Carolina relating to libel and slander." Identical with S 555, digested above in today's bulletin.

H 931 Car inspection fee hike — GS 20
Introducer: R. McMillan and others — Sent to HY SAFTY

"To amend Article 3A of Chapter 20 of the General Statutes to provide adequate compensation to safety equipment inspection stations." Amends GS 20-183.7 (Safety Equipment Inspection of Motor Vehicles) to raise fee for conducting annual vehicle inspection from $1.50 to $3.00 and to increase amount that inspector pays MV Dep't for each inspection certificate from 25 cents to 50 cents. Effective July 1, 1969.

H 932 Roanoke River Project Funds (Iden. S 560) — APPROPRIATION
Introducer: Everett — Sent to APPROPRN

"To appropriate funds for aiding the Roanoke River Project." Identical with S 560, digested above in today's Bulletin.

H 933 Notarial acts validation — GS 47
Introducer: Stevens — Sent to JUDIC 1

"To make current G. S. 47-95, validating certain notarial acts." Amends cited section by changing to Jan. 1, 1969 (was, Jan. 1, 1959), the date prior to which acknowledgments taken by notaries interested as trustee or holding other office are validated. Does not apply to pending litigation.

H 934 Register of Deeds-seal or stamp — GS 161
Introducers: Andrews and Stanford — Sent to JUDIC 1

"To amend G. S. 161-9 to prescribe the size and design of the official seal for Registers of Deeds." Rewrites GS 161-9 to provide that official seal or stamp of Register to be round, not to exceed 1-1/8 inches in diameter, and to contain name of Register, name of county and letters "N.C." and words "Register of Deeds." (Now, to be of same size and design as seals used by Clerk of Superior Court, with words "Office of Register of Deeds," name of county and letters "North Carolina" surrounding figures.) Also adds provision that ink used for stamp to be of reproducible type. Effective July 1, 1969.

H 935 Notary Public; fees and seals — GS 10
Introducers: Andrews and Stanford — Sent to JUDIC 1

"To amend Chapter 10 of the General Statutes to fix fees of notaries public and to standardize notarial stamps and seals." Purports to amend GS 8 (apparently GS 10-8) to set notary fees for services permitted under GS 10-4(1), (2), (3), (5) (Powers of notaries public) at 50 cents per act. (Now, 25 cents per 90 words for other necessary services where no fee fixed.) Adds new subsec. 4 to GS 10-9 to provide that notarial stamp or seal to be round, not to exceed 1-1/8 inches in diameter, and to contain thereon letters "NC" and words "Notary Public". Those using non-conforming seals prior to effective date of act may continue to do so.

H 936 ACIR contribution — APPROPRIATION
Introducers: Eagles and others — Sent to APPROPRN

"To appropriate $1,000 per year to the Advisory Commission on Intergovernmental Relations." As title indicates, for 1969-71 biennium, as NC contribution to ACIR.

H 937 Sup't of Public Instruct.-appt. — CONSTITUTION
Introducers: Phillips and Britt — Sent to CONSTUTN

"To amend the Constitution of North Carolina to provide for the election of the Superintendent of Public Instruction by the State Board of Education." Amends Art. IX, §8 State Constitution, subject to voter approval, by providing for election of Superintendent of Public Instruction by State Board of Education (now, elected by people each four years), and making conforming changes in related provisions of Constitution. Provides for submission of amendment to voters of State at next general election, and prescribes form of issue to appear on ballot. If ratified, takes effect Jan. 2, 1971 as amendment to proposed Constitution (S 150, H 231) if it is ratified by voters, or as amendment to present Constitution.

LOCAL BILLS INTRODUCED

SENATE

S 556 1% sales/use tax — DURHAM
Introducer: Currie — Sent to FINANCE

"Enabling Durham County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Durham County Bd of Elections, upon written request of county commissioners, or

upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Durham for use outside county or bought outside NC for use in Durham. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art 5 applicable to tax so far as not inconsistent with provisions of Act.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 183 (Iredell) Listing property taxes (digested in Bulletin No. 38, p. 258) Amendment adopted in House 5/2/69 deleting authorization of county comm'rs to divide or combine townships for tax listing purposes and provision empowering tax supervisor to appoint list takers therefor.

S 423 (Harnett) Angier ABC election (digested in Bulletin No. 63, p. 533) Floor amedment adopted in Senate 5/2/69 increasing percentage of net profits allocated to Angier general fund to 75% (from 65%) and increasing percentage of town share authorized to be expended for recreation to 25% (from 15%).

S 466 Foreign corporation executors (digested in Bulletin No. 65, p. 563) Amendment adopted in Senate 5/2/69 clarifying that foreign corporations authorized to act in NC as testementary trustees, administrators and executors, must be chartered under banking laws of Georgia, SC, Tenn. or Va, or as National Banking Assns. in those states (was, foreign corporations from those states) and making technical amendments.

S 485 Credit union deductions: State pay (digested in Bulletin No. 67, p. 594) Committee substitute adopted in Senate 5/2/69 rewriting second proviso to GS 147-62 to provide that State employees, members of any credit union organized pursuant to GS Ch. 54, having membership at least 1/2 of whom are employed by State, may authorize in writing the periodic deduction from wages payments to credit union. (Original merely added credit unions organized under laws of NC to existing language of proviso.)

HOUSE

H 191 Punishing of firearms crimes (Comm. Sub. adopted in House 4/29/69, digested in Bulletin No. 75, p. 703) Clarifying amendment adopted in House 5/2/69.

H 383 Municipalities, eminent domain (digested in Bulletin No. 46, p. 338) Amendment adopted in House 5/2/69 limiting method of property acquisition permitted by bill to purchases only (deletes authority to acquire such property through condemnation.)

H 641 (McDowell) Marion school board conveyance (digested in Bulletin No. 62, p. 518) Technical amendment adopted in Senate 5/2/69.

H 643 (New Hanover, Buncombe) 1-gallon liquor transactions (digested in Bulletin No. 62, p. 518) Amendment adopted in House 5/2/69 adding Buncombe to counties included in bill and making a technical change.

H 716 (Alleghany) Comm'rs and Bd. pay (digested in Bulletin No. 64, p. 554) Amendment adopted in Senate 5/2/69 deleting provision setting mileage expense reimbursement at 10 cents per mile.

H 747 (Gaston) Cherryville Charter (digested in Bulletin No. 65, p. 572) Amendment adopted in Senate 5/2/69 making technical changes, and deleting provision authorizing city council to direct payment into general fund of proceeds of delinquent tax collections.

H 753 Jury & witness intimidation (digested in Bulletin No. 65, p. 566) Technical amendments adopted in House 5/2/69.

H 762 (Yancey) County Ed. Bd. election (digested in Bulletin No. 66, p. 582) Technical amendment adopted in Senate 5/2/69.

H 776 (Anson) Anson hospital administration (digested in Bulletin No. 66, p. 584) Clarifying amendment adopted in House 5/2/69.

H 792 (Durham) Razing unfit dwellings (digested in Bulletin No. 66, p. 580) Amendment adopted in House 5/2/69 limiting application of act to Durham County.

H 794 (Carteret) Tax collector's term (digested in Bulletin No. 67, p. 599) Amendment adopted in House 5/2/69 providing, beginning July 1, 1969 tax collector to be appointed to two-year term with term beginning on July 1 of year appointed, (originally tax collector appointed by bd of comm'rs to serve at their pleasure).

H 796 Apple assessments (digested in Bulletin No. 67, p. 594) Technical amendments adopted in House 5/2/69.

H 821 (Alamence) County jailer (digested in Bulletin No. 68, p. 615) Amendment adopted in House 5/2/69 changing effective date of Act to July 1, 1969 (originally effective on ratification).

H 829 (Sampson) Commissioners' pay (digested in Bulletin No. 69, p. 627) Amendment adopted in House 5/2/69 providing nothing in Act to impair authority of bd of comm'rs to fix own compensation as provided by GS 153-13, as amended SL 1969, Ch. 180.

H 846 School mechanics pay scale (digested in Bulletin No. 70, p. 637) Amendment adopted in Senate 5/2/69 making act applicable also to "property and cost clerks".

SENATE AND HOUSE CALENDAR ACTION MAY 02,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 61 AUTOPSY STATUTE REVISION.(4/17, 4/25) S-PASSED 2ND READINGS.
S. 192 DEALER-MFR VEHICLE LICENSE FEES.(5/01) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18) H-RE-COM TO COM ON ABC.
S. 264 LOCAL RETIREMENT SYSTEM REVISION. H-PASSED 2ND & 3RD READINGS.
S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS.(5/01) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 485 CREDIT UNION DEDUCTIONS:STATE PAY.(5/02) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 505 STATE AUDITING PROCEDURE. H-REPTD FAV.
S. 516 ATTY.GEN'L: REPRESENT CONSUMER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 539 TEACHER ASSOC. RETIREMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 558 (J.RES.) HNORING ROBERT H WETTACH. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 559 (J.RES.) HONORING MAURICE T VAN HECKE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30) H-PASSED 2ND READING.
H. 191 PUNISHING OF FIREARMS CRIMES.(5/02) H-AMENDMENT ADOPTED; H-RE-REF TO COM ON JUDIC 2.
H. 207 SPEEDING TO AVOID APPREHENSION-3.(4/09, 4/10) S-REPTD FAV.
H. 280 PUBLIC SCHOOL PROPERTY-TRESPASSERS.(5/01) H-PLACED ON CAL FOR MAY 6.
H. 318 PURPOSES - REGIONAL UNIVERSITIES.(4/23, 4/29, 4/30) S-REF TO COM ON HIGHR ED.
H. 359 COMMUNITY COLLEGES PURPOSES.(4/30) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 383 MUNICIPALITIES,EMINENT DOMAIN.(4/18, 5/02) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 409 STATE RETIREMENT SYSTEM REVISION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 414 EMPLOYMENT SECURITY LAW REVISION.(4/30) S-REF TO COM ON PERS&EMP.

H. 476 POST-CONVICTION REVIEW. H-RECONSIDERED 2ND READING; H-RE-REF TO COM ON JUDIC 1.
H. 536 INDIVIDUALIZED PUPIL INSTRUCTION. H-PASSED 2ND & 3RD READINGS.
H. 537 INTERSTATE TEACHER CERTIFICATION. H-PASSED 2ND & 3RD READINGS.
H. 606 LEGAL AID BY NC ELECTIONS BOARD.(4/21) S-PASSED 2ND & 3RD READINGS.
H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY.(4/23) S-PLACED ON CAL FOR MAY 7.
H. 644 SCHOOL COUNSELOR PRIVILEGE.(4/30) S-REF TO COM ON JUDIC 2.
H. 706 BARBED-WIRE FENCES ON HIGHWAYS. H-PLACED ON CAL FOR MAY 5.
H. 753 JURY & WITNESS INTIMIDATION.(5/02) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 777 POULTRY QUARANTINE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 788 DISABLED VETS FREE AUTO TAGS.(4/25) S-REPTD FAV.
H. 791 CITY WATER FACILITIES,COSTS. H-PLACED ON CAL FOR MAY 6.
H. 796 APPLE ASSESSMENTS.(5/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 828 DRAINAGE APPEAL TECHNICAL CHANGE. S-PASSED 2ND & 3RD READINGS.
H. 830 CEMETARY PARKING. S-REF TO COM ON JUDIC 2.
H. 837 REGISTER OF DEEDS-BOND LIMITS.(4/30) S-REF TO COM ON JUDIC 1.
H. 846 SCHOOL MECHANICS PAY SCALE.(5/02) S-AMENDMENT ADOPTED; S-RE-REF TO COM ON APPROPRN.
H. 923 (J.RES.) HONORING J HECTOR CLARK,SR.. S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 183 (IREDELL) LISTING PROPERTY TAXES.(5/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
S. 289 (ROBESON) LUMBERTON SCHOOL ANNEXATION VOTE.(5/01) H-PASSED 3RD READING.
S. 340 (ROWAN) SPECIAL TAXES,COUNTY OFFICES. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 359 (IREDELL) STATESVILLE BOUNDARY DESCRIPTION. H-PASSED 2ND READING.
S. 400 (SAMPSON) HARRELLS CHARTER REVISION.(4/17) H-REPTD FAV.
S. 401 (CABARRUS) REGISTER OF DEEDS-SALARY. H-REPTD FAV.
S. 413 (FORSYTH) COUNTY ZONING NOTICE. H-REPTD FAV.
S. 419 (SAMPSON) GARBAGE DISPOSAL. H-REPTD FAV.
S. 421 (CALDWELL) COMMISSIONERS' COMPENSATION. H-REPTD FAV AS AMENDED.
S. 423 (HARNETT) ANGIER ABC ELECTION.(5/02) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 439 (PERSON) COMMISSIONERS' COMPENSATION.(4/21) H-REPTD FAV.
S. 441 (SURRY) JAYPEE FEES. H-REPTD FAV.
S. 443 (HALIFAX) ANNEXATION LAW REFERENDUM. H-PASSED 2ND READING.
S. 447 (BERTIE) WINDSOR DEVELOPMENT COMMISSION. H-REPTD FAV.

H. 727 (GUILFORD) COUNCIL/MAYOR SALARIES. S-PASSED 2ND & 3RD READINGS.
H. 729 (GUILFORD) SUBDIVISION REGS. S-PLACED ON CAL FOR MAY 5.
H. 730 (EDGECOMBE, NASH) ROCKY MOUNT CHARTER AMDT..(4/25) S-PASSED 2ND & 3RD READINGS.
H. 731 (DURHAM) PUBLIC NOTICE,CONTRACTS LIMITS. S-PASSED 2ND & 3RD READINGS.
H. 732 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION. H-PLACED ON TODAY'S CAL; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 744 (GASTON) CHERRYVILLE COMMRS' PAY.(4/25) S-PASSED 2ND & 3RD READINGS.
H. 747 (GASTON) CHERRYVILLE CHARTER. H-PASSED 2ND READING.
H. 752 (LEE) TAX PREPAYMENT DISCOUNTS. S-PASSED 2ND & 3RD READINGS.
H. 755 (GRANVILLE) OXFORD LAND CONVEYANCE. S-PASSED 2ND & 3RD READINGS.
H. 760 (MONTGOMERY) SHERIFFS' SURPLUS CAR PURCHASE.(4/25) S-PASSED 2ND & 3RD READINGS.
H. 762 (YANCEY) COUNTY ED.BD. ELECTION.(4/24, 5/02) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 766 (NEW HANOVER) TEACHERS' PENSIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 772 (EDGECOMBE, NASH) ROCKY MOUNT RAZING UNFIT DWELLINGS. S-PASSED 2ND & 3RD READINGS.
H. 773 (EDGECOMBE, NASH) ROCKY MOUNT FIREMENS RETIRE.FUNDS. S-PASSED 2ND & 3RD READINGS.
H. 774 (BUNCOMBE) MUNICIPAL SUBDIVISIONS. S-PASSED 2ND & 3RD READINGS.
H. 775 (BUNCOMBE) COUNTY FUNDS TO ASHEVILLE C.OF C.. S-PASSED 2ND & 3RD READINGS.
H. 776 (ANSON) ANSON HOSPITAL ADMINISTRATION.(5/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 778 (LINCOLN) COMM'RS TRAVEL ALLOWANCE.(4/25) S-PASSED 2ND & 3RD READINGS.
H. 782 (JONES) WATERSHED ASSESSMENTS FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 783 (HARNETT) ANNEXATION AUTHORITY. S-PASSED 2ND & 3RD READINGS.
H. 789 (RUTHERFORD) COUNTY ED.BD. ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 792 (DURHAM) RAZING UNFIT DWELLINGS.(5/02) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 794 (CARTERET) TAX COLLECTOR'S TERM.(5/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 795 (CARTERET) NEWPORT ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 799 (CUMBERLAND) ANNEX FAYETTEVILLE AIRPORT. H-PASSED 2ND READING.
H. 803 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 812 (ORANGE) REVISE CARRBORO CHARTER. H-PLACED ON CAL FOR MAY 5.

S. 469 (BERTIE) COMMISSIONERS' PAY.(5/01) H-REF TO COM ON LOC GOVT.
S. 470 (BERTIE) VALIDATING COUNTY TAX LEVIES. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 478 (ROBESON) LUMBERTON CHARTER AMENDMENTS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 498 (JOHNSTON) CONSTABLE/DEPUTY PAY. H-REF TO COM ON LOC GOVT.
S. 524 (POLK) TAX LISTING PROCEDURES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 538 (SURRY) N. SURRY SCHOOL COMMITTEE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 545 (LEE) SANFORD ABC BOARD. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 197 (JACKSON, SWAIN, TRANSYLVANIA) SHERIFF VACANCIES.(4/16) S-PASSED 2ND & 3RD READINGS.
H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS. S-REF TO COM ON EDUCATN.
H. 432 (YADKIN) BD.OF EDUCATION ELECTION.(4/24) S-PASSED 2ND & 3RD READINGS.
H. 628 (ORANGE) CHAPEL HILL ASSESSMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 630 (LINCOLN) CITY-COUNTY SCHOOL MERGER. S-PASSED 2ND & 3RD READINGS.
H. 639 (WARREN) WARRENTON SCHOOL TAX.(5/01) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE.(4/24, 5/02) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 643 (BUNCOMBE, NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS.(5/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES. S-REPTD FAV AS AMENDED.
H. 678 (HAYWOOD) COUNTY PERSONNEL PAY HIKE.(5/01) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 690 (ROCKINGHAM) REIDSVILLE FIREMEN'S RETIREMENT. S-PASSED 2ND & 3RD READINGS.
H. 693 (BUNCOMBE) BEER/WINE SALE IN SWANNANOA. S-PASSED 2ND & 3RD READINGS.
H. 697 (PITT) SCHOOL BOARD LEASE. S-PASSED 2ND & 3RD READINGS.
H. 700 (FORSYTH) FIREMEN'S SUPP.WELFARE FUND. S-PASSED 2ND & 3RD READINGS.
H. 702 (FRANKLIN) FRANKLINTON SCHOOL FUND TRANSFER.(4/30) S-REF TO COM ON EDUCATN.
H. 716 (ALLEGHANY) SALARIES COMMS.& BD.EDUCATION.(4/25, 5/02) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 717 (WAKE) RALEIGH FIREMEN'S RETIREMENT FUNDS. S-PASSED 2ND & 3RD READINGS.
H. 726 (GUILFORD) CIVIL SERVICE APPLICABILITY. S-PASSED 2ND & 3RD READINGS.

H. 815 (LINCOLN) TAX LISTING BY MAIL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 821 (ALAMANCE) COUNTY JAILER.(5/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS.
H. 829 (SAMPSON) COMMISSIONERS' PAY.(5/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 833 (ALLEGHANY) SCHOOL LAND CONVEYANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 836 (MACON) SCHOOL LAND CONVEYANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 849 (ALAMANCE) SCHOOL BOARD ELECTIONS. S-REF TO COM ON EDUCATN.
H. 855 (EDGECOMBE) SCHOOL BOARD APPOINTMENT. S-PASSED 2ND & 3RD READINGS.
H. 856 (NORTHAMPTON) WOODLAND TOWN LIMITS. H-PASSED 2ND READING.
H. 860 (MECKLENBURG) SCHOOL EMPLOYEE GROUP INSURANCE. S-REF TO COM ON PERS&EMP.
H. 864 (HALIFAX) ABC PROFITS-CITY SCHOOLS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 872 (MOORE) CLOSING-OUT SALES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 893 (DURHAM) DURHAM LIEN/VEHICLE REMOVAL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Sessions of Senate:

9:30 a.m., Saturday, May 3, 1969, for the consideration of local bills only.
8:00 p.m., Monday, May 5, 1969.

Next Sessions of House

9:30 a.m., Saturday, May 3, 1969, for the consideration of local bills only.
8:00 p.m., Monday, May 5, 1969.

#

G41
25:1969/79
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh
N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 79 -739- MONDAY, MAY 5, 1969

Note: The Senate and House convened at 9:30 a.m., Saturday, May 3, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 563 Middle grades voc-ed — GS 115
Introducers: Evans and S. Warren — Sent to EDUCATN

"To provide for a program of vocational education in the middle grades of the public school system." Directs State Bd of Education to develop, upon recommendation of State Sup't of Public Instruction, pre-vocational and industrially-oriented programs in middle grades of public schools as appropriated funds permit; authorizes similar instructional programs for lower grades.

S 564 Technical amendment to S 222 — GS 20
Introducer: Flaherty — Sent to RULES

"To amend Chapter 348 of the Session Laws of 1969 regarding driving offenses while license suspended to delete language appearing therein by reason of inadvertent typographical error." As title indicates.

S 565 Appointing municipal ABC boards (Iden. H 944) — GS 18
Introducers: Wilkie and Murrow — Sent to ABC

"To provide for the appointment of members of municipal boards of alcoholic control." Adds new GS 18-41.1 providing that members of municipal ABC boards to be appointed jointly by governing body of municipality, county school board and county comm'rs, each body having one vote. Provides that Act to apply to all municipal ABC boards, notwithstanding any local acts, as vacancies occur. Provides that such boards to be subject, except as provided in GS Ch. 18, to GS 18-41 (County boards of alcoholic control).

S 566 Full time solicitors — GS 7
Introducers: Bailey and L. Warren — Sent to COURTS

"To amend G. S. 7-45(b) to authorize the six remaining Superior Court solicitors to elect to become full-time solicitors." As title indicates.

S 567 (Joint Resolution) Harmful drugs study — STUDY
Introducer: McGeachy — Sent to PUB HLTH

"Establishing a study commission on the use of illegal and harmful drugs in the State of North Carolina." Creates Legislative Study Comm'n on Use of Illegal and

Harmful Drugs, consisting of 11 members chosen as follows: two NC Senators chosen by Lieut. Governor; two NC Representatives chosen by Speaker; and 7 chosen by Governor as follows: 1 faculty member of public high school, 1 faculty member of one of three medical schools in State, 1 student at NC college or university, 1 rep. of local law enforcement agency, 1 member of SBI, and 2 persons chosen at Governor's discretion. Provides that Governor to fill vacancies. Directs Comm'n to make comprehensive study of trafficking in and use of harmful drugs in NC, to study present facilities used in detection, prevention and treatment of use of such drugs and make recommendations for improvement, to study present laws concerning use of such drugs and make recommendations for improvement, and to study other aspects of use of such drugs which Comm'n feels necessary. Directs Comm'n to submit first written report to Governor by Jan 1, 1970, interim reports at least every six months, and final report to 1971 General Assembly. Provides for organization of Comm'n, permits it to employ professional and clerical staff, permits it to accept gifts, provides that members who are not officers or employees of State to receive per diem provided for members of State boards and comm'ns generally and expenses at rate specified in GS 138-5(b), authorizes Comm'n to call upon State agencies for cooperation and requires such cooperation if requested and provides that Comm'n to terminate upon submission of final report to 1971 General Assembly.

S 568 State Art Museum site (Iden. H 953) — GS 140
Introducer: Bowles — Sent to ST GOVT

"To amend Chapter 1142 of the Session Laws of 1967 relating to the State Art Museum Building Commission." Amends SL 1967, Ch. 1142 [GS 140-5.3(1)] to delete requirement that State Art Museum be built on Heritage Square.

S 569 Community College salary hike — APPROPRIATION, GS 115A
Introducers: Robinson and Larkin — Sent to APPROPRN

"To appropriate sufficient funds to provide a twenty-five percent (25%) salary increase for all professional personnel of educational institutions established and operating pursuant to Chapter 115A of the General Statutes for the fiscal year 1969-70, and an additional seven percent (7%) salary increase for the fiscal year 1970-71." Appropriates from General Fund to State Board of Education, Dep't of Community Colleges, $3,498,494 for fiscal year 1969-70 and $4,982,504 for fiscal year 1970-71 for salary increases as indicated in title to all professional personnel of Community Colleges and Technical Institutes operating under GS Ch. 115A.

HOUSE

H 940 Vehicle inspection - reciprocity — GS 20
Introducer: Paschall — Sent to HY SAFTY

"To amend G. S. 20-183.8 to authorize the Commission of Motor Vehicles to enter into reciprocity agreements respecting safety equipment inspection of vehicles required to be registered in this State." Adds new GS 20-183.8(b) permitting Comm'r of MV to enter into agreements with proper representatives of other jurisdictions whereby NC vehicle equipment inspection is waived for vehicles which have undergone substantially similar inspections in such jurisdictions and which have passed. Requires that such agreements give similar credit for NC inspections. Provides that present GS 20-183.8 (b) and (c) be redesignated (c) and (d).

H 941 Lake Norman blind fishing — GS 113
Introducer: Harris — Sent to WILDLIFE

"Permitting residents of the State who are blind to fish in Lake Norman without a fishing license." Adds new GS 113-271(c) to exempt State residents certified by NC Commission for Blind or physician, as persons whose corrected vision is insufficient for use in occupations where sight essential, from having hook-and-line fishing license to fish in Lake Norman when in attendance at Camp Dogwood.

H 942 After-acquired property clauses — GS 47
Introducer: Harris — Sent to JUDIC 1

"To amend G. S. 47-20.5 relating to instruments containing after-acquired property clauses." Amends GS 47-20.5(c) and (d), and adds GS 47-20.5(g), to restrict creation of security interest in after-acquired property to the parties to the instrument, unless instrument is re-registered when property is subsequently acquired by grantor, or later, and then it is effective as to lien creditors or purchasers (now, no re-registration required and registration effective for five years); or in lieu of re-registration, registration of notice of extension has same effect (now, registration of notice of extension extends effectiveness for five years). Revises procedure for notice of extension; omits special provisions concerning public utilities, EMC's and TMC's. Provides act not to affect pending litigation.

H 944 Appointing municipal ABC boards (Iden. S 565) — GS 18
Introducers: C. Taylor and Hege — Sent to ABC

"To provide for the appointment of members of municipal boards of alcoholic control." Identical with S 565, digested above in today's bulletin.

H 947 Mayors to administer oaths — GS 11
Introducers: Harkins and others — Sent to LOC GOVT

"To amend G. S. 11-7.1 to authorize mayors to administer oaths of office." Adds mayors to list of persons who may administer oaths of office.

H 952 Validating corporate deeds — GS 47
Introducer: Horton — Sent to JUDIC 2

"Amending S. S. 47-71.1, relating to the validation of corporate deeds, so as to validate deeds made prior to January 1, 1967." Amends GS 47-71.1 (validating corporate deeds lacking corporate seals) by making date when applicable January 1, 1967 (now, January 1, 1963).

H 953 State Art Museum site (Iden. S 568) — GS 140
Introducer: Church — Sent to ST GOVT

"To amend Chapter 1142 of the Session Laws of 1967 relating to the State Art Museum Building Commission." Identical with S 568, digested above in today's bulletin.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 938 1% sales/use tax — ANSON
Introducer: Mills — Sent to FINANCE

"Enabling Anson County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Anson County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Anson for use outside county or bought outside NC for use in Anson. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art 5 applicable to tax so far as not inconsistent with provisions of Act.

H 939 Establish county police dep't — ANSON
Introducer: Mills — Sent to LOC GOVT

"To authorize the Board of County Commissioners of Anson County to establish the Anson County Police Department and Personnel Advisory Board." Authorizes county comm'rs to establish county police dep't when such action would materially strengthen criminal law enforcement in county. Authorizes Comm'rs to determine number and salary of employees, in accord with need for law enforcement services in County outside municipal boundaries or unless comm'rs contract for services with municipalities. Puts dep't under command of chief of police, appointed by county manager and responsible to him. Authorizes creation of county personnel advisory board, with 3 members appointed by county comm'rs to staggered 3-year terms. Sets out qualifications for members. Gives board following duties:

(1) advise manager and comm'rs on personnel rules and problems affecting criminal law enforcement; (2) recommend personnel standards; (3) hold competitive entrance exams for patrolmen and make list of eligibles, from which chief of police may appoint on provisional basis; (4) give publicity to exams; (5) conduct public hearings on request of disciplined employees of dep't. Provides for board's organization and meetings, and comm'rs duties vis-a-vis board. Makes chief of police responsible for criminal law enforcement in county with same powers as sheriff. Provides that county manager may remove or suspend chief of police. Forbids employees of Dep't to take part in politics. Sets out duties of sheriff as including management of jail, service of civil process, and acting as bailiff.

H 943 1% sales/use tax — WAYNE
Introducers: Strickland and Chase — Sent to FINANCE

"Enabling Wayne County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Wayne County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Wayne for use outside county or bought outside NC for use in Wayne. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 945 Raise county officers' salaries — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks and A. Jones — Sent to LOC GOVT

"To raise the salaries of the county commissioners, county chairman, sheriff, register of deeds and county treasurer of Mecklenburg County." Increases salary of chairman of county comm'rs to $500 per month and of other members of board to $300 per month. Increases salaries of sheriff to $15,000 per year, of register of deeds to $12,500 per year, and of county treasurer to $9000 per year. Effective July 1, 1969.

H 946 Nix Pleasant Hill annexation — SURRY, WILKES
Introducer: Billings — Sent to LOC GOVT

"To prohibit the annexation of Pleasant Hill by the City of Elkin except by a vote of the residents therein." Prohibits Elkin, in Surry County, from annexing Pleasant Hill, in Wilkes County, unless majority of latter's qualified voters approve same in referendum held by governing body of Elkin as provided by GS 160-448 through 160-552 (relating to extension of corporate limits). Prohibits Elkin voters from participating in election.

H 948 St. Pauls' slum clearance — ROBESON
Introducers: R. McMillan, McFadyen, R. Campbell and Speros — Sent to LOC GOVT

"To make Article 15, Chapter 160 of the General Statutes applicable to St. Pauls, North Carolina." Permits governing body of St. Pauls to exercise powers granted by cited article (Repair, Closing and Demolition of Unfit Dwellings).

H 949 1% sales/use tax — MOORE
Introducer: Auman — Sent to FINANCE

"Enabling Moore County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Moore County Bd of Elections, upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Moore for use outside county or bought outside NC for use in Moore. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art 5 applicable to tax so far as not inconsistent with provisions of Act.

H 950 Burlington local development — ALAMANCE
Introducer: Euliss — Sent to LOC GOVT

"To amend sections 158-1 and 158-7 of the General Statutes of North Carolina so as to amend the application of said act as the same shall apply to the city of Burlington." Provides that Burlington governing body may appropriate from general fund an amount not less than .005% (general law establishes minimum of .01%) of assessed valuation of all real and personal property in city for attracting and locating industry under Local Development Act of 1925. Provides that any surplus revenues and unencumbered balances in excess of $10,000 be carried over into general fund for ensuing fiscal year (general law provides all surplus revenues and unencumbered balances be carried over into local development fund for ensuing fiscal year).

H 951 City-county airport authority — ALAMANCE
Introducer: Euliss — Sent to LOC GOVT

"Enabling the County of Alamance and the City of Burlington to establish an airport authority for the maintenance of airport facilities in the County of Alamance for the citizens of Burlington, Alamance County and vicinity." Creates Burlington-Alamance Airport Authority, consisting of 5 members (3 appointed by Burlington city council, 2 by county comm'rs) for staggered 4-year terms. Provides that all members must be resident in county. Provides that members to be paid no per diem, but are to receive expenses actually incurred. Sets forth powers of authority: to establish and maintain airport; to borrow money and issue bonds, on consent of county comm'rs and Burlington council; to exercise powers of corporation; to charge and collect fees for use of airport; to make regulations; to purchase insurance and make contracts; to invest funds, subject to approval of Local Gov't Comm'n; to operate or license concessions. Regulates issuance of bonds by authority. Permits transfer of property from either local gov't to authority, for airport uses. Permits acquisition of property for airport by eminent domain, as provided in GS Ch. 40. Requires authority to make annual report to both governing boards. Vests all powers of counties or municipalities for development or operation of airports in authority and authorizes it to hire employees. Authorizes both governing boards to appropriate from source other than ad valorem taxes, monies for authority.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 244 Safekeeping county prisoners (digested in Bulletin No. 46, p. 337). Amendment adopted in House 5/5/69 to require that prisoners transferred under Act to be kept separate from persons already convicted of crimes.

S 421 (Caldwell) Commissioners' compensation (digested in Bulletin No. 63, p. 533). Amendment adopted in House 5/5/69 changing effective date to July 1, 1969 (was, ratification).

HOUSE

H 843 Embalmers oaths, meetings (digested in Bulletin No. 70, p. 637). Amendment adopted in House 5/5/69 permitting some reputable person knowing facts to sign affidavit attesting to completion of apprenticeship in case the funeral director under whom the apprenticeship was served arbitrarily refuses to sign. (Originally such person could only sign in case of death or incapacity of funeral director.)

SENATE AND HOUSE CALENDAR ACTION MAY 05,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 2 YOUTH COUNCILS ACT.(4/02, 4/03, 4/08, 4/09, 4/28) RATIFIED - CHAPTER 404.
S. 61 AUTOPSY STATUTE REVISION.(4/17, 4/25) S-PASSED 3RD READING.
S. 66 PER DIEM CONFORMING CHANGES.(2/07) H-PASSED 2ND & 3RD READINGS.
S. 192 DEALER-MFR VEHICLE LICENSE FEES.(5/01) H-REF TO COM ON ROADS.
#S. 223 SMALL TRAILER SAFETY INSPECTION. RATIFIED - CHAPTER 386.
S. 244 SAFE KEEPING COUNTY PRISONERS.(4/02, 5/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR IN H-AMEND.
#S. 265 SMALL TRAILER REAR LAMPS.(4/30) RATIFIED - CHAPTER 389.
#S. 274 SMALL TRAILER LIGHTS. RATIFIED - CHAPTER 387.
S. 296 2 DOORS ON 32 FOOT HOUSE TRAILERS.(4/15) H-PLACED ON CAL FOR MAY 6.
S. 308 STUDENTS ON UNC BOARD.(4/29) S-PASSED 2ND READING.
S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS.(5/01) H-REF TO COM ON HEALTH.
S. 378 FLOOD PLAIN MANAGEMENT. H-PLACED ON CAL FOR MAY 7.
S. 385 PUBLIC POULTRY IMPROVEMENT. H-PLACED ON CAL FOR MAY 6.
S. 386 BRUCELLOSIS TESTING. H-PASSED 2ND READING.
S. 403 S & L ASSOC. SAVINGS ACCOUNTS. H-PASSED 2ND & 3RD READINGS.
S. 404 S & L ASSOC. IMPROVEMENT LOANS.(4/17) H-RE-REF TO COM ON BANKS.
S. 407 AMBULANCE SERVICE --LIEN ON DAMAGES. H-PASSED 2ND & 3RD READINGS.
S. 451 EXHIBITING DEFECTIVE CHILDREN. H-PASSED 2ND & 3RD READINGS.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02) H-REF TO COM ON JUDIC 2.
S. 485 CREDIT UNION DEDUCTIONS:STATE PAY.(5/02) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 505 STATE AUDITING PROCEDURE. H-PASSED 2ND & 3RD READINGS.
S. 516 ATTY.GEN'L: REPRESENT CONSUMER. H-REF TO COM ON ST.GOVT.
#S. 529 HIGHER ED.BD.ENLARGEMENT. RATIFIED - CHAPTER 400.
S. 539 TEACHER ASSOC. RETIREMENT. H-REF TO COM ON JUDIC 1.

#H. 71 PASSING HORSES ON HIGHWAY.(3/21, 4/30) RATIFIED - CHAPTER 401.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30) H-PASSED 3RD READING; H-SENT TO SENATE.

H. 207 SPEEDING TO AVOID APPREHENSION-3.(4/09, 4/10) S-PLACED ON CAL FOR MAY 6.
#H. 267 PEMBROKE STATE UNIVERSITY. RATIFIED - CHAPTER 388.
H. 306 LRC HEALTH MANPOWER STUDY.(5/01) H-CONCURRED IN S-AMENDMENT.
H. 359 COMMUNITY COLLEGES PURPOSES.(4/30) S-REF TO COM ON HIGHR ED.
H. 383 MUNICIPALITIES,EMINENT DOMAIN.(4/18, 5/02) S-REF TO COM ON JUDIC 1.
H. 409 STATE RETIREMENT SYSTEM REVISION. S-REF TO COM ON PERS&EMP.
#H. 449 COUNTY BONDS FOR WATER STORAGE. RATIFIED - CHAPTER 407.
#H. 494 MUNICIPAL CEMETERY TRANSFERS.(4/11, 4/30) RATIFIED - CHAPTER 402.
H. 536 INDIVIDUALIZED PUPIL INSTRUCTION. S-REF TO COM ON EDUCATN.
H. 537 INTERSTATE TEACHER - CERTIFICATION. S-REF TO COM ON EDUCATN.
#H. 602 COUNTY WATER/SEWER ASSESMENTS. H-REPTD UNFAV.
#H. 606 LEGAL AID BY NC ELECTIONS BOARD.(4/21) RATIFIED - CHAPTER 408.
H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY.(4/23) S-RE-REF TO COM ON APPROPRN.
H. 706 BARBED-WIRE FENCES ON HIGHWAYS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 753 JURY & WITNESS INTIMIDATION.(5/02) S-REF TO COM ON COURTS.
H. 777 POULTRY QUARANTINE. S-REF TO COM ON AGRICULT.
H. 788 DISABLED VETS FREE AUTO TAGS.(4/25) S-PASSED 2ND & 3RD READINGS.
H. 796 APPLE ASSESSMENTS.(5/02) S-REF TO COM ON AGRICULT.
H. 843 EMBALMERS OATHS,MEETINGS.(5/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 882 STUDENT TEACHER LEGAL STATUS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

S. 183 (IREDELL) LISTING PROPERTY TAXES.(5/02) S-CONCURRED IN H-AMENDMENT.
#S. 282 (HALIFAX) ROANOKE RAPIDS COUNCIL TERMS.(4/10) RATIFIED - CHAPTER 390.
S. 340 (ROWAN) SPECIAL TAXES,COUNTY OFFICES. H-REF TO COM ON FINANCE.
S. 359 (IREDELL) STATESVILLE BOUNDARY DESCRIPTION. H-PASSED 3RD READING.
#S. 363 (FORSYTH) WINSTON-SALEM RETIREMENT FUND. RATIFIED - CHAPTER 397.
S. 400 (SAMPSON) HARRELLS CHARTER REVISION.(4/17) H-PASSED 2ND READING.
S. 401 (CABARRUS) REGISTER OF DEEDS-SALARY. H-PASSED 2ND & 3RD READINGS.
#S. 411 (WAKE) HOLLY SPRINGS-BEER/WINE SALE. RATIFIED - CHAPTER 399.
S. 413 (FORSYTH) COUNTY ZONING NOTICE. H-PASSED 2ND & 3RD READINGS.
S. 419 (SAMPSON) GARBAGE DISPOSAL. H-PASSED 2ND & 3RD READINGS.

S. 421 (CALDWELL) COMMISSIONERS' COMPENSATION.(5/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR IN H-AMEND.
S. 439 (PERSON) COMMISSIONERS' COMPENSATION.(4/21) H-PASSED 2ND & 3RD READINGS.
S. 441 (SURRY) JAYPEE FEES. H-PASSED 2ND & 3RD READINGS.
S. 443 (HALIFAX) ANNEXATION LAW REFERENDUM. H-PASSED 3RD READING.
S. 447 (BERTIE) WINDSOR DEVELOPMENT COMMISSION. H-PASSED 2ND & 3RD READINGS.
S. 470 (BERTIE) VALIDATING COUNTY TAX LEVIES. H-REF TO COM ON LOC GOVT.
S. 478 (ROBESON) LUMBERTON CHARTER AMENDMENTS. H-REF TO COM ON LOC GOVT.
S. 524 (POLK) TAX LISTING PROCEDURES. H-REF TO COM ON LOC GOVT.
S. 538 (SURRY) N. SURRY SCHOOL COMMITTEE. H-REF TO COM ON EDUCATN.
S. 545 (LEE) SANFORD ABC BOARD. H-REF TO COM ON JUDIC 1.

#H. 197 (JACKSON, SWAIN, TRANSYLVANIA) SHERIFF VACANCIES.(4/16) RATIFIED - CHAPTER 405.
#H. 432 (YADKIN) BD.OF EDUCATION ELECTION.(4/24) RATIFIED - CHAPTER 406.
H. 628 (ORANGE) CHAPEL HILL ASSESSMENT. S-REF TO COM ON LOC GOVT.
#H. 630 (LINCOLN) CITY-COUNTY SCHOOL MERGER. RATIFIED - CHAPTER 409.
H. 639 (WARREN) WARRENTON SCHOOL TAX.(5/01) S-PLACED ON CAL FOR MAY 6.
H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE.(4/24, 5/02) H-PLACED ON CAL.
H. 643 (BUNCOMBE, NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS.(5/02) S-REF TO COM ON ABC.
#H. 654 (GUILFORD) GIBSONVILLE VEHICLE LIENS. RATIFIED - CHAPTER 391.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES. S-PLACED ON CAL FOR MAY 7; S-RETURNED TO HOUSE; H-RECONSIDERED 3RD READING; H-RE-COM TO COM ON LOC GOVT.
H. 678 (HAYWOOD) COUNTY PERSONNEL PAY HIKE.(5/01) S-REF TO COM ON LOC GOVT.
H. 683 (PERSON) COMMISSIONERS' COMPENSATION.(5/01) S-REF TO COM ON LOC GOVT.
#H. 686 (BRUNSWICK) COUNTY ZONING,SUBDIVISON. RATIFIED - CHAPTER 410.
#H. 687 (CRAVEN) WATER CONNECTIONS-DOVER. RATIFIED - CHAPTER 411.
#H. 690 (ROCKINGHAM) REIDSVILLE FIREMEN'S RETIREMENT. RATIFIED - CHAPTER 412.
#H. 692 (CUMBERLAND) SCHOOL BOARD PAY. RATIFIED - CHAPTER 413.
#H. 693 (BUNCOMBE) BEER/WINE SALE IN SWANNANOA. RATIFIED - CHAPTER 414.
#H. 694 (MONTGOMERY) HOSPITAL INSURANCE DEDUCTION. RATIFIED - CHAPTER 415.
#H. 697 (PITT) SCHOOL BOARD LEASE. RATIFIED - CHAPTER 416.
#H. 698 (NEW HANOVER) WRIGHTSVILLE OFFICIALS' PAY.(4/25) RATIFIED - CHAPTER 417.
#H. 700 (FORSYTH) FIREMEN'S SUPP.WELFARE FUND. RATIFIED - CHAPTER 418.

#H. 701 (RANDOLPH) ASHEBORO LEASE.(4/24) RATIFIED - CHAPTER 419.
#H. 704 (DAVIDSON) THOMASVILLE CABLE TV. RATIFIED - CHAPTER 420.
H. 716 (ALLEGHANY) SALARIES COMMS.& BD.EDUCATION.(4/25, 5/02) H-CONCURRED IN S-AMENDMENT.
#H. 717 (WAKE) RALEIGH FIREMEN'S RETIREMENT FUNDS. RATIFIED - CH. 421.
#H. 719 (EDGECOMBE)BD.OF HEALTH PAY. RATIFIED - CHAPTER 422.
#H. 720 (EDGECOMBE) WELFARE BOARD PAY. RATIFIED - CHAPTER 423.
#H. 721 (CHOWAN) BUILDING PERMITS. RATIFIED - CHAPTER 424.
#H. 722 (GATES) COUNTY OFFICIALS COMPENSATION. RATIFIED - CHAPTER 392.
#H. 723 (WAKE) GARNER CHARTER AMENDMENTS. RATIFIED - CHAPTER 393.
#H. 724 (WAKE) TAX DISCOUNTS. RATIFIED - CHAPTER 394.
#H. 726 (GUILFORD) CIVIL SERVICE APPLICABILITY. RATIFIED - CHAPTER 425.
#H. 727 (GUILFORD) COUNCIL/MAYOR SALARIES. RATIFIED - CHAPTER 426.
H. 729 (GUILFORD) SUBDIVISION REGS. S-REF-REF TO COM ON LOC GOVT.
#H. 730 (EDGECOMBE, NASH) ROCKY MOUNT CHARTER AMDT..(4/25) RATIFIED - CHAPTER 427.
#H. 731 (DURHAM) PUBLIC NOTICE,CONTRACTS LIMITS. RATIFIED - CHAPTER 428.
H. 732 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION. S-REF TO COM ON LOC GOVT.
#H. 744 (GASTON) CHERRYVILLE COMMRS' PAY.(4/25) RATIFIED - CHAPTER 429.
H. 747 (GASTON) CHERRYVILLE CHARTER. H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 748 (ALAMANCE) BURLINGTON LAND CONVEYANCE.(4/30) RATIFIED - CHAPTER 403.
#H. 752 (LEE) TAX PREPAYMENT DISCOUNTS. RATIFIED Q CHAPTER 430.
#H. 755 (GRANVILLE) OXFORD LAND CONVEYANCE. RATIFIED - CHAPTER 431.
#H. 760 (MONTGOMERY) SHERIFFS' SURPLUS- CAR PURCHASE.(4/25) RATIFIED - CHAPTER 432.
H. 762 (YANCEY) COUNTY ED.BD. ELECTION.(4/24, 5/02) H-CONCURRED IN S-AMENDMENT.
H. 766 (NEW HANOVER) TEACHERS' PENSIONS. S-REF TO COM ON PERS&EMP.
#H. 772 (EDGECOMBE, NASH) ROCKY MOUNT RAZING UNFIT DWELLINGS. RATIFIED - CHAPTER 433.
#H. 773 (EDGECOMBE| NASH) ROCKY MOUNT FIREMENS RETIRE. FUNDS. RATIFIED - CHAPTER 434.
#H. 774 (BUNCOMBE) MUNICIPAL SUBDIVISIONS. RATIFIED - CHAPTER 435.
#H. 775 (BUNCOMBE) COUNTY FUNDS TO ASHEVILLE C.OF C.. RATIFIED - CHAPTER 436.
H. 776 (ANSON) ANSON HOSPITAL ADMINISTRATION.(5/02) S-REF TO COM ON LOC GOVT.
#H. 778 (LINCOLN) COMM'RS TRAVEL ALLOWANCE.(4/25) RATIFIED - CHAPTER 437.
H. 782 (JONES) WATERSHED ASSESSMENTS FUNDS. S-REF TO COM ON LOC GOVT.
#H. 783 (HARNETT) ANNEXATION AUTHORITY RATIFIED - CHAPTER 438.
H. 792 (DURHAM) RAZING UNFIT DWELLINGS.(5/02) S-REF TO COM ON JUDIC 1.

#H. 793 (ALAMANCE) BURLINGTON LAND SALE. RATIFIED - CHAPTER 395.
H. 794 (CARTERET) TAX COLLECTOR'S TERM.(5/02) S-REF TO COM ON LOC GOVT.
H. 795 (CARTERET) NEWPORT ELECTION. S-REF TO COM ON LOC GOVT.
H. 799 (CUMBERLAND) ANNEX FAYETTEVILLE AIRPORT. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 803 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. S-REF TO COM ON LOC GOVT.
H. 812 (ORANGE) REVISE CARRBORO CHARTER. H-RE-COM TO COM ON LOC GOVT.
H. 815 (LINCOLN) TAX LISTING BY MAIL. S-REF TO COM ON LOC GOVT.
H. 821 (ALAMANCE) COUNTY JAILER.(5/02) S-REF TO COM ON LOC GOVT.
H. 829 (SAMPSON) COMMISSIONERS' PAY.(5/02) S-REF TO COM ON LOC GOVT.
H. 833 (ALLEGHANY) SCHOOL LAND CONVEYANCE. S-REF TO COM ON JUDIC 1.
#H. 834 (VANCE) SHERIFF-WEAPONS PERMITS. RATIFIED - CHAPTER 396.
H. 836 (MACON) SCHOOL LAND CONVEYANCE. S-REF TO COM ON JUDIC 1.
H. 856 (NORTHAMPTON) WOODLAND TOWN LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 864 (HALIFAX) ABC PROFITS-CITY SCHOOLS. S-REF TO COM ON ABC.
H. 872 (MOORE) CLOSING-OUT SALES. S-REF TO COM ON LOC GOVT.
H. 893 (DURHAM) DURHAM LIEN/VEHICLE REMOVAL. S-REF TO COM ON JUDIC 2.
H. 906 (GUILFORD) COUNTY WATER/SEWER ASSESSMENTS. H-REPTD FAV.

****

Next sessions of Senate and House:

12 Noon, Tuesday, May 6, 1969.

G41
25:1969/80
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

North Carolina State Library
Raleigh
N. C.
Doc.

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 570 State grants to private colleges — APPROPRIATIONS
Introducers: Griffin and others — Sent to APPROPRN

"To appropriate a contribution from the State General Fund for the benefit of private colleges and universities." Appropriates from General Fund $2,637,000 for fiscal year 1969-70 and $2,689,000 for fiscal year 1970-71, to private colleges and universities in NC on basis of $100 per student who has resided in State for one year prior to enrollment; authorizes State Board of Higher Education to make rules and regulations and finally determine questions of student residence; directs State Treasurer to pay amounts authorized by Board.

S 571 Guilford Arts Center funds — APPROPRIATIONS
Introducer: Bowles — Sent to APPROPRN

"To provide financial assistance to the Guilford Musical Arts Center, Incorporated." Appropriates from General Fund $15,000 for fiscal year 1969-70 as title indicates.

S 572 School for Deaf chapel funds — APPROPRIATIONS
Introducers: Bowles and Evans — Sent to APPROPRN

"To appropriate $100,000 to the North Carolina School for the Deaf at Morganton to construct a chapel, provided matching funds are made available." As title indicates, specifying that matching funds shall be from sources other than State appropriations and that appropriation shall revert if matching funds not available by June 30, 1971. Effective July 1, 1969.

S 573 Zoo Authority-2 — GS 143
Introducer: MacLean — Sent to WILDLIFE

"To create the North Carolina Zoological Authority." Creates N.C. Zoological Authority with 15 member Board of Directors, responsible for establishment and location of N.C. Zoological Garden. Provides Board to consist of five members appointed by Governor, five by Lt. Governor and five elected by General Assembly in joint session, all to serve three-year terms. Empowers Board to elect successors and fill vacancies. Empowers Governor to select temporary chm'n to serve until chm'n elected by Board. Sets out powers and duties of Board to adopt such rules/regulations necessary to operation of zoological garden, to acquire property, employ persons, solicit funds, and provide generally for operation of zoological garden. Requires Board to elect

from its membership a five-member executive committee with such powers and duties as Board deems expedient. Authorizes Board to employ Zoo director and sets out duties, and to receive tax exempt gifts. Authorizes cities and towns to expend non-tax funds and give surplus property to aid zoological garden. Provides specifically that no state funds to be appropriated for acquisition, construction, or operation of zoological garden. Effective July 1, 1969.

S 574 Remove cars from State lots — GS 129
Introducer: McGeachy — Sent to JUDIC 1

"To provide for the removal of unauthorized motor vehicles from State-owned parking lots in the City of Raleigh." Adds new GS 129-4(4)(a) to provide that any motor vehicle parked in State-owned parking lot so designated by sign at least 2 feet square and in violation of "Rules and Regulations Governing State-Owned Parking Lots" may be removed from lot to storage place with owner liable for removal and storage charges. Precludes criminal or civil action arising from removal except when vehicle wilfully, maliciously, or negligently damaged in removal.

S 576 Clarify Omnibus School Bd. Act — GS 115
Introducers: Gurganus and Norton — Sent to EDUCATN

"Eliminating certain inconsistencies between the Omnibus School Board Appointment Act and the General Statutes, and clarifying the procedure for election of county boards of education in 1970." Rewrites SL 1969, Ch. 248 (H 378, "Omnibus school board appointments", digested in Bulletin No. 45, p. 332) to provide that members of boards appointed by Act to take office oaths by June 30, 1969 (now, 1st Monday in April, 1969); persons appointed for 2-year terms to hold office until 1st Monday in Dec., 1970 (now, 1st Monday in April, 1971) and those appointed for 4-year terms to hold office until 1st Monday in Dec., 1972 (now, no comparable provision).

Purports to rewrite SL 1967, Ch. 972, §2 (apparently intends §1), codified as GS 115-18, to provide that county boards of education to consist of five members elected at large for 4-year terms (now, to consist of not less than three nor more than nine) unless otherwise provided by local act of General Assembly. Purports to rewrite SL 1967, Ch. 972, §3 (apparently intends §2), codified as GS 115-19, to provide that all county boards of education to be elected on nonpartisan basis unless otherwise provided by local act of General Assembly (now, elections may be either on partisan or nonpartisan basis), starting with 1970 primary election and biennially thereafter; unless otherwise provided, election to be conducted under provisions of GS Ch. 163 then governing primary elections. Provides for elections of members as follows: (1) for terms of members appointed by General Assembly that are staggered so that as nearly half as possible expire every two years, then elections to be held in 1970, 1972, etc. to fill vacancies; (2) if Assembly appointments for terms expire in same year, then at 1st election three members receiving highest votes to have 4-year terms, and next two to have 2-year terms, with all thereafter to have 4-year terms; (3) if appointments are for terms not covered by (1) or (2), and/or boards have other than 5 members, then boards shall adopt resolution on or before 14th day before 1970 candidacy-filing-deadline designating terms of office for members elected to fill vacancies occurring in 1970 and 1972, said terms to be either for two or four years, in order than as nearly equal to 1/2 of terms to expire every two years thereafter--resolution to be filed with county board of elections, State Board of Elections and State Board of Education.

S 578 Workmen's comp. med. charges — GS 97
Introducer: Staton — Sent to MFG LABR

"To amend GS 97-26 relating to charges for medical services under the Workmen's Compensation Act." Provides pecuniary liability of employer for medical hospital, or nursing services, medicines, and other treatments required for benefit of employee by Workman's Comp Comm'n to be limited to reasonable charges for such services, medicines, etc. prevalent in State as a whole (now, "charges as prevail in the same community...").

HOUSE

H 954 ECU - FM station funds — APPROPRIATION
Introducer: Roberson (by request) — Sent to APPROPRN

"Appropriating funds to East Carolina University for the purchase of FM radio station equipment." Appropriates from General Fund $35,000 to ECU to purchase equipment and provide facilities for practical training in management of FM broadcasting. Effective July 1, 1969.

H 957 Good student liability discount — GS 58
Introducer: Strickland — Sent to INSUR

"Amending Chapter 58 of the General Statutes so as to permit automobile liability insurers to offer a 'good student' discount to youthful drivers maintaining certain scholastic standards either at the high school, college or university level." Amends GS 58-97 (dividends permitted to be paid to insurance policyholders according to risk classifications) providing stock or mutual insurer admitted to write auto liability insurance in State may, as provided by section, designate as class for dividend purposes "youthful automobile operators" (males between 16 and 25 years of age; females between 16 and 21 years of age) who have achieved and maintained high scholastic grades while enrolled in high school or institution of higher learning. Subjects such classification to prior approval of Insurance Commissioner. Applicable to all policies written or renewed after ratification.

H 959 County land condemnation — GS 153,136
Introducers: Frye and others — Sent to LOC GOVT

"To amend G.S. 153-9 to authorize counties to acquire land by condemnation in the manner described by Article 9 of Chapter 136 of the General Statutes of North Carolina." Amends GS 153-9(57) (exercise of power of eminent domain by county comm'rs for property necessary for construction, operation, or expansion of court house and jail) by changing method of property acquisition through condemnation, where negotiations with property owner unsuccessful, to method set out in GS 136, Art. 9 (condemnation by SHC for public roads under declaration of taking procedure) (presently authorizes condemnation through procedures in GS 40, Art. 2, relating to condemnation by public utilities, public institutions, municipalities).

H 960 Investments in S & L assocs. — GS 36
Introducers: J. Ramsey and Jernigan — Sent to INSUR

"To amend G.S. 36-3 to permit investment in savings and loan associations insured by an approved mutual deposit guaranty association." Amends GS 36-3, permitting fiduciaries to invest funds in stock of any federal savings and loan

association, to provide that authorization of NC Comm'r of Insurance or officer of supervising gov't agency is not required if funds are insured by any mutual deposit guaranty association authorized by NC Comm'r of Insurance under GS Ch. 54, Art. 7A.

H 961 Guaranty assoc. investments — GS 54
Introducers: J. Ramsey and Jernigan — Sent to INSUR

"To amend G.S. 54-44.8 to permit investment in bonds or other evidences of indebtedness of counties and municipalities of the State of North Carolina." Adds new GS 54-44.8(5)(h) to permit mutual deposit guaranty associations to invest funds in NC county and municipal bonds or other evidences of indebtedness which have a Moody rating of not less than AA and NC Municipal Council rating of not less than 90 points out of 100.

H 962 Investments in S & L assocs. - 2 — GS 159
Introducers: J. Ramsey and Jernigan — Sent to INSUR

"To amend G.S. 159-28.1(c)(5) to permit investment in savings and loan associations insured by an approved mutual deposit guaranty association." Permits local governmental units to invest available funds in shares of S & L ass'ns to extent such investment is insured by mutual deposit guaranty ass'n authorized to do business in N.C. under GS 54,Art 7A (regulation of mutual deposit guaranty associations). (Presently S & L investments authorized only to extent guaranteed by agency of U.S. Gov't.)

H 965 Hearing Aid Board — GS 93D
Introducer: Twiggs — Sent to JUDIC 2

"To regulate the practice of fitting and selling hearing aids." Adds new GS Chapter 93D, establishing NC State Hearing Aid Dealers and Fitters Board to be composed of seven members appointed by Governor (five hearing aid fitters and dealers from list compiled by NC Hearing Aid Dealers Assoc. with staggered 5-year terms and two otocaryngologists from Medical Society list with staggered 4-year terms). Provides for organization of Board; duties to include administering exams and issuing, suspending and revoking licenses; making rules (including code of ethics), require inspection of audiometric testing equipment of licenses, subpoena witnesses and records. Members compensated for necessary duties at 8 ¢ per mile and $20 per day subsistence from fees received by Board. Board may seek restraining order for violations. Makes it unlawful to fit or sell hearing aids without license or apprentice license issued by Board. Applicants for licensees to pay $50 fee, be 21 years old, have high school education, and pass exam, except Board may issue license to (1) persons licensed in other states with one year experience and (2) persons engaged in fitting and selling hearing aids in NC on effective date of Act with 2 years experience. Prescribes notice of examination and subjects for testing. Apprenticeship license to be issued without examination to persons who will be supervised by regular licensee, to expire after next succeeding examination given after one year of apprenticeship, renewable once until next examination if fails first opportunity. Board to keep record of all licensees, and collect annual $25 license fees. License to be displayed in offices. License requirements not to apply to licensed physicians or to prevent persons from measuring human hearing when no hearing aid sale involved. Violation of Act is declared misdemeanor punishable by $500 to $1,000 fine and/or maximum 6 months imprisonment. Act effective 90 days after ratification.

H 966 State ABC Board appointments — GS 18
Introducer: C. Taylor — Sent to ABC

"To amend G.S. 18-37 and G.S. 18-38, relating to the State Board of Alcoholic Control." Rewrites GS 18-37 and 18-38 to create State Board of Alcoholic Control consisting of chairman and 4 associate members, (now, 2 assoc. members) with not more than 3 members to be members of same political party (now, no political requirements). Provides that members be appointed by Governor on July 1, 1969 and quadrennially thereafter to 4-year terms (now, members to serve at pleasure of Governor). Authorizes Governor to fill vacancies on Board for unexpired term (now, at Governor's pleasure). Effective July 1, 1969.

H 967 Joint bank accts procedure — GS 41
Introducer: Paschall — Sent to BANKS

"To amend G.S. 41-2.1, relating to right of survivorship in bank deposits." Amends GS 41-2.1(b)(4) to provide for payment of joint bank deposits of less than $1,000 upon death of deceased to clerk of superior court, in accordance with GS 28-68 (relating to intestacy), the portion of unwithdrawn deposit subject to creditors' claims and governmental rights (now, payment only to legal representative of deceased for such purposes).

H 968 Recording corporate dissolutions — GS 55, 105
Introducers: Andrews and Stanford — Sent to JUDIC 1

"To make it clear that decrees and orders concerning dissolutions and cancellations of corporate charters are to be recorded by the Registers of Deeds." Adds to GS 55-129 (duties of officials as to decrees and orders concerning dissolution of corporations) provision specifying register of deeds shall record and index such order or decree of dissolution upon receipt thereof, in Record of Incorporations and return order or decree including notice of recordation to corporate representative if one can be located, and if not, document may be destroyed. Amends GS 105-230 (cancellation of corporate charter by Sec'y of State upon notice that corporation has failed to file taxation reports or pay tax as required by chapter) to specify same handling by register of deeds of notice charter cancellation as provided for order or degree of corporate dissolution. Effective July 1, 1969.

H 969 Littering fine increase — GS 14
Introducer: R. Jones — Sent to JUDIC 2

"To increase the maximum fine for placing trash, refuse or litter on highways and public roads." Amends GS 14-399 to set minimum fine of $20 (now $10) and maximum fine of $100 (now $50) for committing act indicated by title.

LOCAL BILLS INTRODUCED

SENATE

S 575 Appoint Durham treasurer — DURHAM
Introducer: Currie — Sent to LOC GOVT

"To amend the Charter of the City of Durham, being chapter 142, Private Laws of 1921, as amended by amending Section 24 thereof to authorize the City Council to appoint the director of finance as city treasurer." As title indicates.

S 577 Abolish county veterans officer — LEE
Introducer: Staton — Sent to VETERANS

"To repeal Chapters 599 and 914 of the Session Laws of 1945 and 1957 respectively relating to the Lee County Board of Veterans Affairs. As title indicates (cited chaps. provide for board of veterans affairs and director thereof). Effective July 1, 1969.

HOUSE

H 955 Open spaces & areas — ALAMANCE
Introducer: Harris — Sent to LOC GOVT

"To make article 14A of chapter 160 of the General Statutes, relating to open spaces and areas, applicable to Alamance County." Makes cited provisions relating to acquisition by county and municipal governing bodies of property for preservation of open spaces and public use applicable to Alamance.

H 956 County plumbing inspector — ALAMANCE
Introducer: Harris — Sent to LOC GOVT

"To amend G.S. 153-9(47), relating to the appointment of county plumbing inspectors, so as to make it applicable to Alamance County." Authorizes county comm'rs to appoint county plumbing inspectors, as title indicates.

H 958 Lincolnton street improvements — LINCOLN
Introducer: Leatherman — Sent to LOC GOVT

"To amend chapter 198, Session Laws of 1969, relating to street improvements in Lincolnton." Amends cited chapter (H 372, digested in Bulletin No. 45, p. 333) to delete reference to railroad property in proposed street or sidewalk improvement area.

H 963 1% sales/use tax — UNION
Introducer: Clark — Sent to FINANCE

"Enabling Union County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Union County Bd of Elections, upon written request of county commissioners, or upon petition signed by 15 percent of qualified voters in county voting in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Union for use outside county or bought outside NC for use in Union. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population to county to include all persons therein. Provisions of GS Ch. 105, Art 5 applicable to tax so far as not inconsistent with provisions of Act.

H 964 Constable salary — MOORE
Introducer: Auman — Sent to LOC GOVT

"To authorize the Board of County Commissioners of Moore County to fix the salary of constables." Authorizes Moore county comm'rs to fix and pay from county general fund salary of all constables in county in lieu of all fees.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 134 Morehead school revision (digested in Bulletin No. 29, p. 178). Committee substitute adopted in Senate 5/6/69 prescribing 9-month term of school attendance for deaf children and blind children between 6 and 18 years of age (original bill, 10-month term; present law, 9-month term), and providing that blind children may attend public school in lieu of State school for the deaf or blind. Adds requirement for county and city sup'ts to report defective children to Dep't of Public Instruction (original bill, report only to sup't of State school for deaf, blind, or feeble-minded). Establishes eligibility for admission to Gov. Morehead School as between ages of 6 and 18 (original bill, 7 and 21).

S 317 Commitment of chronic alcoholics (digested in Bulletin No. 54, p. 434). Clarifying amendment adopted in House 5/6/69.

S 368 Rowan Tech land conveyance (digested in Bulletin No. 59, p. 473). Technical amendment adopted in House 5/6/69.

S 490 (Durham) Non-conforming use amortization (digested in Bulletin No. 68, p. 610). Committee substitute adopted in Senate 5/6/69 making provisions of Act applicable only to City of Durham.

HOUSE

H 280 Public school property-trespassers (digested in Bulletin No. 37, p. 248; House committee substitute digested in Bulletin No. 77, p. 720). Amendments adopted in House 5/6/69 to (1) add razors, razor blades and other sharp-edged instruments not used solely for instructional purposes to items which may not be possessed on public school property, and (2) require "written" permission from principal of school to carry prohibited items (adds quoted word).

H 521 Landscape architect registration (digested in Bulletin No. 55, p. 451). Committee substitute adopted in House 5/6/69 generally restructuring original provisions and stating more generally powers and duties of Board of Landscape Architects (omits specific provisions relating thereto in original). Defines "Landscape Architect" as person holding certificate to such effect granted under authority stated herein. Defines "Landscape Architecture" as preparation of plans and execution of projects involving arranging land and elements thereon for public or private use, embracing drainage, soil conservation, grading and planting plans, and erosion control. Prohibits use of designation of person as "Landscape Architect", etc. after July 1, 1970 unless licensed or registered by Board. Provides applicants for examination by Board to have such qualifications as Board may prescribe, (originally set out qualifications in detail), setting out certain minimum qualifications. Empowers Board to issue temporary permits pending examinations and to grant reciprocity to persons holding licenses

from other states under regulations which Board may prescribe (originally set out in detail provisions for reciprocity). Provides applicant submitting license application to Board prior to July 1, 1970 who presents evidence he has been engaged in practice of landscapearchitecture on or before July 1, 1968 shall be exempt from examination. Provides annual certificate renewal fee to be as prescribed by Board, (originally specified fee of $100 plus $10 per month late renewal fee). Sets out maximum fee schedule for charges levied by Board. Provides Board may refuse, revoke or suspend certificate as provided by GS 150 (Uniform Revocation of Licenses) (originally set out conditions in detail under which Board could suspend, revoke or refuse license). Provides practice of landscape architecture other than as provided by chapter to be misdemeanor, and empowers Board to enjoin possible violations (originally specified penalties for violation of chapter and set out specific offenses). Omits original provisions in original dealing with maintenance by landscape architect of seal and recordation of certificate to practice in office of CSC. Effective July 1, 1969.

H 791 (Durham) City water facilities, costs (digested in Bulletin No. 66, p. 580). Amendments adopted in House 5/6/69 to (1) make Act applicable only to Durham County and be supplementary rather than in substitution to other powers and duties of County's municipalities, and (2) provide Act does not enlarge power of County to condemn property already devoted to public use.

SENATE AND HOUSE CALENDAR ACTION MAY 06,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 56 SAFE DRIVER REWARDS.(4/10, 4/16) H-REPTD UNFAV.
S. 134 MOREHEAD SCHOOL REVISION.(5/06) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 233 AGE AND WORKING HOURS FOR WOMEN. S-REPTD UNFAV.
S. 244 SAFE KEEPING COUNTY PRISONERS.(4/02, 5/05) S-CONCURRED IN H AMEND.
S. 296 2 DOORS ON 32 FOOT HOUSE TRAILERS.(4/15) H-PASSED 2ND & 3RD READINGS.
S. 308 STUDENTS ON UNC BOARD.(4/29) S-PLACED ON CAL FOR MAY 7.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS.(5/06) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO CONCUR IN H-AMEND.
S. 330 PRISONER LISTS. S-REPTD FAV.
S. 367 STUDENT AID STUDY COMMISSION.(4/16) H-REPTD FAV AS AMENDED.
S. 385 PUBLIC POULTRY IMPROVEMENT. H-PASSED 2ND & 3RD READINGS.
S. 386 BRUCELLOSIS TESTING. H-PASSED 3RD READING.
S. 485 CREDIT UNION DEDUCTIONS:STATE PAY.(5/02) H-REF TO COM ON ST.PERS.
S. 490 NON-CONFORMING USE AMORTIZATION.(5/06) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 500 PHYSICAL THERAPY PRACTICE ACT. S-REPTD FAV AS AMENDED.
S. 506 WORKSHOPS FOR NURSES.(4/30) S-REPTD FAV AS AMENDED.
S. 510 (J.RES.) STUDY USE OF ENC SANITORIUM. S-REPTD FAV.
#S. 558 (J.RES.) HNORING ROBERT H WETTACH. RATIFIED - RES.53.
S. 566 FULL TIME SOLICITORS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29) H-PLACED ON CAL FOR MAY 8.
H. 102 DRIVING UNDER INFLUENCE - 2. H-REPTD FAV.
#H. 165 DRIVING UNDER INFLUENCE - 4. H-REPTD UNFAV.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30) S-REF TO COM ON ABC.
#H. 207 SPEEDING TO AVOID APPREHENSION-3.(4/09, 4/10) S-FAILED 2ND READING.
H. 280 PUBLIC SCHOOL PROPERTY-TRESPASSERS.(5/01, 5/06) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 316 QUAIL SALE.(4/09, 4/15) S-REPTD UNFAV WITH MIN REPORT.
H. 474 CLARIFY LAWS OF LARCENY. S-REPTD FAV AS AMENDED.
H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.

H. 528 TRUST ACT VALIDATION. S-REPTD FAV.
H. 587 SANITARY DISTRICT WATER SYSTEM. S-REPTD FAV.
H. 647 VOCATIONAL TEXTILE SCHOOL BOARD. S-REPTD FAV.
H. 706 BARBED-WIRE FENCES ON HIGHWAYS. S-REF TO COM ON ROADS.
H. 787 N.C.EMPLOYEES TRAVEL/SUBSISTENCE. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H. 838 REGISTER AS EX OFFICIO NOTARY. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 881 SCHOOL FISCAL OFFICERS. H-RE-COM TO COM ON EDUCATN.
H. 882 STUDENT TEACHER LEGAL STATUS. S-REF TO COM ON JUDIC 1.
H. 902 FUNERAL EXPENSES DECEASED'S DEBT. H-REPTD FAV.
#H. 923 (J.RES.) HONORING J HECTOR CLARK,SR.. RATIFIED - RES.52.

LOCAL BILLS

S. 368 (ROWAN) ROWAN TECH LAND CONVEYANCE.(4/16, 5/06) H-RECALLED FROM ENROLLING; H-RECONSIDERED 3RD READING; H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT CONCUR IN H AMEND; S-CONCURRED IN H AMEND.
S. 400 (SAMPSON) HARRELLS CHARTER REVISION.(4/17) H-PASSED 3RD READING.
S. 421 (CALDWELL) COMMISSIONERS' COMPENSATION.(5/05) S-CONCURRED IN H AMEND.
S. 423 (HARNETT) ANGIER ABC ELECTION.(5/02) H-REF TO COM ON ABC.
S. 545 (LEE) SANFORD ABC BOARD. H-REPTD FAV.

H. 338 (IREDELL) STATESVILLE POLICE-FIRE RESIDENCY. S-REPTD FAV.
H. 550 (PITT) GREENVILLE-ECU LAB SCHOOL.(4/24) S-REPTD FAV.
H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE.(4/24, 5/02) H-CONCURRED IN S-AMENDMENT.
H. 791 (DURHAM) CITY WATER FACILITIES, COSTS. (5/06)H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 799 (CUMBERLAND) ANNEX FAYETTEVILLE AIRPORT. S-REF TO COM ON LOC GOVT.
H. 856 (NORTHAMPTON) WOODLAND TOWN LIMITS. S-REF TO COM ON LOC GOVT.
H. 859 (LEE) SANFORD PROPERTY TRANSFER. S-REPTD FAV.
H. 906 (GUILFORD) COUNTY WATER/SEWER ASSESSMENTS. H-PASSED 2ND READING.

****

Next session of the Senate: 12 Noon, Wednesday, May 7, 1969.

Next session of the House: 11:45 a.m., Wednesday, May 7, 1969.

#

G41
25:1969/81
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 81 -763- WEDNESDAY, MAY 7, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 579 Small trailer turn signals — GS 20
Introducer: Penn — Sent to HY SAFTY

"To amend G. S. 20-125.1 to increase the minimum weight limits on small trailers at which directional signals are required from 3,000 to 4,000 lbs." Amends GS 20-125.1(c)(2) to exempt trailers of which gross weight of trailer and load does not exceed 4,000 lbs from requirement of directional signals (now, 3,000).

S 580 Uniform beer and wine ballot (Iden. H 995) — GS 18
Introducer: J. White — Sent to ABC

"To amend Chapter 18 of the General Statutes to authorize the same forms of ballots in beer and wine elections for counties as are authorized for municipalities." Identical with H 995, digested below in today's bulletin.

S 581 Collection agencies regulation — GS 66
Introducers: Allen and Edwards — Sent to INSUR

"Amending Article 9 of Chapter 66 of the General Statutes relating to collection agencies so as to define collection agencies and the business thereof and to provide uniform regulation and statewide standards for such businesses." Rewrites GS 66-41 to make it a misdemeanor, for each day of violation (now, only a single penalty), and for officer of agency, for a collection agency to operate in NC without permit from NC Comm'r of Insurance. Adds new GS 66-41.1 requiring agencies to apply to Comm'r for each location of business, on forms provided by Comm'r, and supplying such information as Comm'r feels necessary to determine if applicant should receive permit. Requires that application contain evidence of good moral character, that no unsatisfied judgments exist against applicant, and a financial statement. (Similar provisions now in GS 66-42.) Rewrites GS 66-42 to define collection agency to include (1) persons, firms, etc. soliciting from more than one person, firm, etc., claims of any kind owed or claimed to be owed solicited person, firm, etc.; (2) persons, firms, etc. using fictitious name indicating to debtor that third person is collecting claim; (3) persons, firms, etc. which attempt or do give away or sell to other persons, firms, etc. not licensed under this Act, any system or series of letters of forms for use in collection, and which indicate that claim is being collected by person other than to whom owed; and (4) person, firms, etc. procuring listing of debtors from creditor and selling the listing or otherwise receiving fee or benefit from collections made on such listing. Exempts from definition

regular employees of single creditor, banks, trust companies, S & L ass'ns, B & L ass'ns, licensed real estate brokers and agents handling claims related to their regular business, express and telegraph companies subject to public regulation, attorneys handling claims in own name, persons handling claims under court order, or persons, firms, etc who purchase claims to collect in their own name. (No definitions section now included in Act.) Rewrites GS 66-47 to make operating as collection agency without permit, failing to furnish information required by Comm'r, or failing to observe Comm'r's regulations, a misdemeanor punishable in discretion of court. (Similar provisions now in GS 66-47.) Rewrites GS 66-49 to require all collection agencies regulated by Act to, after July 1, 1969, in correspondence with debtors,use stationery containing true name of agency in bold type, plus precise street and mailing address; and to require the agency to prominently display in each office its permit. Effective July 1, 1969.

S 583 Mining Registration Act (Iden. H 970) — GS 113, 143
Introducer: Bailey — Sent to CONS & DEV

"To create the position of State Mining Engineer and to provide for the registration of mining operations in North Carolina." Identical with H 970, digested below in today's bulletin.

S 584 Mining registration funds (Iden. H 971) — APPROPRIATION
Introducer: Bailey — Sent to CONS & DEV

"To appropriate funds to the Department of Conservation and Development for the registration of mining operations in North Carolina and to create the position of State Mining Engineer." Identical with H 971, digested below in today's bulletin.

S 585 Carrier registration penalties (Iden. H 974) — GS 62
Introducer: Bailey — Sent to PUB UTIL

"To provide penalties for failure of interstate common carriers to register interstate operating authority for operation on the highways of North Carolina." Identical with H 974, digested below in today's bulletin.

S 586 Gas line inspection agreements (Iden. H 975) — GS 62
Introducer: Bailey — Sent to PUB UTIL

"To authorize the Utilities Commission to enter into agreements with the Department of Transportation for inspection of natural gas pipelines in North Carolina." Identical with H 975, digested below in today's bulletin.

S 587 Explosives trucks-stop at RRs (Iden. H 976) — GS 62
Introducer: Bailey — Sent to PUB UTIL

"To amend Chapter 20 of the General Statutes to require motor vehicles transporting inflammable and explosive materials to stop at railroad grade crossings." Identical with H 976, digested below in today's bulletin.

S 588 9-passenger taxicabs (Iden. H 977) — GS 62, 20
Introducer: Bailey — Sent to PUB UTIL

"To amend G. S. 62-260(a)(2) to reconcile said section with G. S. 20-87 relating to nine-passenger taxicab vehicles." Identical with H 977, digested below in today's bulletin.

S 589 Inspect property transports (Iden. H 978) GS 62
Introducer: Bailey Sent to PUB UTIL

"To amend G. S. 62-261(7) to provide vehicle inspection of motor common carriers of property and passengers." Identical with H 978, digested below in today's bulletin.

S 590 Register ICC exemptions (Iden. H 979) GS 62
Introducer: Bailey Sent to PUB UTIL

"To amend G. S. 62-266(a) and G. S. 62-300 (a)(12) to require registration of interstate motor vehicles transporting commodities for hire under interstate Commerce Commission exemptions." Identical with H 979, digested below in today's bulletin.

S 591 Safety rules-common carriers (Iden. H 980) GS 62
Introducer: Bailey Sent to PUB UTIL

"To authorize the Utilities Commission to promulgate rules and regulations for the safety of operation of interstate common carrier motor vehicles." Identical with H 980, digested below in today's bulletin.

S 592 Technical changes-Util. Comm'n (Iden. H 981) GS 40, 62
Introducer: Bailey Sent to PUB UTIL

"To amend G. S. 40-5 to correct cross-reference to the Public Utilities Act and to amend G. S. 62-261 to correct the words 'Interstate Commerce Commission' to read 'U.S. Department of Transportation'." Identical with H 981, digested below in today's bulletin.

S 593 Inspect utility affiliate records (Iden. H 982) GS 62
Introducer: Bailey Sent to PUB UTIL

"To authorize the Utilities Commission and its employees to inspect the records of corporations affiliated with public utilities doing business in North Carolina." Identical with H 982, digested below in today's bulletin.

S 594 False info-Util. Comm'n (Iden. H 983) GS 62
Introducer: Bailey Sent to PUB UTIL

"To amend Chapter 62 of the General Statutes to provide penalties for filing or giving false information to the Utilities Commission or withholding information from the Utilities Commission." Identical with H 983, digested below in today's bulletin.

S 595 Premium financing GS 58
Introducer: Bowles Sent to INSURANCE

"To amend the General Statutes relating to premium financing." Amends GS 58-60(1) to require that 10-day notice of cancellation of insurance premium finance contract upon defaulted installment payment shall be mailed to the last known address of insured (now, "furnished" to insured).

S 596 ENC Sanatorium property transfer — GS 131
Introducer: Kirby — Sent to JUDIC 2

"To authorize the Eastern North Carolina Sanatorium for the Treatment of Tuberculosis to convey certain surplus property to the Wilson County Technical Institute." Authorizes Sanatorium Board of Directors to convey property described by metes and bounds to Institute upon terms satisfactory to Board.

S 597 County comm'rs as housing auth. — GS 153, 157
Introducer: McGeachy — Sent to LOC GOVT

"Authorizing any board of county commissioners to act as a county housing authority." Amends GS 157-33 and -34 (procedure for creation of county housing authority) to make it applicable to any county (now, only county with more than 60,000 population) and to permit board of comm'rs to constitute itself as housing authority or appoint separate authority (now, only separate authority is provided for).

S 600 Increase judgment for att'y fees — GS 6
Introducer: Staton — Sent to JUDIC 2

"To amend G.S. 6-21.1, so as to increase the amount of the judgment in which attorney fees may be allowed." Amends GS 6-21.1, allowing counsel fees as part of costs in certain cases, to provide same where judgment for recovery of damages is $1,500 or less (now, $1,000 or less).

S 601 Cable TV use period — GS 160
Introducer: Patterson — Sent to Finance

"To amend G.S. 160-382, to fix the period of usefulness of cable television systems." Adds new GS 160-382(d)(22) setting maximum period of usefulness of CATV systems at 30 years, under Municipal Finance Act.

HOUSE

H 970 Mining Registration Act (Iden. S 583) — GS 113, 143
Introducer: Bryan — Sent to CONS&DEV

"To create the position of State Mining Engineer and to provide for the registration of mining operations in North Carolinas!" As title indicates. Defines "mining" as it is now defined in Interstate Mining Compact (GS 74-37, Art. II). Creates position of State Mining Engineer within Dep't of C & D, to work under supervision of State Geologist. Requires registration of all mining operations in NC by March 31, 1970 with State Mining Engineer, with application to include information on nature of business, number of employees, maps of mining area, estimated period of mining operation, and present and proposed conservation and land reclamation plans; authorizes Mining Council to exempt mining operations involving or affecting less than 1/4-acre of surface. Provides for Mining Council to develop recommendations for 1971 General Assembly for regulation of mining operations, including designation of responsible State agency, specification of legal responsibility for reclamation of mined-out land, and creating licensing system to ensure adequate conservation and land reclamation. Authorizes Mining Council to adopt rules and regulations to implement Act. Makes violations of Act or Council regulations a misdemeanor, punishable by maximum $50 fine and/or 30 days' imprisonment.

H 971 Mining registration funds (Iden. S 584) APPROPRIATIONS
Introducer: Bryan Sent to APPROPRN

"To appropriate funds to the Department of Conservation and Development for the registration of mining operations in North Carolina and to create the position of State Mining Engineer." Appropriates from General Fund $20,174 for fiscal year 1969-70 and $20,656 for fiscal year 1970-71 to the Dep't of C & D, for use of Division of Mineral Resources to implement Mining Registration Act of 1969 and create position of State Mining Engineer. Effective July 1, 1969.

H 972 Inspect mirror & windshield GS 20
Introducer: Paschall Sent to HY SAFTY

"To amend G. S. 20-183.3 to add tires, windshields and mirrors to the items subject to the annual safety inspection." Amends GS 20-183.3 to add windshields and inside and outside rear-view mirrors to list of equipment to be inspected. Rewrites GS 20-127 to require that windshield and mirrors must be free from discoloration, breakage or other defects which materially obstruct driver's clear view of highway (adds reference to breakage and other defects). Effective Jan. 1, 1970.

H 973 Price notices-type size GS 25, 14
Introducer: Fulton Sent to JUDIC 1

"Relating to the size of the printing used in advertising or stating the price of goods offered for sale." Provides that whenever any price is printed or otherwise displayed for merchandise offered for sale, and such price includes a fraction of a dollar, cent, or both, the fraction must be printed or displayed in letters at least one/third the size of the letters of the whole dollars or cents. Makes violation of Act a misdemeanor punishable by fine of not more than $100. Effective July 1, 1969.

H 974 Carrier registration penalties (Iden. S 585) GS 62
Introducer: McMichael Sent to PUB UTIL

"To provide penalties for failure of interstate common carriers to register interstate operating authority for operation on the highways of North Carolina." Adds new GS 62-266(c) to provide $25 penalty to be added to registration fees provided in GS 62-300(8) and (13) for any person operating common carrier motor vehicle in interstate commerce over NC highways without filing a copy of its respective interstate authority and registering each vehicle operated in NC with Utilities Comm'n; penalty and fees to be collected by Comm'n inspectors and investigators. Adds new GS 62-266(d) to prohibit operation of motor carrier in interstate commerce in NC without filing evidence of required insurance with Utilities Comm'n and carrying identification stamp on approved Uniform Cab Card for each vehicle; stamp to be issued annually on Jan. 1, valid through Feb. 1 of next year; violation carries $25 penalty, which may be paid under protest with right of hearing before Utilities Comm'n within 30 days after request; action may be brought in Wake Superior Court for refund; provides no restraining order or injunction shall be issued to enjoin penalty collection or to permit vehicle operation without penalty payment.

H 975 Gas line inspection agreements (Iden. S 586) GS 62
Introducer: McMichael Sent to PUB UTIL

"To authorize the Utilities Commission to enter into agreements with the Department of Transportation for inspection of natural gas pipelines in North Carolina." Adds new GS 62-50 (b) and (c) -- redesignating existing GS 62-50 as 62-50(a) -- permitting Comm'n to agree with US Dep't of Transportation or other fed'l agencies for regulation and inspection for safety standards of all natural gas pipelines in NC. Adds new GS 62-50(d) providing that violations of section subject persons to civil penalties of $1000 per day per violation, up to $200,000. Adds new GS 62-50(e) permitting Comm'n to compromise in actions for civil penalties, considering size of business of person charged, gravity of violation, and good faith of violator in attempting to achieve compliance. Effective Sept. 15, 1969.

H 976 Explosives trucks-stop at RRs (Iden. S 587) GS 62
Introducer: A. Jones Sent to PUB UTIL

"To amend Chapter 20 of the General Statutes to require motor vehicles transporting inflammable and explosive materials to stop at railroad grade crossings." Purports to amend GS Ch. 20 (apparently intends to amend GS Ch. 62) by adding new GS 62-143.1 to require as title indicates. Makes failure to comply a misdemeanor subject to fine or imprisonment in court's discretion. Effective Sept. 15, 1969.

H 977 9-passenger taxicabs (Iden. S 588) GS 20, 62
Introducer: McMichael Sent to PUB UTIL

"To amend G.S. 62-260(a)(2) to reconcile said section with G.S. 20-87 relating to nine-passenger taxicab vehicles." Amends GS 62-260(a)(2) to exempt from regulation of GS Ch. 62, Art. 12 (Motor Carriers) taxicabs seating up to 9 passengers (now, 6), thus bringing such regulation into consistency with definition of taxicab in GS 20-87(3) (Passenger vehicle registration fees). Effective Sept. 15, 1969.

H 978 Inspect property transports (Iden. S 589) GS 62
Introducer: McMichael Sent to PUB UTIL

"To amend G.S. 62-261(7) to provide vehicle inspection of motor common carriers of property and passengers." Amends GS 62-261(7) to authorize Utilities Comm'n to enter premises of motor carriers subject to Art. 12 ("Motor Carriers") to inspect vehicles and equipment used by carriers in transportation of passengers and property (now, only passengers). Effective Sept. 15, 1969.

H 979 Register ICC exemptions (Iden. S 590) GS 62
Introducer: McMichael Sent to PUB UTIL

"To amend G.S. 62-266(a) and G.S. 62-300(a)(12) to require registration of interstate motor vehicles transporting commodities for hire under Interstate Commerce Commission exemptions." Amends GS 62-266(a) to require carriers with ICC exemptions to register their exempt operation with the Utilities Comm'n. Amends GS 62-300(a)(12) to provide that fee for registering such exempt status is $25, and $5 for each amendment thereto. Effective Sept. 15, 1969.

H 980 Safety rules-common carriers (Iden. S 591) GS 62
Introducer: McMichael Sent to PUB UTIL

"To authorize the Utilities Commission to promulgate rules and regulations for the safety of operation of interstate common carrier vehicles." Adds new GS 62-281 to authorize Utilities Comm'n to make highway safety rules and regulations for common carrier motor vehicles engaged in interstate commerce over NC highways. Effective Sept. 15, 1969.

H 981 Technical changes-Util. Comm'n (Iden. S 592) GS 40, 62
Introducer: McMichael Sent to PUB UTIL

"To amend G. S. 40-5 to correct cross-reference to the Public Utilities Act and to amend G. S. 62-261 to correct the words 'Interstate Commerce Commission' to read 'U. S. Department of Transportation'." Amends GS 40-5 to correct cross-reference to authority of Utilities Comm'n to regulate construction of industrial sidings to GS 62-232 (now, GS 62-45). Amends GS 62-261 to change reference to federal rule-making authority whose rules may be adopted by Utilities Comm'n with respect to maximum hours of service of drivers and safety of equipment to Dep't of Transportation (now, ICC). Effective Sept. 15, 1969.

H 982 Inspect utility affiliate records (Iden. S 593) GS 62
Introducer: McMichael Sent to PUB UTIL

"To authorize the Utilities Commission and its employees to inspect the records of corporations affiliated with public utilities doing business in North Carolina." Adds new GS 62-51 to authorize Comm'n and employees to inspect books and records of corporations affiliated with utilities regulated by Comm'n under GS Ch. 62, including parent corporations and their subsidiaries. Extends authorization to all reasonably necessary inspection of books/records of account, and agreements and transactions between public utilities doing business in NC and affiliated corporations qua intrastate service. Gives inspection right to books/records in and out of NC. Provides that if affiliated corporation refuses to permit inspectionthen Comm'n empowered to order public utility regulated in NC to show cause why it should not secure such books/records for inspection or why their franchise to operate as public utility in NC should not be cancelled. Effective Sept. 15, 1969.

H 983 False info-Util Comm'n (Iden. S 594) GS 62
Introducer: McMichael Sent to PUB UTIL

"To amend Chapter 62 of the General Statutes to provide penalties for filing or giving false information to the Utilities Commission or withholding information from the Utilities Commission." Adds new GS 62-326 to prohibit any person, firm or corporation knowingly or wilfully to file or give false information in any statement or document to Utilities Comm'n; or wilfully withhold clearly specified and reasonably obtainable information or report or statement required by Comm'n in performance of its duties; violation is misdemeanor with fine or imprisonment in court's discretion. Effective Sept. 15, 1969.

H 984 Workmen's Comp. medical charges (Iden. S 578) GS 97
Introducer: Messer Sent to EMPLOYMT

"To amend G. S. 97-26 relating to charges for medical services under the Workmen's Compensation Act." Identical with S 578, digested in Bulletin No. 80, page 755.

H 985 Aid revoked-disrupting colleges — GS 116
Introducer: Barbee — Sent to HIGHR ED

"To revoke all scholarships and grants of funds for the assistance of students who are convicted, enter a plea of guilty or nolo contendere to a charge of riot, inciting a riot, trespass or the seizure of the buildings or facilities on the campuses of State-supported colleges and universities." Requires all persons or officials having charge of and authority over granting of any scholarships or any other form of financial aid to students registered and enrolled in State-supported college or university to revoke and withdraw such aid from any student convicted or having forfeited appearance bond for following charges: inciting or engaging in riot; unlawful demonstration or assembly; breach of peace; seizing or occupying building or facility; sitting down in seized building; lying down in entrances to buildings or facilities.

H 986 Trespass by expelled students — GS 14, 116
Introducer: Barbee — Sent to HIGHR ED

"To make it a misdemeanor for any student who has been expelled or suspended from a State-supported institution of learning to enter in and upon the campus of such institution while under such expulsion or suspension." As title indicates, with punishment of $500 fine, 6 months imprisonment or both.

H 987 (Joint Resolution) Honoring Dr. Rudolph Jones — MISC RES
Introducer: Frye — Passed and sent to SENATE

"Honoring the work of Dr. Rudolph Jones upon his resignation as President of Fayetteville State College." As title indicates.

H 988 Regulate radio common carriers — GS 62
Introducer: Twiggs — Sent to PUB UTIL

"To grant jurisdiction to the North Carolina Utilities Commission as it relates to radio common carriers." Adds new article to GS Ch. 62 to empower NC Utilities Comm'n to regulate radio common carriers. Defines "radio common carriers" as every combination of persons operating or managing a radio common carrier engaged in business of providing one- or two-way radio communications and licensed as miscellaneous common carrier by FCC, or operating in any part of radio spectrum but not in business of providing public land line message telephone or telegraph service. Telephone and telegraph utilities are not radio common carriers but radio communication furnished to public for compensation, defined as radiotelephone service, to be under jurisdiction of Comm'n. Prohibits radio common carrier from constructing, operating, or extending radio system, or acquiring ownership or control of same without obtaining from Comm'n certificate that present or future public convenience and necessity requires such construction, operation or acquisition. Excludes from article need to secure certificate for following: (1) extension within authorized service area; (2) extension to territory already served which is necessary in ordinary course of business; (3) substitute facilities within or to authorized service area already served; (4) extension into territory contiguous to that already served and not receiving similar service from another carrier when no certificate issued or applied for by other carrier; (5) acquisition and operation of plant or system heretofore constructed or hereafter constructed under certificate. Authorizes Comm'rs to make rules and regulations for issuing certificates.

Provides that persons not franchised or certificated by Comm'n as radio common carrier but engaged in operation of such carrier licensed by FCC on effective date of article to receive certificate from Comm'n for operation of carrier in territory it professes to serve if carrier files application with Comm'n within 30 days after effective date. Prohibits Comm'n from granting certificate for proposed radio common carrier operation or extension into established service area in competition with or duplicating any other carrier unless existing service inadequate to meet needs of public and is unable or refuses or neglects after hearing to provide adequate service. Distinguishes provisions of article from mobile radio telephone service offered by land line telephone or telegraph utilities regulated by Comm'n.

H 989 Clarifying school unit merger — GS 115
Introducer: Tart — Sent to EDUCATN

"To clarify the statute relating to the consolidation and merger of county and city school administrative units located in the same county." Amends GS 115-74.1(6) to clarify that school merger plan shall state whether or not supplemental school tax in any unit is to be continued, and adding new provisions abolishing former boards of education of separate units upon commencement of duties by new board of merged or consolidated units; ratifies prior merger or consolidation proceedings.

H 990 Ban involuntary school bussing — GS 115
Introducers: Carson and others — Sent to EDUCATN

"To protect the neighborhood school system and to prohibit the involuntary bussing of pupils outside the district in which they reside." Adds new GS 115-183.1 prohibiting assignment of pupils to schools outside the districts in which they reside except upon application of parent, guardian, or person in relation of in loco parentis. Requires that pupils residing within district of two or more schools be assigned to school closest to place of residence, unless parent, etc. applies for attendance elsewhere. Permits local school board to provide transportation for pupils inside or outside district, but this Act must be respected. Prohibits use of public funds from any source for transportation of pupils in contravention of Act.

H 991 Later post-conviction petitions — GS 15
Introducer: J. Ramsey — Sent to JUDIC 2

"To amend G.S. 15-218 and G.S. 15-220, relating to post-conviction petitions, so as to allow the Superior Court to consider a subsequent petition." Amends GS 15-218 to provide that Superior Court may allow claims of substantial denial of constitutional right or other error remediable by post-conviction petition, not contained in original petition, in a subsequent petition if the Court finds a ground for relief asserted which for sufficient reason was not asserted or was inadequately asserted in original petition. Amends GS 15-220 to delete sentence providing that withdrawal of petition constitutes waiver of claim alleged in petition.

H 992 Mixed beverage sale fees — GS 18
Introducers: DeBruhl and Harkins — Sent to FINANCE

"To amend Chapter 18 of the General Statutes to establish certain payments and fees with respect to the purchase and sale of beverages pursuant to Article 14 of Chapter 18 of the General Statutes." Adds new Art. 15 to GS Ch. 18 to provide that licensees under proposed Art. 14, GS Ch. 18 ("liquor-by-the-drink", contained in H 534, digested in Bulletin No. 56, p. 463) to pay to ABC store in addition to regular purchase price an extra $.80 for each fifth, $1.00 for each quart, and $2.00 for each half-gallon. (H 534 sets additional amount of $2.00 per gallon.) Authorizes Comm'r of Revenue, upon issuance of license under proposed Art. 14 of GS Ch. 18, to collect from licensee annual license fee payable into General Fund as follows: $5 per seat for 1st 100 seats; extra $2.50 for 2nd 100 seats; extra $1.25 for 3rd 100 seats; extra $1.00 for all seats between 301 and 500; and extra $.50 for all seats above 500. (H 534 sets license fee as follows: $10 per seat for 1st 100 seats; extra $5 for 2nd 100 seats; extra $2.50 for 3rd 100 seats; extra $1.25 for all seats between 301 and 500; and extra $.50 for all seats above 500.)

H 993 Farm chemicals: sales tax — GS 105
Introducer: Auman — Sent to FINANCE

"Relative to the sales tax on farm chemicals." Amends GS 105-164.13(2) to specifically exempt from sales tax, defoliants for use on cotton or other crops, plant growth inhibitors, regulators, or stimulators for agriculture including systemic and contact or other sucker control agents for tobacco and other crops. Effective Jan. 1, 1970.

H 994 Commitment for observation — GS 122
Introducer: Love — Sent to JUDIC 1

"To repeal G. S. 122-190 and rewrite G. S. 122-91 to authorize District Court judges to order alleged criminals to be committed to a State hospital for observation and treatment." Purports to repeal GS 122-190 (apparently intended GS 122-90 (Inferior courts without jurisdiction to commit)). Amends GS 122-91 to permit chief district court judge or presiding district court judge (as well as, under present law, superior court presiding or resident judge) to order commitment of alleged criminal charged with commission of felony to State hospital for observation and treatment.

H 995 Uniform beer and wine ballot (Iden. S 580) — GS 18
Introducer: Short — Sent to ABC

"To amend Chapter 18 of the General Statutes to authorize the same forms of ballots in beer and wine elections for counties as are authorized for municipalities." Adds new paragraph to GS 18-125 permitting beer and wine election ballot forms in county elections to follow any form permitted by GS Ch. 18 for municipal beer and wine elections.

H 996 (Joint Resolution) State reapportionment convention — MISC RES, CONSTITUTION
Introducer: Andrews and others — Sent to CONSTUTN

"Recalling North Carolina's resolution memorializing Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States relating to the apportionment of State legislatures." As title indicates, refering to Resol. No. 60 of 1965 General Assembly ratified on May 12, 1965.

LOCAL BILLS INTRODUCED

SENATE

S 582 School board election — AVERY
Introducer: Norton — Sent to LOC GOVT

"To provide for the non-partisan election of the members of the Avery County Board of Education, and to fix their term of office." Provides for 5-member board of education, with staggered terms of six years commencing on first Monday in March following election. Special non-partisan election to be held last Tuesday in Feb. 1971 and biennially thereafter, in same manner as general elections, with no primary; candidates to file with county bd of elections by second Fri. in Jan. next preceding special election; any qualified voter in county is eligible; vacancies to be filled by board of education. For initial board Act names members and their terms.

S 598 Clarify deadly weapon confiscation — CUMBERLAND, HALIFAX, HARNETT, PAMLICO, PERQUIMANS, ROCKINGHAM, SCOTLAND, WARREN
Introducer: Staton — Sent to JUDIC 2

"To clarify the application of the statutes regarding confiscation of deadly weapons in certain counties." Provides that counties exempted, by SL 1965, Ch. 954, Sec. 2-1/2, as amended by SL 1969, Ch. 301, from coverage of GS 14-269.1 (Confiscation and disposition of deadly weapons) are to be covered by provisions of GS 14-269(b) as it read prior to rewriting of GS 14-269 by SL 1965, Ch. 954.

S 599 CSC gun permit records — HARNETT, LEE
Introducer: Staton — Sent to JUDIC 2

"To clarify the laws regarding the records kept by the Clerk of Superior Court of Harnett and Lee Counties." Repeals provisions of GS 2-42(35) (requiring CSC to keep records of gun permits) as far as applies to Harnett and Lee Counties.

HOUSE

None

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 65 Township precincts (digested in Bulletin No. 15, p. 80; Senate com. sub. digested in Bulletin No. 56, p. 471). Committee substitute adopted in House 5/7/69 incorporating original bill and adding proviso that county board of elections may adopt resolution that precinct may encompass territory from more than one township and that, when such resolution has been adopted to assign voters from more than one township to same precinct, board of elections to maintain separate registration and voting records consistent with procedure prescribed by State Bd. of Elections, so as to properly identify township where such voters reside.

S 308 Students on UNC Board (Senate com. sub. digested in Bulletin No. 53, p. 417). Amendments adopted in Senate 5/7/69 (prior to tabling of bill) (1) providing that on each campus of UNC, regional university, or public senior college, students to elect student trustee, who must be NC resident and member of rising senior class, to sit upon board of trustees of appropriate institution with power to vote upon all matters coming before board, (2) making conforming amendments to title and body of bill, (3) requiring the student so selected to report for meetings with normal or business-man's haircut and a clean shave, and (4) removing provision from first amendment granting such student trustee power to vote on all matters coming before the board.

S 367 Student aid study commission (digested in Bulletin No. 59, p. 469; Senate amendment digested in Bulletin No. 66, p. 586). Amendment adopted in House 5/7/69 providing that one member of Comm'n to be member (originally, chairman) of State Board of Education.

S 500 Physical therapy practice act (digested in Bulletin No. 69, p. 625). Amendments adopted in Senate 5/7/69 (1) adding new GS 90-270 providing that nothing in Act to restrict practice of physical therapy by licensed osteopaths, chiropractors, or podiatrists, and (2) making technical changes.

S 506 Workshops for nurses (digested in Bulletin No. 70, p. 634). Amendments adopted in Senate 5/7/69 (1) providing that costs of workshops provided for in Act to be borne by nurses or sponsoring nursing school and (2) making technical change.

HOUSE

H 102 Driving under influence-2 (digested in Bulletin No. 17, p. 95). Technical amendments adopted in House 5/7/69.

H 804 Injured persons' statements: copies (digested in Bulletin No. 67, p. 597). Committee substitute adopted in House 5/7/69 making technical changes and making Act effective on June 1, 1969 (original bill, upon ratification).

H 902 Funeral expenses deceased's debt (digested in Bulletin No. 74, p. 691). Technical amendments adopted in House 5/7/69.

SENATE AND HOUSE CALENDAR ACTION MAY 07,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted,
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 16 (J.RES.) BUDGET SECOND READING DATE. S-REPTD UNFAV.
#S. 61 AUTOPSY STATUTE REVISION.(4/17, 4/25) RATIFIED - CHAPTER 444.
S. 65 TOWNSHIP PRECINCTS.(4/02, 5/07) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
S. 134 MOREHEAD SCHOOL REVISION.(5/06) S-PASSED 2ND READING.
#S. 264 LOCAL RETIREMENT SYSTEM REVISION. RATIFIED - CHAPTER 442.
S. 280 VOTING CORPORATE STOCK. H-PLACED ON CAL FOR MAY 14.
#S. 308 STUDENTS ON UNC BOARD.(4/29, 5/07) S-AMENDMENTS ADOPTED; S-TABLED.
S. 317 COMMITMENT OF CHRONIC ALCOHOLICS.(5/06) S-CONCURRED IN H AMEND.
S. 319 EDUCATIONAL RESEARCH PROJECTS.(4/25) H-REPTD FAV.
S. 330 PRISONER LISTS. S-PLACED ON CAL FOR MAY 8.
S. 339 WELFARE LAW RECODIFICATION.(4/16) H-REPTD FAV AS AMENDED.
S. 367 STUDENT AID STUDY COMMISSION.(4/16, 5/07) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
S. 378 FLOOD PLAIN MANAGEMENT. H-PASSED 2ND READING.
S. 394 BEACH EROSION ASSESSMENTS. H-PASSED 2ND READING.
S. 395 BEACH EROSION BONDS. H-PASSED 2ND READING.
S. 472 STATE TOBACCO MUSEUM. S-REPTD FAV AS AMENDED.
S. 476 (J.RES.) COMM'N TO RECODIFY SCHOOL LAW.(4/25) H-REPTD FAV AS AMENDED; H-RE-REF TO COM ON APPROPRN.
S. 477 SCHOOLBOOK SELECTION:LOCAL ED. BDS.. H-REPTD FAV.
S. 490 NON-CONFORMING USE AMORTIZATION.(5/06) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 500 PHYSICAL THERAPY PRACTICE ACT. (5/07) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 506 WORKSHOPS FOR NURSES. (5/07) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 510 STUDY USE OF ENC SANITORIUM. S-RECOM'TD TO COM ON PUB HLTH.
S. 540 VETS' SERVICES MATCHING FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 544 COMPULSORY MEAT INSPECTION ACT. S-REPTD FAV.
S. 547 NAT. GUARD MUTUAL ASSIST. COMPACT. S-REPTD FAV; S-RECOM'TD TO COM ON VETERANS.
#S. 559 (J.RES.) HONORING MAURICE T VAN HECKE. RATIFIED - RES. 54.
S. 568 STATE ART MUSEUM SITE. S-REPTD FAV.

#H. 37 PRESIDENTIAL ELECTORS' OBLIGATION. H-REPTD UNFAV.
H. 48 UNIFORM MONDAY HOLIDAYS.(4/25) S-REPTD FAV AS AMENDED.
H. 102 DRIVING UNDER INFLUENCE - 2.(5/07) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 280 PUBLIC SCHOOL PROPERTY-TRESPASSERS.(5/01, 5/06) S-REF TO COM ON JUDIC 1.

#H. 306 LRC HEALTH MANPOWER STUDY.(5/01) RATIFIED - RES. 55.
#H. 316 QUAIL SALE.(4/09, 4/15) S-MIN REPORT FAILED.
#H. 334 ELECTION SUPERIOR COURT JUDGES. H-REPTD UNFAV/MINORITY REPT; H-MINORITY REPORT FAILED.
H. 436 PRES.ELECTORS - DUTIES & RESIGN. H-REPTD FAV.
H. 451 (J.RES.) TEACH CIVICS IN ALL SCHOOLS. H-REPTD FAV AS AMENDED.
H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06) H-PASSED 2ND READING.
H. 604 REGISTER VOTERS EVERY 50 YEARS. H-REPTD FAV.
H. 804 INJURED PERSONS' STATEMENT:COPIES.(5/07) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 828 DRAINAGE APPEAL TECHNICAL CHANGE. RATIFIED - CHAPTER 440.
H. 838 REGISTER AS EX OFFICIO NOTARY. S-REF TO COM ON JUDIC 1.
H. 843 EMBALMERS OATHS,MEETINGS.(5/05) S-REF TO COM ON JUDIC 2.
H. 883 INTER-COUNTY SCHOOL MERGERS. H-REPTD FAV.
H. 902 FUNERAL EXPENSES DECEASED'S DEBT.(5/07) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 922 SCHOOL INSUR,PAYROLL DEDUCTION-2. H-REPTD FAV AS AMENDED.

LOCAL BILLS

#S. 368 (ROWAN) ROWAN TECH LAND CONVEYANCE.(4/16, 5/06) RATIFIED - CHAPTER 398.
S. 475 (CHEROKEE) ED.BD.NON-PARTISAN ELECTION.(4/24) H-REPTD FAV.
S. 545 (LEE) SANFORD ABC BOARD. H-PASSED 2ND & 3RD READINGS.
S. 577 (LEE) ABOLISH COUNTY VETERANS BOARD. S-REPTD FAV.

H. 338 (IREDELL) STATESVILLE POLICE-FIRE RESIDENCY. S-PASSED 2ND & 3RD READINGS.
#H. 428 (ASHE) LOOSE-LEAF VOTER REGISTRATION. H-REPTD UNFAV.
H. 605 (RANDOLPH) COUNTY SCHOOL BONDS. H-REPTD FAV.
H. 639 (WARREN) WARRENTON SCHOOL TAX.(5/01) S-REF TO COM ON EDUCATN.
H. 747 (GASTON) CHERRYVILLE CHARTER. S-REF TO COM ON LOC GOVT.
#H. 764 (DAVIDSON) LEXINGTON ED. BD. ELECTION. H-REPTD UNFAV.
#H. 789 (RUTHERFORD) COUNTY ED.BD. ELECTION. RATIFIED - CHAPTER 439.
H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06) S-REF TO COM ON JUDIC 1.
H. 855 (EDGECOMBE) SCHOOL BOARD APPOINTMENT. H-RATIFIED - CHAPTER 441.
H. 859 (LEE) SANFORD PROPERTY TRANSFER. S-PASSED 2ND & 3RD READINGS.
H. 906 (GUILFORD) COUNTY WATER/SEWER ASSESSMENTS. H-PASSED 3RD READING; H-SENT TO SENATE.

****

Next session of the Senate: 12 Noon, Wednesday, May 8, 1969.

Next session of the House: 11:45 a.m., Wednesday, May 8, 1969.

#

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/82
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 82 -777- THURSDAY, MAY 8, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 602 Brake lining standards GS 20
Introducer: Wood Sent to HY SAFTY

"To amend G. S. 20-124(h) to provide that no brake lining may be sold or offered for sale unless it is of a type and brand wihch has been approved by the Commissioner of Motor Vehicles." As title indicates; effective Jan. 1, 1970.

S 603 Farm chemicals: sales tax (Iden. H 993) GS 105
Introducer: Wood Sent to FINANCE

"Relative to the sales tax on farm chemicals." Amends GS 105-164.13(2) by adding to items exempt from sales and use tax "defoliants for use on cotton or other crops, plant growth inhibitors, regulators, or stimulators for agriculture including systemic and contact or other sucker control agents for tobacco and other crops." Effective Jan. 1, 1970.

S 604 (Joint Resolution) Milk Study Commission MISC RES
Introducer: Wilkie Sent to AGRICULT

"Providing for the appointment of a commission to study milk production, marketing and pricing in North Carolina and to report the results thereof to the General Assembly." Creates 8-member Milk Study Commission, with four members to be appointed by House Speaker and four by Lt. Gov.; terms to be from July 1, 1969 to Jan. 1, 1970 and Commission to select own chairman. Commission to study State's milk and dairy industry, and determine if present laws and NC Milk Commission are adequate to provide fair return to producer, distributor, processor, and consumer. Written report and recommendations to be made and mailed to members of 1971 General Assembly by Dec. 1, 1970. Commission members to receive subsistence and travel expenses as other State Commissions; expenses (including clerical) to be paid out of Contingency and Emergency Fund in amount not to exceed $10,000.

S 605 Local Government Act GS 159
Introducer: J. White Sent to LOC GOVT

"Amending Section 159-42 of the General Statutes relating to the scope of the Local Government Act." Amends cited section to provide that Article (Local Government Acts) to apply to every unit having power to levy as valorem taxes regardless of any general, special, or local act to the contrary, enacted before adjournment of 1969 Regular Session of General Assembly. (Now, enacted before end of 1961 regular session.)

S 606 Aid Brevard Music Center (Iden. H 1004) APPROPRN
Introducer: West Sent to APPROPRN

"Appropriating funds to the Brevard Music Center." Appropriates from General Fund to Center, $30,000 for 1969-71. Effective July 1, 1969.

S 607 NC estuary study APPROPRIATION, GS 146
Introducers: Burney and Robinson Sent to APPROPRN

"To direct the Commissioner of Commercial and Sports Fisheries to make a comprehensive study of the estuaries of North Carolina, and for related purposes." Directs Comm'r to prepare plan for conservation of estuary resources, development of their shoreline and use of NC coastal zone; Comm'r, in connection with study, may accept gifts, grants, and appropriations from any public or private source, arrange consultant studies, and designate advisory committees. Study may include quantity, quality, and movement of estuarine waters, ecological balance, economic interest of coastal zone, plans of governmental agencies for zone, and problems of estuarine regions. Comm'r to evaluate effectiveness of existing governmental programs and controls and recommend modifications or additions to present regulations, controls and programs. Interim report to be filed by Jan. 1, 1971, and final report by Nov. 1, 1973 with Director of C & D Dep't for transmission by Governor to General Assembly. Final report to contain: results of detailed study; comprehensive plan for conservation of estuary resources, development of their shorelines and uses of coastal zone; recommendation of agency to carry out plan; estimate of money required to execute plan, and other recommendations of Comm'r. Appropriates $200,000 from General Fund to C & D Dep't for study for 1969-71 biennium. Amends GS 146-64(3) (State Lands) to add "options" to definition of "land". Effective July 1, 1969.

S 608 NC/Virginia seaward boundary GS 141
Introducer: Burney Sent to CONS & DEV

"To amend Chapter 141 of the General Statutes to provide for the establishment of a lateral seaward boundary between this State and the State of Virginia." Adds new GS 141-8 to establish indicated seaward boundary by metes and bounds. Provides Act repealed if not confirmed by US Congress by November 1, 1970, and by State of Virginia (no time period specified).

S 609 NC/SC seaward boundary GS 141
Introducer: Burney Sent to CONS & DEV

"To amend Chapter 141 of the General Statutes to provide for the establishment of a lateral seaward boundary between this State and the State of South Carolina." Adds new GS 141-7 to establish indicated seaward boundary by metes and bounds. Provides act repealed if not confirmed by US Congress by November 1, 1970, and by State of South Carolina (no time period specified).

S 610 Stop bootlegging cigarettes GS 14
Introducers: Dent and others Sent to JUDIC 1

"To make it unlawful to purchase, sell, transport or possess cigarettes for the purpose of unlawful sale or resale in another state." Makes unlawful purchase, transport or possession of cigarettes in State for purpose of selling or reselling same illegally in another state. Makes sale or purchase in NC in any six consecutive days of more than 5,000 cigarettes by any person, combination or corporation other than duly licensed wholesale or retail dealers in State prima facie evidence of violation of Act. Makes transportation in NC in any conveyance (defined as motor vehicle, water craft, aircraft, or other conveyance) or possession of more than 5,000 cigarettes at one time by any person, combination

or corporation other than NC licensed cigarette dealers or common carrier prima facie evidence of Act violation. Requires law officers discovering above illegal acts to seize all cigarettes and conveyance used and arrest violators, seized cigarettes and conveyance to be returned to owner on his execution of bond with sureties in sum double to value of property, conditioned to return property to officer's custody on day of trial. Cigarettes and conveyances seized to be returned to owner on acquittal of person charged, but upon conviction of such person the Court shall order public sale by auction of conveyances and cigarettes, net proceeds of which to go to county school fund unless owner of conveyance can show to court's satisfaction that conveyance used to violate Act without his knowledge and consent in which case conveyance to be turned over to him; if lien-holder on conveyance shows to court's satisfaction such lien then net proceeds from sale to pay liens established to have been created without lienor's knowledge that conveyance was being used for illegal acts under Act, with balance to school fund. If no arrests made in connection with seizure under Act and no claimant for conveyance then seized items to be disposed of under GS Ch. 15, Art. 2. Violation of Act made felony punishable by fine of not more than $5,000, imprisonment for not more than 5 years or both, in court's discretion.

S 611 County Fire Marshall investigations — GS 69
Introducer: McGeachy — Sent to CONS & DEV

"To authorize the investigation of fires by County Fire Marshals." Amends GS 69-1 as title indicates.

HOUSE

H 997 (Joint Resolution) Students clean rooms — GS 116
Introducer: H. Taylor — Sent to JUDIC 2

"Urging the administrative officers of state-supported colleges and universities to require students to be responsible for the order, cleanliness and sanitary condition of their dormitory rooms and living quarters." Urges formation and implementation of plan as title indicates with resulting reduction in room rents if possible.

H 999 Amortize cleaning devices — GS 105
Introducer: Ragsdale — Sent to WATER

"To amend Article 4, Schedule D, Division I of Chapter 105 of the General Statutes to provide for the amortization of capital invested in air cleaning devices." Amends GS 105-130.10 (permitting amortization of cost of facilities the primary purpose of which is to reduce pollution resulting from discharge of sewage and waste) to include facilities constructed for purpose of reducing or inhibiting air pollution. Provides for deduction only on condition that corporation claiming allowance furnish certificate from Board of Water and Air Resources (presently from State Stream Sanitation Comm'n). Specifically provides deduction to be allowed to facilities of public or private utilities built primarily to provide sewer service for residential and outlying areas. Provides deduction permitted as to equipment installed after January 1, 1955, but only as to undepreciated value of such equipment.

H 1000 Property taxes-garnishment — GS 105
Introducer: Warlick — Sent to JUDIC 1

"To amend G.S. 105-385 to provide for the return of notice of attachment and garnishment to appropriate divisions of the General Court of Justice, and to provide for hearings before the same." Rewrites GS 105-385(d), relating to

attachment and garnishment, to provide that delinquent tax-payers be given notice to appear before a designated division of General Court of Justice (now, before justice of peace or superior court) to show cause why they should not pay such taxes. Provides that court costs to be same as in other proceedings in same division (now, county comm'rs set fee of justice of peace and superior court costs to be same as in other proceedings therein). Effective in each county upon establishment of District Court therein.

H 1001 Nonresident student fees increase — GS 116
Introducer: Payne — Sent to HIGHR ED

"To increase and fix tuition fees for nonresident students in certain state institutions of higher education." Rewrites GS 116-144 to direct UNC trustees to charge nonresident students amount equal to seven times tuition charged resident students; directs trustees of Regional Universities and senior colleges to charge nonresidents six times tuition of **residents.** (Now, GS 116-144 permits higher tuition for non-residents.) Act not applicable to Community Colleges, NC School of Arts, Technical Institutes, or Industrial **Education Centers.** Applies to tuition fees charged for academic years starting after July, 1970.

H 1002 Increase Carriers Re-registration Fee — GS 62
Introducer: H. Taylor — Sent to PUB UTIL

"To amend GS 62-300(a)(8) and GS 62-300(a)(13) to increase the fees for annual re-registration of motor carriers and contract carrier vehicles operating under the jurisdiction of the Utilities Commission form 25 cents to $1.00." As title indicates; effective Sept. 15, 1969.

H 1003 Political contribution deduction — GS 105
Introducer: Beatty — Sent to FINANCE

"To amend Article 4, Chapter 105 of the General Statutes of North Carolina to allow as a deduction in computing net income certain contributions made by individuals to political parties and candidates." Amends GS 105-147 as title indicates; allows maximum deduction of $25.00 per income year, supported by receipt, of gifts made by individuals to political party qualifying per GS Ch. 163, Art. 9 and to candidates for public office qualifying per State election laws.

H 1004 Aid Brevard Music Center (Iden. S 606) — APPROPRIATION
Introducer: C. Taylor — Sent to APPROPRN

"Appropriating funds to the Brevard Music Center." Identical with S 606, digested above in today's bulletin.

H 1008 Oldsters hunt/fish licenses — GS 113
Introducers: Speros & Quinn — Sent to WILDLIFE

"To provide for a permanent hunting and fishing licenses for State residents over 65 years of age." Amends GS 113-95 to provide that persons purchasing hunting, fishing, or combination hunt/fish licenses shall be issued permanent licenses if they furnish to license issuer satisfactory proof of age of 65 or older; such licenses to be valid for licensees' lifetime, with no requirement that licenses be renewed or extra fees imposed in that time.

H 1009 (House Resolution) Calendar Committee — MISC RES
Introducer: H. Johnson — Adopted

"Authorizing the Speaker of the House of Representatives to appoint a Calendar Committee to consider bills referred to said Committee." Authorizes Speaker of House to appoint Calendar Committee to consider and report on all bills, except those relating to finance and appropriation referred to committee.

LOCAL BILLS INTRODUCED

SENATE

S 612 1% sales/use tax — RANDOLPH
Introducers: Bowles, Edwards, Murrow — Sent to FINANCE

"Enabling Randolph County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Randolph County Bd of Elections, upon written request of county commissioner or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Randolph for use outside county or bought outside NC for use in Randolph. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 998 Full-time registration — DAVIDSON
Introducers: Hege and Snyder — Sent to ELECTION

"To provide for full-time registration of voters in Davidson County." Requires Davidson Board of Elections and Cnt'y Comm'rs, prior to next primary and election for county officers, to install full-time and permanent registration system per GS Ch. 163, Art. 7.

H 1005 Charlotte/Mecklenburg Civic Center — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks, and A. Jones — Sent to LOC GOVT

"Authorizing the joint leasing of a Civic Center by the County of Mecklenburg and the City of Charlotte and providing for the operation of said Civic Center and the existing Charlotte Auditorium and Coliseum by a single board." Empowers governing bodies of city and county, subject to election by voters of city and county prior to July 1, 1970, to jointly lease facilities to be used as civic center, and to levy and collect special tax for that purpose, provided facilities located in city limits. Provides governing bodies to determine policies to be followed with respect to use, terms of leases, rentals, etc. in respect to such facilities.

Provides facility to be operated by 7-member board; three picked by city council, and three picked by county comm'rs for staggered terms, and one member appointed by those bodies jointly. Sets out form of ballot by which issue of joint management of civic center to be submitted to voters of city and county, and provides for election procedure. Provides amounts due from city or county with respect to lease as herein provided to be debt of city or county. Sets out provisions relative to sublease of civic center by board, encumbrance of facilities, and acquisition of additional facilities. Authorizes City of Charlotte by majority vote of city council to transfer to Board control, management and operation of existing Charlotte Auditorium and Coliseum.

H 1006 Board of Education sale — YADKIN
Introducer: Haynes — Sent to EDUCATN

"To authorize the Yadkin County Board of Education to sell at private sale certain property." Authorize Ed. Bd. to convey at private sale and at price determined by Bd. described land parcel no longer needed for public school purposes.

H 1007 Board of Education election — ALEXANDER
Introducers: Bostian, Kincaid & Fulton — Sent to EDUCATN

"To provide for the election of the Board of Education of Alexander County." Authorizes present members of Alexander Board of Education to hold offices until 1st Monday in Dec., 1970; after such date board to consist of five members elected in county's 1970 general election in which three highest vote-getters to receive 4-year terms and next two highest to receive 2-year terms with all subsequent members to have 4-year terms. All inductions into office to be on 1st Monday in December following such elections. Sets out candidate-filing procedures and provides for non-partisan and at-large elections conducted according to election laws per GS Ch. 163. Provides vacancies on board to be filled by remaining members for unexpired term.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 7 Day-care Facilities (digested in Bulletin No. 3, P. 11) Committee substitute adopted in Senate 5/8/69 defining "board" to mean State Board of Public Welfare rather than Child Day-Care Licensing Board; deletes provisions creating Child Day-Care Licensing Board and providing for its powers and duties; gives State Board of Public Welfare powers and duties of deleted board; eliminates "Director" and his powers; gives State Department of Public Welfare power to administer licensing program.

S 134 Morehead School revision (Committee Substitute adopted 5/6/69, digested in Bulletin No. 80, p. 759) Amendments adopted in Senate 5/8/69 making clarifying change and deleting provision vesting title to farm in school's board of directors.

S 185 Diploma nursing school credit (digested in Bulletin No. 38, p. 256). Committee substitute adopted in Senate 5/8/69 making following changes: (1) covers graduates of any diploma school of nursing (originally, "hospital" schools only); (2) adds requirement that eligible graduates have passed Registered Nurse Examination; (3) provides that graduates be given credit for previous experience in nursing diploma school on individual basis by using most effective evaluation method to end that applicant receive optimum credit and that on graduation applicant will have earned baccalaureate nursing degree (originally, graduates accorded one year credit with respect to work leading

to B. S. or advanced nursing degree); (4) adds requirement that every State supported institution of higher learning offering baccalaureate nursing degree submit plans and procedures to State Board of Higher Education for implementing act before Sept. 1, 1969.

S 472 State Tobacco Museum (digested in Bulletin No. 66, p. 577) Amendment adopted in Senate 5/8/69 increasing board membership from 15 to 17 and adding as ex officio members Directors of Dep't of C & D and Archives and History.

S 479 County Health Bds. membership (digested in Bulletin No. 67, p. 593) Committee Substitute adopted in Senate 5/8/69 omitting provision in original limiting provisions of Act to only those counties with populations in excess of 50,000. Additionally, amends GS 130-14 (providing for district health departments encompassing more than one county) to allow ex-officio members of district health department, on request of county comm'rs of each county composing district, to appoint two additional members to District Board of Health. (Deletes provision empowering such members to appoint additional public member in districts comprised of more than four counties.)

S 497 Omnibus court amendments (digested in Bulletin No. 69, p. 624). Committee Substitute adopted in Senate 5/8/69 which corrects various technical and editorial errors in original bill, and adds following substantive provisions: (1) Amends GS 7A-258(a) to authorize transfer of civil case to another division if all parties consent and if judge deems transfer will facilitate efficient administration of justice; (2) Amends GS 7A-6(c) to provide advance sheets to district court prosecutors; (3) Adds Kannapolis as additional seat of court, and inserts new GS 7A-317.1 to provide for disposition to county of court fees which might otherwise go to unincorporated municipality in county; (4) Amends GS 9-2 to provide that custodians of property tax and voter registration records in each county to cooperate with jury commission in compilation of list of prospective jurors; (5) Amends GS 15-116 to authorize district court judges (now superior court judges) also to hold hearings to remit absolute judgements on forfeited bonds;and(6) raises quota of magistrates for Duplin and Onslow counties.

S 550 Compulsory school attendance (digested in Bulletin No. 77, p. 717). Technical amendment adopted in Senate 5/8/69.

HOUSE

H 5 Implied consent chemical test (digested in Bulletin No. 1, p. 3; House com. sub. digested in Bulletin No. 75, p. 703). Amendments adopted in House 5/8/69 to (1) delete provisions that if 0.05 per cent or less by weight of alcohol in testee's blood, then presumption that testee not under influence of intoxicating liquor, and if between 0.05 and 0.10 per cent then no presumption of such influence but fact admissible with other evidence in determining fact of influence; (2) adds provision that, before tests administered, accused person to be permitted to call attorney and select witness to view testing procedures so long as testing procedures not delayed for more than 30 minutes from time person notified of such rights; (3) deletes provision that persons who withdraw blood to determine alcoholic content are not answerable in any civil or criminal action by reason of their withdrawing blood.

H 48 Uniform Monday holidays (digested in Bulletin No. 10, p. 48) Amemdment adopted in Senate 5/8/69 changing effective date of act to January 1, 1971 (originally, July 1, 1969).

H 102 Driving under influence-2 (digested in Bulletin No. 17, p. 102) Amendment adopted in House 5/8/69 changing penalty for first offense to fine

of not less than $100 nor more than $500 (originally $100) and/or not less than 30 days nor more than six months (originally not less than 30 days), and changing penalty for second offense in addition to mandatory 3-day imprisonment to fine of not less than $200 nor more than $500 (originally $200 fine) and/or imprisonment for not less than 90 days nor more than six months (originally not less than 90 days)

H 474 Clarify laws of larceny (digested in Bulletin No. 53, p. 420) Amendment adopted in Senate 5/8/69 providing larceny is felony without regard to value of property in question if larceny is of "any explosive or incendiary device or substance" (originally nitroglycerine, dynamite, or other high explosive). Defines term to include any explosive or incendiary grenade or bomb, dynamite, nitroglycerine, TNT, or any other device used for large scale destruction of property, incendiary action, or lethal injury to person. Specifically excludes from definition of term fireworks, hunting weapons and ammunition, antique weapon and ammunition, or gasoline, natural gas, etc. or other substance having explosive or incendiary properties but serving legitimate nondestructive purposes.

H 521 Landscape architect registration (Committee Substitute adopted 5/6/69, digested in Bulletin No. 80, p. 759). Clarifying amendment adopted in House 5/8/69.

H 534 Liquor by the drink (digested in Bulletin No. 56, p. 463) Committee Substitute adopted in House 5/8/69 adding auditoriums and convention centers to those places that are authorized to acquire a mixed beverage license; deletes provisions prohibiting on licensed premises striptease act or nude persons; also deletes sections imposing an annual license fee and providing that licensee pay ABC store additional $2 per gallon of alcoholic beverage.

SENATE AND HOUSE CALENDAR ACTION MAY 08,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES.(5/08) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 25 SCHOOL SITE CONDEMNATION. H-REPTD FAV.
#S. 66 PER DIEM CONFORMING CHANGES.(2/07) RATIFIED - CHAPTER 445.
S. 134 MOREHEAD SCHOOL REVISION.(5/06, 5/08) S-AMENDMENTS ADOPTED; S-PASSED 3RD READINGS; S-SENT TO HOUSE.
S. 185 DIPLOMA NURSING SCHOOL CREDIT.(5/08) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 192 DEALER-MFR VEHICLE LICENSE FEES.(5/01) H-REPTD FAV.
S. 324 PRISON DETENTION PENDING APPEAL.(4/16) H-REPTD FAV.
S. 330 PRISONER LISTS. S-RE-REF TO COM ON CORRECTN.
S. 367 STUDENT AID STUDY COMMISSION.(4/16, 5/07) S-CONCURRED IN H AMEND.
S. 378 FLOOD PLAIN MANAGEMENT. H-PASSED 3RD READING.
S. 387 INDEMNITY SLAUGHTERED ANIMALS.(4/25) H-REPTD FAV AS AMENDED.
S. 394 BEACH EROSION ASSESSMENTS. H-PASSED 3RD READING.
S. 395 BEACH EROSION BONDS. H-PASSED 3RD READING.
#S. 403 S & L ASSOC. SAVINGS ACCOUNTS. RATIFIED - CHAPTER 449.
#S. 407 AMBULANCE SERVICE-LIEN ON DAMAGES. RATIFIED - CHAPTER 450.
S. 472 STATE TOBACCO MUSEUM.(5/08) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 479 COUNTY HEALTH BDS MEMBERSHIP.(5/08) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-PLACED ON CAL FOR MAY 13.
S. 486 CHILD ADOPTION CONSENT. H-REPTD FAV; H-REPTD FAV.
S. 490 NON-CONFORMING USE AMORTIZATION.(5/06) H-REF TO COM ON LOC GOVT.
S. 497 OMNIBUS COURT AMENDMENTS.(5/08) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-PLACED ON CAL FOR MAY 12.
S. 516 ATTY.GEN'L: REPRESENT CONSUMER. H-REPTD FAV.
S. 530 REGISTER OF DEEDS-STAMP TAX. S-REPTD FAV.
S. 541 UTILITIES COMM. APPEALS. S-REPTD FAV.
S. 542 (J.RES.) NURSES' WEEKS.(4/30) H-REPTD FAV.
S. 543 NUMBERED SEATS,4TH SEN. DIST.. S-REPTD FAV.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR MAY 13.
S. 549 (J.RES.) CT.COMM'N; JUDGE STUDY SOLICITOR. S-REPTD FAV; S-PLACED ON CAL FOR MAY 12.

S. 568 STATE ART MUSEUM SITE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 600 INCREASE JUDGEMENT FOR ATT'Y FEES. S-REPTD FAV AS AMENDED.
S. 604 (J.RES.) MILK STUDY COMMISSION. S-REF TO COM ON AGRICULT.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H. 48 UNIFORM MONDAY HOLIDAYS.(4/25, 5/08) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 102 DRIVING UNDER INFLUENCE - 2.(5/07, 5/08) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 231 STATE CONSTITUTION REVISION. H-REPTD FAV AS AMENDED.
H. 259 VARIABLE ANNUITY PLAN. H-REPTD FAV AS AMENDED.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21) S-REPTD FAV.
#H. 401 NEW TOWN INCORPORATION. H-REPTD UNFAV.
H. 404 TAX EXEMPT FIREMEN'S PENSIONS. S-REPTD FAV.
H. 436 PRES.ELECTORS - DUTIES & RESIGN. H-PASSED 2ND READING.
H. 474 CLARIFY LAWS OF LARCENY.(5/08) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H. 475 CLARIFICATION OF BURGLARY.(4/23) S-REPTD FAV.
H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06, 5/08) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 528 TRUST ACT VALIDATION. S-PASSED 2ND & 3RD READINGS.
H. 534 LIQUOR BY THE DRINK.(5/08) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-PLACED ON CAL FOR MAY 13.
H. 536 INDIVIDUALIZED PUPIL INSTRUCTION. S-REPTD FAV.
H. 540 LOCAL GOV'T LIBRARY EMPLOYEES. S-REPTD FAV.
H. 587 SANITARY DISTRICT WATER SYSTEM. S-PASSED 2ND & 3RD READINGS.
H. 604 REGISTER VOTERS EVERY 50 YEARS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 626 OBTAINING CHIROPRACTIC SERVICES. H-REPTD FAV.
H. 627 JUVENILE COURT REVISIONS. H-REPTD FAV AS AMENDED.
H. 647 VOCATIONAL TEXTILE SCHOOL BOARD. S-PASSED 2ND & 3RD READINGS.
H. 681 FELONIOUS ASSAULTS PUNISHMENT. S-REPTD FAV.
H. 682 MISDEMEANOR ASSAULTS PUNISHMENT. S-REPTD FAV.
H. 738 WADE/POWELL BILL FUNDS. H-REPTD FAV.
H. 841 REGISTERS-ADMINISTER OATHS. S-REPTD FAV.
H. 871 SANITARY DISTRICT CEMETERIES. H-REPTD FAV.
H. 888 MAGISTRATES WORTHLESS CHECK CASES. H-REPTD FAV AS AMENDED.
H. 897 CONTRACT SUIT COUNTERCLAIMS. H-REPTD FAV.
H. 902 FUNERAL EXPENSES DECEASED'S DEBT.(5/07) S-REF TO COM ON JUDIC 2.
#H. 904 AUTO LIABILITY POLICY TERMINATION. H-REPTD UNFAV.
#H. 908 REGISTRATION FEES SEMI-TRAILERS. H-REPTD UNFAV.
H. 917 NUMBERED SEATS/25 HOUSE DIST. H-REPTD FAV.
H. 933 NOTARIAL ACTS VALIDATION. H-REPTD FAV.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP. H-REPTD FAV.
H. 935 NOTARY PUBLIC; FEES & SEALS. H-REPTD FAV.
H. 953 STATE ART MUSEUM SITE. H-REPTD FAV.
H. 996 (J.RES.) STATE REAPPORTIONMENT CONVENTION. H-REPTD FAV.

LOCAL BILLS

S. 92 (JACKSON) COMMISSIONERS' PAY.(4/23) H-REPTD FAV AS AMENDED.

S. 165 (RICHMOND) COUNTY ELECTION OFFICIALS' PAY. (4/22) H_REPTD FAV AS AMENDED.
#S. 183 (IREDELL) LISTING PROPERTY TAXES.(5/02) RATIFIED - CHAPTER 446.
#S. 289 (ROBESON) LUMBERTON SCHOOL ANNEXATION VOTE.(5/01) RATIFIED - CHAPTER 443.
S. 322 (MITCHELL) VETERANS SERVICE OFFICER PAY.(4/25) H-REPTD FAV.
#S. 359 (IREDELL) STATESVILLE BOUNDARY DESCRIPTION. RATIFIED - CHAPTER 447.
S. 393 (FORSYTH) AMBULANCE FRANCHISES.(4/24) H-REPTD FAV.
S. 396 (HALIFAX) ROANOKE RAPIDS FIREMEN. H-REPTD FAV.
#S. 401 (CABARRUS) REGISTER OF DEEDS-SALARY. RATIFIED - CHAPTER 448.
S. 402 (CABARRUS) SHERIFF SALARY. H-REPTD FAV AS AMENDED.
S. 405 (HENDERSON) FLETCHER CHARTER. S-REPTD FAV AS AMENDED.
#S. 413 (FORSYTH) COUNTY ZONING NOTICE. RATIFIED - CHAPTER 451.
#S. 419 (SAMPSON) GARBAGE DISPOSAL. RATIFIED - CHAPTER 452.
S. 424 (STANLY) ALBEMARLE CABLE TV. S-REPTD FAV.
S. 429 (RICHMOND) HAMLET CHARTER REVISIONS.(4/24) H-REPTD FAV.
#S. 439 (PERSON) COMMISSIONERS' COMPENSATION.(4/21) RATIFIED - CHAPTER 453.
#S. 441 (SURRY) JAYPEE FEES. RATIFIED - CHAPTER 454.
S. 442 (SURRY) COMMISSIONERS-NUMBER,TERMS.(4/24) H-REPTD FAV AS AMENDED.
#S. 443 (HALIFAX) ANNEXATION LAW REFERENDUM. RATIFIED - CHAPTER 455.
S. 446 (HALIFAX, WARREN) LITTLETON-GASTON SCHOOL DISTRICT. S-REPTD FAV AS AMENDED.
#S. 447 (BERTIE) WINDSOR DEVELOPMENT COMMISSION. RATIFIED - CHAPTER 456.
S. 449 (FRANKLIN) REGISTER OF DEEDS SALARY. H-REPTD FAV.
S. 453 (CUMBERLAND) COUNTY ZONING.(4/24) H-REPTD FAV.
S. 455 (BUNCOMBE, CLEVELAND, DURHAM, ROCKINGHAM) RELOCATION ASSISTANCE.(4/23, 4/24) H-REPTD FAV.
S. 465 (DURHAM) DURHAM NON-TAX REVENUE PURPOSES. H-REPTD FAV.
S. 471 (FRANKLIN) SHERIFF'S SALARY.(4/24) H-REPTD FAV AS AMENDED.
S. 475 (CHEROKEE) ED.BD.NON-PARTISAN ELECTION.(4/24) H-PASSED 2ND & 3RD READINGS.
S. 482 (PITT) BETHEL CORPORATE LIMITS.(4/24) H-REPTD FAV.
S. 501 (FRANKLIN) COUNTY HIGHWAY HUNTING. H-REPTD FAV.
S. 511 (FORSYTH) RURAL HALL SANIT.DIST.ELECTION. S-REPTD FAV.
S. 512 (FORSYTH) TAX DISCOUNTS-KERNERSVILLE. S-REPTD FAV.
S. 537 (PITT) WINTERVILLE RETIREMENT Qsystem-. S-REPTD FAV.
S. 577 (LEE) ABOLISH COUNTY VETERANS BOARD. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 235 (CUMBERLAND) FAYETTEVILLE CONDEMNATION. H-REPTD FAV.
H. 265 (ALAMANCE) COUNTY LAW LIBRARY FUNDS. S-REPTD FAV.
H. 550 (PITT) GREENVILLE-ECU LAB SCHOOL.(4/24, 5/08) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 553 (NEW HANOVER) TAX SETTLEMENT - PONY LEAGUE. H-REPTD FAV.
H. 554 (CATAWBA) MAIL TAX LISTING. S-REPTD FAV AS AMENDED.

H. (RANDOLPH) COUNTY SCHOOL BONDS. H-PASSED 2ND READING.
H. 624 (DAVIE) LIBRARY TAX LEVY. S-REPTD FAV; S-RE-REF TO COM ON FINANCE.
H. 628 (ORANGE) CHAPEL HILL ASSESSMENT. S-REPTD FAV.
H. 655 (CATAWBA) TAX PREPAYMENT DISCOUNTS. H-REPTD FAV.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES. H-REPTD FAV AS AMENDED.
H. 678 (HAYWOOD) COUNTY PERSONNEL PAY HIKE.(5/01) S-REPTD FAV.
#H. 683 (PERSON) COMMISSIONERS' COMPENSATION.(5/01) S-REPTD UNFAV.
H. 685 (LENOIR) LA GRANGE LIMITS.(4/25) S-REPTD FAV.
H. 689 (PITT) AYDEN BOUNDARIES. H-REPTD FAV.
H. 702 (FRANKLIN) FRANKLINTON SCHOOL FUND TRANSFER.(4/30) S-REPTD FAV.
H. 712 (CRAVEN) HAVELOCK TOWN LIMITS. S-REPTD FAV.
H. 735 (IREDELL) STATE COURTS JURISDICTION. S-REPTD FAV; S-PLACED ON CAL FOR MAY 12.
H. 769 (SCOTLAND) WAGRAM BEER/WINE SALE. H-REPTD FAV.
H. 776 (ANSON) ANSON HOSPITAL ADMINISTRATION.(5/02) S-REPTD FAV.
H. 782 (JONES) WATERSHED ASSESSMENTS FUNDS. S-REPTD FAV.
H. 794 (CARTERET) TAX COLLECTOR'S TERM.(5/02) S-REPTD FAV.
H. 795 (CARTERET) NEWPORT ELECTION. S-REPTD FAV.
H. 803 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. S-REPTD FAV.
#H. 813 (HARNETT) ENDORSE LIVESTOCK ARENA NOTE. S-REPTD UNFAV.
H. 815 (LINCOLN) TAX LISTING BY MAIL. S-REPTD FAV.
H. 821 (ALAMANCE) COUNTY JAILER.(5/02) S-REPTD FAV.
H. 849 (ALAMANCE) SCHOOL BOARD ELECTIONS. S-REPTD FAV.
H. 850 (VANCE) VANCEBORO OFFICIALS' PAY. H-REPTD FAV AS AMENDED.
H. 851 (CABARRUS) SCHOOL BOND LIMITS. H-REPTD FAV.
H. 864 (HALIFAX) ABC PROFITS-CITY SCHOOLS. S-REPTD FAV.
H. 865 (ROBESON) FAIRMONT SCHOOL DIST. BOUNDARY. H-REPTD FAV.
H. 872 (MOORE) CLOSING-OUT SALES. S-REPTD FAV.
H. 884 (HERTFORD) COFIELD INCORPORATION. H-REPTD FAV.
H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS. H-REPTD FAV AS AMENDED.
H. 891 (ROBESON) ST.PAULS-TOWN MANAGER. H-REPTD FAV.
H. 892 (CUMBERLAND) REVOKING MANCHESTER CHARTER. H-REPTD FAV.
H. 893 (DURHAM) DURHAM LIEN/VEHICLE REMOVAL. S-REPTD FAV.
H. 906 (GUILFORD) COUNTY WATER/SEWER ASSESSMENTS. S-REF TO COM ON LOC GOVT.
H. 913 (CHEROKEE) ELECTION OF COMM&RS BY DISTRICTS-3. H-REPTD FAV.
H. 921 (BURKE) MORGANTON SCHOOL PROPERTY. H-REPTD FAV.

****

Next session of Senate: 10:00 a.m., Friday, May 9, 1969.

Next session of House: 9:30 a.m., Friday, May 9, 1969.

North Carolina State Library
Raleigh
N. C.
Doc.

G41
25:1969/83
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

PUBLIC BILLS INTRODUCED

SENATE

S 613 Revise hunt-fish-trap fees (Iden. H 1018) GS 113
Introducer: H. Moore Sent to WILDLIFE

"To amend the General Statutes relating to hunting, trapping, and fishing license fees." Identical with H 1018, digested below in today's bulletin.

S 614 Student civil rights GS 14, 115, 115A, 116
Introducer: Henley Sent to JUDIC 1

"To establish, protect and insure the civil rights of persons who have applied for enrollment, or who are enrolled, as students in any public or private school, college, university or other institution of learning, and to provide fair and proper remedies and damages for reasonable assurance thereof." Establishes procedure for protection and recompense of certain civil rights of students (defined as persons enrolled, or applicants for enrollment) in any school in NC or in other schools when NC students involved. Declares that students have civil right to pursue school studies without hindrance by other persons, including interference by taking possession or damaging of school property, facilities, supplies or personnel, by massing of numbers or harassment, taunt, etc., or otherwise impending the school's ability to provide means for students to pursue studies. Provides for student to obtain temporary or permanent injunction against such actions; also to obtain actual damages, or $1 nominal damages plus $100 per day for violation of rights, whichever is greater, plus costs and expenses of maintaining legal action.

Gives jurisdiction to superior courts and grants permission to file in federal district courts; provides for service of process without territorial limitation: judgments may be docketed in any federal district court, as permitted by federal law. Provides for maintenance of class action whenever 5 or more students bring suit, with right of other members of class to also file claim and supporting proofs and be included in ensuing judgment without formal intervention as parties. Each defendant to be joint and severally liable for full damages allowable, with no contribution. If defendant is minor receiving support from parent, custodian, etc., then parent, custodian, etc., may be named as defendant and be secondarily liable; but if only a representative, then only to extent of assets held for minor. Stay of action due to military status effective only for defendants actually in service. Provides that insurance contracts covering damages recoverable under this Act to be void; makes it a misdemeanor hereafter to make such contract.

Provides that person derived of civil rights as declared by Act, or school acting ex parte when president notified in writing by student, may apply to court for order, published as court directs, notifying any persons reasonably identified by class or otherwise that continued conduct against petitioners after such notice will constitute prima facie proof of conduct contrary to Act; continued conduct is rebuttably presumed willful and deliberate violation, as is violation of any existing injunction, and damages shall be doubled when assessed. Also provides for double damages for second violation, plus punitive damages, third or subsequent violation in NC shall also be misdemeanor. Defendant who shows that he desisted from prohibited conduct after notice of court's order or service of process not to be liable for double damages but still subject to injunctive action. Act to be liberally construed to insure declared student's civil rights to pursue studies, but also to insure the constitutional rights of others as to free speech, assembly, etc., and be considered additional to other remedies at law.

S 616 Low-income Housing Corporation (Iden. H 1019) GS 143, 157
Introducers: Boger and others Sent to ST GOVT

"Relating to the financing of residential housing for persons and families of lower income and creating the North Carolina Housing Corporation; defining its duties, powers and responsibilities; authorizing the issuance of not in excess of $200,000,000 bonds to assist in the financing of such housing; creating the Housing Development Fund and authorizing the issuance of fund notes, not more than $5,000,000 fund notes to be outstanding at any one time, to provide development cost, construction cost and down payment moneys; and providing for the terms, security, payment and taxation status of all such bonds and notes." Identical with H 1019, digested below in today's bulletin.

S 617 Milk Commission appeals GS 106
Introducer: Scott Sent to JUDIC 1

"To require the State Milk Commission to comply with G.S. 143-306 et. seq. as to certain appeals." Rewrites GS 106-266.17 to provide that appeals from orders of the Milk Comm'n concerning particular persons may be taken to the superior court, within 40 days following effective date of order. Provides that there must be notice to Comm'n, which must within 10 days thereafter certify record of its proceedings to CSC. Provides for title of action and that Comm'n to be plaintiff. Adds provisions that for orders of Comm'n affecting milk industry as whole, procedure to be followed is that contained in GS Ch. 143, Art. 33 (Judicial Review of Decisions of Certain Administrative Agencies). (Now, all orders of the Comm'n are appealed in manner similiar to that herein provided for orders affecting individuals only.)

S 618 Cooperation in water resources GS 143
Introducer: McGeachy Sent to CONS&DEV

"To implement State cooperation in North Carolina-Federal water resources development projects." Adds new GS 143-215.40 through 215.44 providing as follows: (1) Declares that expenditures and obligations incurred for rivers and harbors, flood control and other civil works projects are for public purposes, that city or county or other local government obligations and expenditures therefor are necessary expenses, and that county expenses therefor are for special purposes. (2) Authorizes local governing bodies and NC Board of Water and Air Resources (subject to Governor and Advisory Budget Comm'n concurrence) to give required assurances to Federal agencies for fulfillment of local cooperation requirements in connection with such projects; local

actions to be filed with Dep't of Water and Air Resources. Provides that such assurances may bind local unit or State to furnish easements and rights of way; hold and save US harmless from incidental damages; maintain and operate projects after completion; assure construction of terminal and transfer facilities at project upper limits; provide depths in berthing areas and local access channels; accomplish utility alterations and (with State Highway Comm'n concurrence) provide highway and bridge alterations; adjust water rights claims; make cash contributions for non-flood control costs; prevent future encroachments, and provide other stipulated items of local cooperation. (3) Authorizes local governments -- for purposes of such local cooperation -- to acquire lands and interests in lands by lease, purchase, gift or condemnation (using GS Ch. 40 procedure). Sets forth requirements for clearance of proposed condemnations (modelled after GS 139-38) by local governments with State Board of Water and Air Resources. Declares these procedures to be supplementary and not exclusive, and that compliance with requirements of this Act or of any other such law (such as GS Ch. 139, 153, 160 or 162A) will be sufficient. Excludes from scope of Act lands within boundaries of FPC-licensed projects, or owned by public utilities. (4) Empowers local governing bodies to accept funds and use general tax funds for project purposes.

S 620 Transporting liquor; confiscation — GS 18
Introducers: Kirby and others — Sent to JUDIC 2

"To amend G.S. 18-60 so as to provide that vehicles illegally transporting liquor is certain cases shall not be confiscated." Adds to GS 18-6 proviso that transportation of legal amount of alcoholic beverages as defined in GS 18-60 (beverages with 14% or more alcohol by volume) in passenger area of motor vehicle with cap or seal broken, not to be ground for confiscation of the vehicle.

S 621 (Joint Resolution) Davidson College Bowl team — MISC RES
Introducers: Kirby and Boger — Sent to HIGHR ED

"Congratulating the Davidson College Team on participating in the 'GE College Bowl' television series." As title indicates.

S 623 Cross exam: adverse party — GS 1A
Introducer: Ellis and others — Sent to JUDIC 1

"To rewrite G.S 1A-1, Rule 43(b), relating to cross-examination of the adverse party." Adds provision to cited Rule that party calling adverse party, or agent, officer, employee, etc., thereof, may be cross-examined by the adverse party only upon the subject matter of his examination in chief. Effective July 1, 1969, along with the remainder of SL 1967, Ch. 954.

S 624 Mandatory review of probation — GS 15
Introducers: Reed and Gurganus — Sent to COURTS

"To provide for review and termination of probation after a period of probation." Adds new GS 15-205.1 directing probation officer to bring before appropriate court for determination as to whether probation should be ended probationers who have been on probation 1 year, if total period is to be 3 years or less, or have been on for 3 years, if total period is to be longer than 3 years. Provides that section not to restrict court's powers under GS 15-200 (Termination of probation, arrest, subsequent disposition).

HOUSE

H 1016 Servicemen's driving privilege — GS 20
Introducers: Love and A. McMillan — Sent to HY SAFTY

"To authorize the Department of Motor Vehicles to suspend the driving privilege of servicemen whose driving privilege on their military installation has been suspended by the proper military authorities." Adds new GS 20-16(a)(12) granting Dep't of MV authority to suspend license of any serviceman stationed in NC whose privilege to drive on military base has been suspended because of offenses which, if convicted thereof in NC court, would result in suspension of NC driving privilege. Provides no driving privilege to be suspended unless commanding officer of installation furnishes to Dep't certified record of action taken by military authorities. Adds new GS 20-19(h) providing that period of suspension provided for in this Act to be same as if licensee had been convicted of offense involved in NC court.

H 1017 Soft-drink/beer bottle deposit — GS 106, 25, 18
Introducer: Collins — Sent to FINANCE

"To require five cents deposit on a can or bottle of soft drinks and beer." Requires retailers of soft drinks or of beer, lager beer, ale and porter, in cans or bottles, returnable or not, to collect 5¢ per can or bottle from consumer; requires return of deposit to consumer for each can or bottle returned. Effective Jan. 1, 1970, and applicable to sales thereafter.

H 1018 Revise hunt-fish-trap fees (Iden. S 613) — GS 113
Introducers: Barr and others — Sent to WILDLIFE

"To amend the General Statutes relating to hunting, trapping, and fishing license fees." Amends GS 113-95 to set license fees as follows: nonresident hunting license, $22 (now $20); nonresident 6-day hunting permit, $17.75 (now $15.75); resident hunting license, $5.50 (now $4.25); combination resident hunting/fishing license, $7.50 (now $6.25); county hunting license, $2.50 (now $1.65). Authorizes issuing agent to keep as issuing fee $.25 for each license under $5 and $.50 for each license over $5 (now, fee is $.50 for nonresident license, $.25 for resident license, and $.15 for county license); deletes provision that employees of Wildlife Resources Comm'n shall not collect issuance fees and shall sell licenses at cost minus fee amounts.

Provides that nonresidents holding fee simple lands in NC may hunt on such lands and in county where deed to lands registered by payment of $5 fee plus $.50 to issuing officer (now only on own lands with $5 fee plus $.25 to officer). Raises license fee for special controlled shooting preserve hunting license to $6 and $.50 fee to issuer (now $5 and $.25).

Adds new GS 113-95.2 to prohibit hunting of any species of big game (defined as deer, bear, wild boar and wild turkey) without special big game hunting license for license fee of $1.50 plus $.25 fee to issuer. Amends GS 113-96 ("trappers' licenses") to raise resident's trapper's license to $3 (now $2) to trap in county of residence and to $4 (now $3) to trap in State at-large; raises nonresident's trapper's license fee to issuer to $.50 (now $.25). Adds new GS 113-96.1 to summarize all hunting, fishing, and trapping license fees given above.

Amends GS 113-271 ("Hook-and-line licenses in inland fishing waters") to make fees as follows: resident State license, $5.50, $.50 (now $4.25, $.25); resident State combination hunting-fishing license, $7.50, $.50 (now $6.25, $.25); resident county license, $2.50, $.25 (now $1.65, $.15); resident State daily license, $1.25, $.25 (now $.85, $.15); nonresident State license, $9.50, $.50 (now $8.25, $.25); nonresident State 5-day license, $4.25 (now $3.75); nonresident State daily license, $2.25, $.25 (now $1.65, $.15). Amends GS 113-272 ("Special trout licenses") to make resident special trout license $2.25 (now $1.25) and nonresident special trout license $4.25 (now $3.25). Provisions relating to hunting, trapping and combination hunting/fishing licenses effective Aug. 1, 1969; all others effective Jan. 1, 1970.

H 1019 Low-income housing corporation (Iden. S 616) GS 143, 157
Introducers: Eagles and others Sent to ST GOVT

"Relating to the financing of residential housing for persons and families of lower income and creating the North Carolina Housing Corporation; defining its duties, powers and responsibilities; authorizing the issuance of not in excess of $200,000,000 bonds to assist in the financing of such housing; creating the housing development fund and authorizing the issuance of fund notes, not more than $5,000,000 fund notes to be outstanding at any one time, to provide development cost, construction cost and down payment moneys; and providing for the terms, security, payment and taxation status of all such bonds and notes." Creates NC Housing Corp. as public agency composed of State Treasurer, Director of Dep't of Administration, Director of Dep't of C & D, Director of Dep't of Local Affairs, State Health Officer and four members appointed by Governor, one each with experience in real estate, banking, mortgage finance and insurance; four public members to serve for 4-year staggered terms. Provides for removal of public members by Governor for misfeasance, etc., after notice and hearing. Provides that Governor to appoint chairman, members to elect vice-chairman and such other officers, including an executive director and secretary, as deem necessary. Permits public members to receive same per diem, while acting as members, as members of State boards generally, and all members to receive reimbursement for expenses, all paid from funds of Corp. Sets forth following powers of Corp: (1) to make, or participate in making, insured construction loans (defined as federally insured construction loan) to sponsors of residential housing when it has determined that comparable construction loans are not otherwise privately available; (2) to make, or participate in making, insured mortgage loans (defined as federally insured mortgage loans) to sponsors of residential housing when it has determined that comparable loans are not otherwise privately available; (3) to purchase, or participate in purchasing, insured mortgage loans made to sponsors of residential housing, or to low income persons for residential housing, where Corp. has first determined that such loans not privately available at comparable terms and has then approved loan prior to initial making (defines "persons and families of lower income" as those deemed by Corp. to require assistance permitted by Act, taking into account various factors listed in Act); (4) to make temporary loans from Housing Development Fund; (5) to collect and pay reasonable fees and charges in connection with its evidences of indebtedness; (6) to temporarily acquire real property where necessary to protect any loan in which has interest and to sell such property and rent it pending sale; (7) to sell, at public or private sale, all or part of any instrument securing loans permitted by Act; (8) to insure its operations; (9) to consent to modification of terms of any loans or other agreements to which party; (10) to borrow money and issue obligation as evidence thereof; (11) to include in amount of such borrowings fees, financing charges, and interest up to 2 years; (12) to make rules respecting its programs; (13) to provide technical service to builders and residents of residential housing; (14) to promote

R & D in building long-lasting low-income housing; (15) to hire staff and consultants; and (16) other powers in keeping with corporate status.

Provides that obligations issued under this Act not to pledge credit of State or any political subdivision, but to be paid from revenues or assets of Corp. Creates special revolving loan fund known as "Housing Development Fund", comprised of proceeds of grants and contributions and of fund notes issued by Corp. to provide funds therefor. Permits Corp. to issue Fund notes, with limit of $5,000,000 outstanding at any one time and maximum 10-yr. maturity, interest and principal to be paid solely from Fund. States purpose of Housing Development Fund to be to provide source for temporary loans to (1) defray development costs of sponsors of residential housing, (2) provide to low income persons amount needed for down payments and closing costs for mortgages, or (3) make, or participate in making, non-federally insured construction loans, where private funds on comparable terms not available and where (a) US has approved subdivision planning and has agreed to insure mortgage loans and (b) NC bank or lending institution has agreed to furnish not less than 20% of such construction loan with a security interest subordinate to Corp's. Prohibits lobbying with Housing Development Fund moneys.

Authorizes Corp. to issue, for furtherance of corp. purposes, up to $200,000,000 of bonds, but limited to $50,000,000 prior to June 30, 1971; permits issuance of bond anticipation notes, but total of bonds and notes outstanding not to exceed, prior to June 30, 1971, $50,000,000. Provides principal and interest to be paid from corp. funds. Provides bonds and notes to bear interest at rate set by Local Gov't Comm'n, as approved by Corp. and notes to mature with 10 years and bonds within 40 years. Provides for various details of bond issuance. Provides that any obligations of Corp. may be secured by trust agreement between Corp. and corporate trustee and provides wide latitude for terms of such agreement. Permits holders of obligations and trustees to protect at law or equity all rights under law of NC and to enforce performance of duties imposed by this Act. Permits Corp. to invest any of its moneys as provided in GS 159-28.1 (Investment of unit funds) and makes obligations of Corp. eligible for investment by other government units and fiduciaries. Permits issuance of refunding obligations by Corp., under same terms as other obligations, for purpose of refunding such obligations.

Directs Corp. to submit annual report to Governor, General Assembly, Advisory Budget Comm'n and Local Gov't Comm'n, and requires annual audit of Corp, paid for by Corp. Exempts property of Corp. and income therefrom from payment of any tax or assessment, and exempts obligations of Corp., their transfer and income therefrom (including profit on sale) from NC State and local taxation, excepting inheritance or gift taxes.

H 1020 Low-income housing funds — APPROPRIATIONS
Introducers: Eagles and others — Sent to APPROPRN

"To appropriate $500,000 to the North Carolina Housing Corporation." As title indicates, from General Fund, for 1969-71 biennium, and provided the Corporation is created by 1969 General Assembly. Effective July 1, 1969.

H 1022 Drainage district bond interest — GS 156
Introducer: Roberson — Sent to BANKS

"To increase from 6% to 8% the maximum interest on certain drainage district bonds." Amends GS 156-97(3) and (6) to increase, on improvement bonds and assessment anticipation bonds issued by drainage districts, the maximum interest rate to 8% (now, 6%).

H 1023 UNC-G dormitory funds — APPROPRIATIONS
Introducer: Phillips — Sent to FINANCE

"To authorize the financing and construction of a dormitory at the University of North Carolina at Greensboro." Authorizes construction of dormitory for about 600 students at UNC-G, limiting project cost to $2,340,000, financed by revenue bonds issued by Board of Trustees of UNC, subject to provisions of GS Ch. 116.

LOCAL BILLS INTRODUCED

SENATE

S 615 School board land acquisition — RICHMOND
Introducer: James (by request) — Sent to LOC GOVT

"To authorize Richmond County Board of Education to acquire land for future school construction and to authorize purchase and payment on an installment basis." Authorizes Richmond school board, on approval of county comm'rs, to borrow up to $120,000 to purchase real property on which to construct school buildings, repayable over a 6-year or less period. Authorizes school board to execute necessary legal documents for sale.

S 619 1% sales/use tax — CASWELL
Introducer: Penn — Sent to FINANCE

"Enabling Caswell County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Caswell County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Caswell for use outside county or bought outside NC for use in Caswell. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

S 622 1% sales/use tax — PERSON
Introducer: Allen — Sent to FINANCE

"Enabling Person County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Person County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional

1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Person for use outside county or bought outside NC for use in Person. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

HOUSE

H 1010 1% sales/use tax — DUPLIN
Introducer: H. Johnson — Sent to FINANCE

"Enabling Duplin County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Duplin County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Duplin for use outside county or bought outside NC for use in Duplin. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 1011 Belhaven charter revision — BEAUFORT
Introducers: Roberson & Burrus — Sent to LOC GOVT

"To revise and consolidate the Charter of the Town of Belhaven and to repeal prior charter acts." Revises and consolidates Charter of Town of Belhaven to continue existence of municipality and powers, functions, etc. of town and employees. Provides that town's form of government to be Council-Manager form. Sets out corporate boundaries by metes and bounds. Provides that Board of Aldermen to consist of five members elected at large. Sets out duties and powers of mayor. Provides that mayor and aldermen to be residents and qualified voters of town. Provides for organization of Board of Aldermen meetings of Board and other procedural requirements. Divides town into two wards with 3 aldermen to reside in one and 2 to reside in other.

Provides for municipal elections, voting, filing of candidates, and marking of ballots (contains single-shot voting prohibition). Provides for town manager, town attorney, and other administrative officers and employees. Sets out finance requirements and provisions on disposal of surplus property. Extends police jurisdiction to two miles outside corporate limits and to all town-owned property and facilities. Provides for street and sidewalk improvements; water and sewer extensions; removal of refuse, weeds and trash; certain regulatory powers; claims against town. Repeals enumerated superseded acts.

H 1012 Eden employee retirement system — ROCKINGHAM
Introducer: McMichael — Sent to LOC GOVT

"To amend the Charter of the City of Eden, Chapter 967 of the Session Laws of 1967, to authorize a retirement system for employees." As title indicates, authorizing the City Council to enact such a system by ordinance. Provides that system to provide benefits for retirements for age, and may provide for benefits upon disability or death. Provides for membership and contributions, a board of trustees and authorizes contracting with other public or private bodies for payment of the benefits. Permits investments.

H 1013 Open squirrel season — ALLEGHANY, GS 113
Introducer: Collins — Sent to WILDLIFE

"To amend G. S. 113-100 relating to the open season for taking squirrel in Alleghany County." Sets open season for squirrel in Alleghany between Sept. 15 and Dec. 15.

H 1014 Dunn land acquisition — HARNETT, GS 160
Introducer: J. Penny — Sent to JUDIC 2

"To authorize the City of Dunn to acquire land for sanitary landfill or garbage disposal purposes." Permits Dunn to use procedures authorized by GS 160-204 (Acquisition by purchase) or GS 160-205 (By condemnation) to acquire any interest in land, within or without corporate limits, for sanitary landfill or other garbage disposal purposes. Effective Jan. 1, 1971.

H 1015 Dunn charter revision — HARNETT
Introducer: J. Penny — Sent to LOC GOVT

"To revise and consolidate the Charter of the City of Dunn and to repeal prior charter acts." Revises and consolidates Charter of City of Dunn to continue existence of municipality and powers, functions, etc. of city and employees. Sets out corporate boundaries by metes and bounds. Provides that City Council to consist of six members elected at large. Sets out powers and duties of mayor and mayor pro tempore. Provides that mayor and councilmen to serve 4-year terms and requires them to be residents and qualified voters of city. Provides for compensation of mayor and councilmen; organization of council; meetings of council and other procedural requirements. Divides city into 4 wards, so that one councilman must reside in each, and two at large seats on council. Provides for municipal elections, filing of candidates, and ballot.

Provides that council to appoint city manager (to act as chief administrator of city), with enumerated duties; and city attorney, with enumerated duties. Provides for other administrative officers and employees. Sets out financial requirements for city money; authorizes appropriations for industrial development; prescribes procedures for disposal of surplus property. Extends police jurisdiction to 1-1/2 miles outside corporate boundaries and to all city-owned property and facilities. Provides for street and sidewalk improvements; certain regulatory powers; and claims against city. Repeals enumerated superseded acts.

H 1021 Appoint Durham city treasurer (Iden. S 575) DURHAM
Introducers: Hofler, Royall and W. Penny Sent to LOC GOVT

"To amend the Charter of the City of Durham, being Chapter 142, Private Laws of 1921, as amended, by amending Section 24 thereof to authorize the City Council to appoint the director of finance as city treasurer." Identical with S 575, digested in Bulletin No. 80, p. 757.

H 1024 1% sales/use tax BRUNSWICK
Introducers: Williamson and Soles Sent to FINANCE

"Enabling Brunswick County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Brunswick County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Brunswick for use outside county or bought outside NC for use in Brunswick. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 1025 1% sales/use tax COLUMBUS
Introducers: Soles and Williamson Sent to FINANCE

"Enabling Columbus County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Columbus County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of

tangible personal property bought in Columbus for use outside county or bought outside NC for use in Columbus. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 13 (Guilford) Electioneering within 500 yards (digested in Bulletin No. 4, p. 17)
Committee substitute adopted in Senate 5/9/69 prohibiting political banners, posters, placards or campaign workers within 500 feet of voting place on primary or election day; further prohibits electioneering within 500 feet of voting place on primary or election day, except that candidate may personally electioneer not closer than 50 feet of voting place. (Original merely prohibited loitering or electioneering within 500 feet on primary or election day.) Limits application of Act to Guilford County.

S 92 (Jackson) Commissioners' pay (Senate comm. sub. digested in Bulletin No. 71, p. 653)
Amendment adopted in House 5/9/69 to provide that act does not repeal SL 1969, Ch. 180 (county comm'rs may set own compensation).

S 165 (Richmond) County election officials' pay (Iden. H 245).
Senate Committee substitute digested in Bulletin No. 70, p. 640)
Amendment adopted in House 5/9/69 providing that registrars and judges of election in Richmond to receive, in addition to compensation provided for in GS 163-46, the hourly wate fixed by GS 95-87 (Minimum wage) for time spent on their duties in excess of 15 hours (originally, additional compensation was to be $5 per day, with no provision that 15 hours must have been spent on duties first).

S 402 (Cabarrus) Sheriff salary (digested in Bulletin No. 62, p. 515).
Amendment adopted in House 5/9/69 to provide that act does not repeal SL 1969, Ch. 358, relating to county officers' compensation.

S 405 (Henderson) Fletcher charter (digested in Bulletin No. 62, p. 515)
Technical amendments adopted in Senate 5/9/69.

S 442 (Surry) Commissioners-number, terms (digested in Bulletin No. 63, p. 536; Senate amendment digested in Bulletin No. 72, p. 665).
Amendment adopted in House 5/9/69 to provide that county comm'rs to be nominated (originally, elected) from districts and elected county wide.

S 446 (Halifax, Warren) Littleton-Gaston school district (digested in Bulletin No. 63, p. 537)
Amendments adopted in Senate 5/9/69 (1) providing that school board members named in act to serve only until election can be held to elect first board, which is then to serve until first Monday in Dec., 1970 (original, named members were to serve until Dec. 1970); (2) deleting authority of school district to adopt rules governing pupils hair styles and relating to suspension or expulsion of pupils for engaging in disruptive group behavior

or using various stimulating drugs; and (3) providing that supplemental tax to be in such amount as now or from time to time provided for in GS 115-117 (Maximum rate and frequency of elections) (original, 50¢ limit).

S 449 (Franklin) Register of deeds salary (digested in Bulletin No. 64, p. 549).
Amendment adopted in House 5/9/69 to provide that act does not repeal SL 1969, Ch. 358, relating to county officers' compensation.

S 471 (Franklin) Sheriff's salary (digested in Bulletin No. 66, p. 581).
Amendment adopted in House 5/9/69 to provide that act does not repeal SL 1969, Ch. 358, relating to county officers' compensation.

S 600 Increase judgment for att'y fees (digested in Bulletin No. 81, p. 766)
Amendment adopted in Senate 5/9/69 raising maximum amount of judgment permitting use of GS 6-21.1 to $2,000 (originally, $1,500).

HOUSE

H 231 State constitution revision (digested in Bulletin No. 32, p. 201)
Committee amendments adopted in House 5/9/69 (1) eliminating requirement that General Assembly enact uniform statewide laws governing federal, state, district, and county elections and general laws governing municipal elections; (2) changing effective date of revised Constitution from 1/1/71 to 7/1/71; and (3) making technical and clarifying changes. Placed on calendar for 5/13/69.

H 259 Variable annuity plan (digested in Bulletin No. 35, p. 231)
Amendment adopted in House 5/9/69 rewriting proposed GS 58-79.2(r) distinguishing between the life insurance companies issuing and those persons selling the annuity contracts and providing that the persons selling the contracts are to be subject to the Securities Law of NC (while the life insurance companies issuing the contracts remain exempt).

H 451 (Joint Resolution) Teach civics in all schools (digested in Bulletin No. 51, p. 396)
Amendment adopted in House 5/9/69 changing date by which required courses in American government to be taught in all high schools to school year 1971-72 (originally 1970-71).

H 459 5-year notary public term (digested in Bulletin No. 52, p. 405)
Committee substitute adopted in Senate 5/9/69 adding provision raising fee for commissioning notary public to $10 (now, $7.50), and changing effective date to Sept. 1, 1969 (originally, on ratification).

H 554 (Catawba) Mail tax listing (digested in Bulletin No. 57, p. 453)
Amendment adopted in Senate 5/9/69 changing all references in the Act to the "Board of County Commissioners of Catawba County" to read "Catawba County Tax Commission", and making various technical changes.

H 627 Juvenile court revisions (Iden. S 348) (digested in Bulletin No. 61, p.500)
Amendments adopted in House 5/9/69 (1) providing that where judge decides to detain juvenile in separate section of local jail meeting requirements of GS 110-24, he must notify juvenile's parent, guardian or custodian of the detention, and (2) making technical changes.

H 661 (Brunswick) County employee salaries (digested in Bulletin No. 62, p. 521)
Amendment adopted in House 5/9/69 (1) raising permissible salary for new sheriff's deputy to $350/month (originally, $300); (2) providing that sheriff to approve jailer's fee for prisoner's fed; and (3) providing that entire amount of such fee to be used by jailer for feeding prisoners.

H 850 (Vance) Vanceboro officials' pay (digested in Bulletin No. 70, p. 640)
Amendment adopted in House 5/9/69 providing that in lieu of $15 per day fee for registrar and poll holders, board of comm'rs may fix another sum in accordance with GS 160-9.1 (SL 1969, Ch. 181).

H 888 Magistrates worthless check cases (digested in Bulletin No. 73, p. 679).
Amendments adopted in House 5/9/69 to (1) provide that magistrates may hear worthless check cases notwithstanding GS 7A-273(1), limiting jurisdiction to non-traffic misdemeanors with penalties below 30 days imprisonment or $50 fine; (2) amend GS 7A-288 ("Appeals from district court in criminal cases") to authorize appeals from magistrates to district court for trial de novo before district court judge and require clerk to transfer such case to district or superior court criminal docket (now, only to superior court docket).

H 889 (Pender) ABC law enforcement funds (digested in Bulletin No. 73, p. 680).
Amendment adopted in House 5/9/69 to provide that not less than 5% nor more than 15% of total receipts be expended for law enforcement (originally, flat 15%).

H 922 School insur. payroll deduction-2 (Iden. S 546) (digested in Bulletin No. 76, p. 709)
Amendment adopted in House 5/9/69 deleting authority for deduction from payroll of dues of education ass'ns to which majority of employees are eligible to affiliate with and belong.

H 935 Notary Public: fees and seals (digested in Bulletin No. 78, p. 729)
Amendment adopted in House 5/9/69 changing fee to be charged by notaries for services permitted under GS 10-4(1), (2), (3), and (5) to a sum not to exceed 75¢ (originally, set at 50¢).

SENATE AND HOUSE CALENDAR ACTION MAY 09,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES.(5/08) S-PLACED ON CAL FOR MAY 13.
S. 13 ELECTIONEERING WITHIN 500 YARDS.(5/09) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-RE-REF TO COM ON ELECTIONS.
S. 185 DIPLOMA NURSING SCHOOL CREDIT.(5/08) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 192 DEALER-MFR VEHICLE LICENSE FEES.(5/01) H-RE-REF TO COM ON FINANCE.
S. 211 NURSING INSTRUCTORS.(4/04) H-REPTD FAV AS AMENDED; H-PLACED ON CAL FOR MAY 13.
S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS.(5/01) H-REPTD FAV AS AMENDED; H-PLACED ON CAL FOR MAY 13.
S. 345 PHARMACY CONDUCT CODE. H-REPTD FAV; H-PLACED ON CAL FOR MAY 13.
S. 373 LICENSE FEE - OPTOMETRISTS. S-REPTD FAV; S-PLACED ON CAL FOR MAY 13.
S. 454 NURSING SCHOOL CREDITS. H-REPTD FAV; H-PLACED ON CAL FOR MAY 13.
S. 472 STATE TOBACCO MUSEUM.(5/08) S-PLACED ON CAL FOR MAY 13.
S. 496 ELECTRICAL CONTRACTOR EXAMINERS. S-REPTD FAV AS AMENDED; S-PLACED ON CAL FOR MAY 13.
S. 497 OMNIBUS COURT AMENDMENTS.(5/08) S-PLACED ON CAL FOR MAY 13.
S. 500 PHYSICAL THERAPY PRACTICE ACT.(5/07) H-REF TO COM ON HEALTH.
S. 506 WORKSHOPS FOR NURSES.(4/30, 5/07) H-REF TO COM ON HEALTH.
S. 518 (J.RES.) COMMENDING ARCHIVES-LIBRARY BLDG. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
S. 530 REGISTER OF DEEDS-STAMP TAX. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 541 UTILITIES COMM. APPEALS. S-PLACED ON CAL FOR MAY 13.
S. 543 NUMBERED SEATS,4TH SEN. DIST.. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 549 (J.RES.) CT.COMM'N; JUDGE STUDY SOLICITOR. S-PLACED ON CAL FOR MAY 13.
S. 568 STATE ART MUSEUM SITE. H-REF TO COM ON ST.GOVT.
S. 600 INCREASE JUDGEMENT FOR ATT'Y FEES.(5/09) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08) H-PLACED ON CAL FOR MAY 13.

H. 48 UNIFORM MONDAY HOLIDAYS.(4/25, 5/08) H-PLACED ON CAL.
H. 166 VEHICLE AXLE WEIGHTS.(4/16) S-REPT FAV; S-PLACED ON CAL FOR MAY 13.
H. 231 STATE CONSTITUTION REVISION.(5/09) H-AMENDMENTS ADOPTED; H-PLACED ON CAL FOR MAY 13.
H. 259 VARIABLE ANNUITY PLAN.(5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21) S-PLACED ON CAL FOR MAY 13.
H. 404 TAX EXEMPT FIREMEN'S PENSIONS. S-PASSED 2ND & 3RD READINGS.
#H. 451 (J.RES.) TEACH CIVICS IN ALL SCHOOLS.(5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND READING; H-FAILED 3RD READING.
H. 459 5-YEAR NOTARY PUBLIC TERM.(5/09) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-PLACED ON CAL FOR MAY 14.
H. 474 CLARIFY LAWS OF LARCENY.(5/08) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 475 CLARIFICATION OF BURGLARY.(4/23) S-PLACED ON CAL FOR MAY 15.
H. 536 INDIVIDUALIZED PUPIL INSTRUCTION. S-PASSED 2ND & 3RD READINGS.
H. 540 LOCAL GOV'T LIBRARY EMPLOYEES. S-PASSED 2ND & 3RD READINGS,
H. 604 REGISTER VOTERS EVERY 50 YEARS. S-REF TO COM ON ELECTION.
H. 626 OBTAINING CHIROPRACTIC SERVICES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 627 JUVENILE COURT REVISIONS.(5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 681 FELONIOUS ASSAULTS PUNISHMENT. S-PLACED ON CAL FOR MAY 15.
H. 682 MISDEMEANOR ASSAULTS PUNISHMENT. S-PLACED ON CAL FOR MAY 15.
H. 738 WADE/POWELL BILL FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 804 INJURED PERSONS' STATEMENT:COPIES.(5/07) H-PASSED 2ND READING.
H. 841 REGISTERS-ADMINISTER OATHS. S-PASSED 2ND & 3RD READINGS.
H. 871 SANITARY DISTRICT CEMETERIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 883 INTER-COUNTY SCHOOL MERGERS. H-PLACED ON CAL FOR MAY 13.
H. 888 MAGISTRATES WORTHLESS CHECK CASES.(5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 897 CONTRACT SUIT COUNTERCLAIMS. H-PASSED 2ND READING.
H. 917 NUMBERED SEATS/25 HOUSE DIST. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 922 SCHOOL INSUR,PAYROLL DEDUCTION-2.(5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 933 NOTARIAL ACTS VALIDATION. H-PASSED 2ND READING.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP. H-PLACED ON CAL FOR MAY 12.
H. 935 NOTARY PUBLIC; FEES & SEALS.(5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 953 STATE ART MUSEUM SITE.

LOCAL BILLS

S. 92 (JACKSON) COMMISSIONERS' PAY.(4/23, 5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR IN H-AMEND.

S. 165 (RICHMOND) COUNTY ELECTION OFFICIALS' PAY.(4/22, 5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR IN H-AMEND.

S. 322 (MITCHELL) VETERANS SERVICE OFFICER PAY.(4/25) H-PASSED 2ND & 3RD READINGS.

S. 393 (FORSYTH) AMBULANCE FRANCHISES.(4/24) H-PLACED ON CAL FOR MAY 16.

S. 396 (HALIFAX) ROANOKE RAPIDS FIREMEN. H-PASSED 2ND & 3RD READINGS.

S. 402 (CABARRUS) SHERIFF SALARY.(5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR IN H-AMEND.

S. 405 (HENDERSON) FLETCHER CHARTER.(5/09) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.

S. 424 (STANLY) ALBEMARLE CABLE TV. S-PASSED 2ND READING.

S. 429 (RICHMOND) HAMLET CHARTER REVISIONS.(4/24) H-PASSED 2ND READING.

S. 442 (SURRY) COMMISSIONERS-NUMBER,TERMS.(4/24, 5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR IN H-AMEND.

S. 446 (HALIFAX, WARREN) LITTLETON-GASTON SCHOOL DISTRICT.(5/09) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.

S. 449 (FRANKLIN) REGISTER OF DEEDS SALARY.(5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS.

S. 453 (CUMBERLAND) COUNTY ZONING.(4/24) H-PASSED 2ND & 3RD READINGS.

S. 465 (DURHAM) DURHAM NON-TAX REVENUE PURPOSES. H-PASSED 2ND & 3RD READINGS.

S. 471 (FRANKLIN) SHERIFF'S SALARY.(4/24, 5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR IN H-AMEND.

S. 473 (CABARRUS) CONCORD SEWER BONDS,CHARTER AMDT.. S-REPTD FAV.

S. 482 (PITT) BETHEL CORPORATE LIMITS.(4/24) H-PASSED 2ND READING.

S. 501 (FRANKLIN) COUNTY HIGHWAY HUNTING. H-PASSED 2ND & 3RD READINGS.

S. 511 (FORSYTH) RURAL HALL SANIT.DIST.ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 512 (FORSYTH) TAX DISCOUNTS-KERNERSVILLE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 536 (CLEVELAND) KINGS MTN. EMINENT DOMAIN. S-REPTD FAV AS AMENDED.

S. 537 (PITT) WINTERVILLE RETIREMENT SYSTEM. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 577 (LEE) ABOLISH COUNTY VETERANS BOARD. H-REF TO COM ON MILITARY.

H. 235 (CUMBERLAND) FAYETTEVILLE CONDEMNATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 265 (ALAMANCE) COUNTY LAW LIBRARY FUNDS. S-PASSED 2ND & 3RD READINGS.
H. 550 (PITT) GREENVILLE-ECU LAB SCHOOL.(4/24, 5/08) H-CONCURRED IN S-AMENDMENT.
H. 553 (NEW HANOVER) TAX SETTLEMENT - PONY LEAGUE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 554 (CATAWBA) MAIL TAX LISTING.(5/09) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 605 (RANDOLPH) COUNTY SCHOOL BONDS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 624 (DAVIE) LIBRARY TAX LEVY. S-REPTD FAV.
H. 628 (ORANGE) CHAPEL HILL ASSESSMENT. S-PASSED 2ND & 3RD READINGS.
H. 655 (CATAWBA) TAX PREPAYMENT DISCOUNTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES.(5/09) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 678 (HAYWOOD) COUNTY PERSONNEL PAY HIKE.(5/01) S-PASSED 2ND & 3RD READINGS.
H. 685 (LENOIR) LA GRANGE LIMITS.(4/25) S-PASSED 2ND READING.
H. 689 (PITT) AYDEN BOUNDARIES. H-PASSED 2ND READING.
H. 702 (FRANKLIN) FRANKLINTON SCHOOL FUND TRANSFER.(4/30) S-PASSED 2ND & 3RD READINGS.
H. 712 (CRAVEN) HAVELOCK TOWN LIMITS. S-PASSED 2ND READING.
H. 769 (SCOTLAND) WAGRAM BEER/WINE SALE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 776 (ANSON) ANSON HOSPITAL ADMINISTRATION.(5/02) S-PASSED 2ND & 3RD READINGS.
H. 782 (JONES) WATERSHED ASSESSMENTS FUNDS. S-PASSED 2ND & 3RD READINGS.
H. 794 (CARTERET) TAX COLLECTOR'S TERM.(5/02) S-PASSED 2ND & 3RD READINGS.
H. 795 (CARTERET) NEWPORT ELECTION. S-PASSED 2ND & 3RD READINGS.
H. 803 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. S-PASSED 2ND & 3RD READINGS.
H. 815 (LINCOLN) TAX LISTING BY MAIL. S-PASSED 2ND & 3RD READINGS.
H. 821 (ALAMANCE) COUNTY JAILER.(5/02) S-PASSED 2ND & 3RD READINGS.
H. 849 (ALAMANCE) SCHOOL BOARD ELECTIONS. S-PASSED 2ND & 3RD READINGS.
H. 850 (VANCE) VANCEBORO OFFICIALS' PAY.(5/09) H-AMENDMENT ADOPTED. H-PASSED 2ND READING.
H. 851 (CABARRUS) SCHOOL BOND LIMITS. H-PASSED 2ND READING.
H. 864 (HALIFAX) ABC PROFITS-CITY SCHOOLS. S-PASSED 2ND & 3RD READINGS.
H. 865 (ROBESON) FAIRMONT SCHOOL DIST. BOUNDARY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 872 (MOORE) CLOSING-OUT SALES. S-PASSED 2ND & 3RD READINGS.
H. 884 (HERTFORD) COFIELD INCORPORATION. H-PASSED 2ND READING.
H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS.(5/09) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 891 (ROBESON) ST.PAULS-TOWN MANAGER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 892 (CUMBERLAND) REVOKING MANCHESTER CHARTER. H-RE-COM TO COM ON LOC GOVT.
H. 893 (DURHAM) DURHAM LIEN/VEHICLE REMOVAL. S-PASSED 2ND & 3RD READINGS.
H. 913 (CHEROKEE) ELECTION OF COMM&RS BY DISTRICTS-3. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 921 (BURKE) MORGANTON SCHOOL PROPERTY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

The following Senators have been appointed to the JOINT APPROPRIATIONS SUBCOMMITTEE: Senators Warren, Chairman; Bagnal; Bailey; Boger; Burney; Coggins; Edwards Gurganus; Harrington; Henley; Moore; Norton; Rauch and West

The following Representatives have been appointed to the JOINT APPROPRIATIONS SUBCOMMITTEE: Representatives Johnson, Chairman; Barbee; Baugh; Bryan; Eagles; Hicks; Holshouser; Jernigan; Johnson, H. S.; Leatherman; McMillan, R. D.; Messer; Phillips; Quinn; Rountree; Royall; Stewart; Taylor, C.; Whitley and Williamson

Next Sessions of Senate:

9:30 a.m., Saturday, May 10, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, May 12, 1969, at the State Capitol.

Next Sessions of House:

9:00 a.m., Saturday, May 10, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, May 12, 1969, at the State Capitol.

#

G41
25:1969/84
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 84 -809- MONDAY, MAY 12, 1969

Note: The Senate and House convened at 9:30 a.m. and 9:00 a.m., respectively, Saturday, May 10, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 625 Nursing Bd. credits certification — GS 90
Introducer: James — Sent to PUB HLTH

"To require the North Carolina Board of Nursing to certify certain school credits to certain licensing boards of other states." Requires NC Board of Nursing to certify credits upon written request of diploma nursing school graduate or BA-nursing-degree graduate from NC institution to appropriate nurse licensing board in another state. NC Bd. of Nursing not to prohibit nursing graduate from taking licensing exam as nurse in another state.

S 626 Low-income housing funds (Iden. H 1020) — APPROPRIATION
Introducer: Boger — Sent to APPROPRN

"To appropriate $500,000 to the North Carolina Housing Corporation." Identical with H 1020, digested in Bulletin No. 83, p. 794.

S 627 Residents in UNC Med School — GS 116
Introducer: James — Sent to HIGHR ED

"Directing the University of North Carolina at Chapel Hill to give preference to resident students of this state in admission to the Medical School." Directs UNC Medical School to increase size of 1969 freshman class by five students, all NC residents; to admit 95% of 1969 freshman class from NC; to increase size of 1970 freshman class by 25 students, all NC residents; to have 1970 freshman class and future classes composed of 95% NC residents.

HOUSE

H 1026 (Joint Resolution) Honoring Gardner Webb College — MISC RES
Introducers: Mauney, Falls, R. Jones — Passed and Sent to SENATE

"A Joint Resolution Congratulating Gardner Webb College." As title indicates for expanding to a 4-year college and having a successful basketball team.

H 1027 Excise stamp tax exemption — GS 105
Introducer: Mills — Sent to FINANCE

"To amend section 228.29 of Chapter 105 of the General Statutes to exempt from payment of the excise tax conveyances of real estate to the State Highway Commission for highway purposes." As title indicates.

H 1028 Controlled access highway driving — GS 136
Introducer: Mills — Sent to ROADS

"To prohibit hitchhiking and slow moving vehicles on controlled access facilities." Creates new GS 136-89.58(7) to prohibit on Interstate Highways hitchhiking or stopping vehicle to pick up hitchhiker, with the exception of person in vehicle stopped for any emergency who may solicit ride and be picked up or given aid by operator of another vehicle. Creates new GS 136-89.58(8) to prohibit on such highways the operating of vehicles incapable of maintaining 45 mph speed or vehicles prohibited by law from maintaining such speed.

H 1029 Highway contractors bond claims — GS 136
Introducer: Mills — Sent to ROADS

"To amend G. S. 136-28 to extend the time limit for filing a statement of a claim with a contractor and surety on highway construction projects from six months to one year from completion of the contract before action can be brought upon any bond." Changes time limit for laborers, materialmen or other persons having claim against contractor of State Highway Comm'n, as title indicates; failure to file is complete bar against recovery on bond.

H 1030 Condemnation deposits — GS 136
Introducer: Mills — Sent to ROADS

"To amend Section 105 of Chapter 136 to eliminate the time limitation for withdrawal of deposit in condemnation actions." Amends GS 136-105 to eliminate two-year limit after service of summons after which condemnee may not withdraw money deposited in court as compensation for condemnation of property.

H 1031 Powell Bill allocations — GS 136
Introducer: Mills — Sent to ROADS

"To amend Chapter 136 of the General Statutes to revise and clarify certain provisions of Sections 41.1 and 41.3, relating to municipal street aid funds." Amends first paragraph of GS 136-41.1 to provide for annual appropriation from Highway Fund of sum equal to amount produced during [preceding] fiscal year by 1/2 of 1¢ tax on motor fuel (deletes bracketed word), and to delete reference to repealed section. Amends fifth paragraph of GS 136-41.1 to include references to SL 1965, Ch. 46 (authorizing issuance of $300,000,000 of bonds for highway construction) after references to SL 1949, Ch. 1250 (authorizing issuance of $200,000,000 of bonds for secondary road construction). Amends GS 136-41.3 to make technical changes.

H 1034 Driver license/Fed. conviction — GS 20
Introducer: Collins — Sent to HY SAFTY

"To amend the motor vehicle laws to allow suspension of driving licenses for convictions of traffic offenses in federal courts." Adds new GS 20-23.1 to authorize Dep't of Motor Vehicles to suspend or revoke driving privilege upon receipt of notice of any federal conviction of offense which, if committed in NC, would be grounds for suspension or revocation.

H 1035 Cooperation in water resources (Iden. S 618) GS 143
Introducer: Snead Sent to WATER

"To implement state cooperation in North Carolina - Federal water resources development projects." Identical with S 618, digested in Bulletin No. 83, p. 790.

H 1036 Inspect mirror and windshield-2 GS 20
Introducer: Paschall Sent to HY SAFTY

"To amend GS 20-183.3 to add windshields and mirrors to the items subject to the annual safety inspection." Identical, except as to title, with H 972 digested in Bulletin No. 81, p. 767.

H 1037 Privilege licenses/laundries GS 105
Introducer: Hofler, by request Sent to FINANCE

"To complete the equitable revision of privilege license schedules relating to laundries and dry cleaning establishments." Repeals GS 105-74 (providing for State privilege license with graduated fees based on location of business, and for tax by cities and towns, for dry cleaning, pressing or hat-blocking establishments) and GS 105-85 (providing for similarly graduated privilege license fees and taxes for laundries or linen suppliers). Effective July 1, 1969.

H 1038 Executive Mansion fence funds APPROPRIATIONS
Introducer: S. Johnson Sent to APPROPRN

"To appropriate the sum of seventy thousand dollars for the completion of a brick and wrought iron fence around the North Carolina Executive Mansion (Burke Square) property." Appropriates $70,000 from General Fund to Dep't of Administration for fiscal year 1969-70 for use indicated in title.

H 1039 School for Deaf utility funds APPROPRIATIONS
Introducer: S. Johnson Sent to APPROPRN

"To provide for the appropriation of twelve thousand five hundred dollars ($12,500.00) to the North Carolina School for the Deaf for completion of electrical distribution system." Appropriates from General Fund $12,500 to NC School for Deaf for use as title indicates. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1032 Fayetteville annexations CUMBERLAND
Introducer: Bryan Sent to LOC GOVT

"To provide for voluntary annexation by the City of Fayetteville of areas, territories or subdivisions not contiguous to the municipal boundaries of the City of Fayetteville." Establishes procedure for annexation by petition followed by public hearings of territory not contiguous to Fayetteville boundaries and located

at the closest point not more than three miles from the City of Fayetteville municipal limits wherein is located the City Hall. Makes annexation subject to referendum within City of Fayetteville if requested by 10% of qualified voters of City. Provides for details of petitions and election procedures, and specifies necessary findings by Fayetteville City Council that public health, welfare and safety will be best served by annexation, and that city services will be available. Specifies that areas annexed hereunder not be included within municipal boundaries for purposes of determining extraterritorial jurisdiction, nor for defining contiguous areas for purposes of general law annexations. Directs that areas annexed hereunder may be included at only 40% of normal rate for purposes of population density, etc. pursuant to general law annexation provisions, and shall not exceed 10% of total area of City wherein is located the city hall.

H 1033 1% sales/use tax — PERQUIMANS
Introducer: P. Godwin — Sent to FINANCE

"Enabling Perquimans County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Perquimans County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Perquimans for use outside county or bought outside NC for use in Perquimans. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 536 Kings Mtn. eminent domain (digested in Bulletin No. 73, p. 680). Amendment adopted in Senate 5/12/69 providing that condemnation procedures authorized do not enlarge city's power to condemn property already devoted to public use.

HOUSE

None

SENATE AND HOUSE CALENDAR ACTION MAY 12,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 185 DIPLOMA NURSING SCHOOL CREDIT.(5/08) H-REF TO COM ON HEALTH.
#S. 244 SAFE KEEPING COUNTY PRISONERS.(4/02, 5/05) RATIFIED - CHAPTER 462.
#S. 296 2 DOORS ON 32 FOOT HOUSE TRAILERS.(4/15) RATIFIED - CHAPTER 463.
#S. 317 COMMITMENT OF CHRONIC ALCOHOLICS.(5/06) RATIFIED - CHAPTER 469.
#S. 367 STUDENT AID STUDY COMMISSION.(4/16, 5/07) RATIFIED - RES.56.
#S. 378 FLOOD PLAIN MANAGEMENT. RATIFIED - CHAPTER 473.
#S. 385 PUBLIC POULTRY IMPROVEMENT. RATIFIED - CHAPTER 464.
#S. 386 BRUCELLOSIS TESTING. RATIFIED - CHAPTER 465.
#S. 395 BEACH EROSION BONDS. RATIFIED - CHAPTER 475.
#S. 451 EXHIBITING DEFECTIVE CHILDREN. RATIFIED - CHAPTER 457.
#S. 505 STATE AUDITING PROCEDURE. RATIFIED - CHAPTER 458.
#S. 521 OPTIONAL RETIREMENT PROGRAMS. S-REPTD UNFAV.
S. 530 REGISTER OF DEEDS-STAMP TAX. H-REF TO COM ON JUDIC 2.
S. 543 NUMBERED SEATS,4TH SEN. DIST.. H-REF TO COM ON ST.GOVT.
S. 627 RESIDENTS IN MED.SCHOOL. S-REF TO COM ON PUB HLTH.

H. 102 DRIVING UNDER INFLUENCE - 2.(5/07, 5/08) S-REF TO COM ON HY SAFTY.
H. 318 PURPOSES - REGIONAL UNIVERSITIES.(4/23, 4/29, 4/30) S-REPTD FAV AS AMENDED.
H. 474 CLARIFY LAWS OF LARCENY.(5/08) H-PLACED ON CAL.
H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06, 5/08) S-REF TO COM ON JUDIC 1.
#H. 528 TRUST ACT VALIDATION. RATIFIED - CHAPTER 477.
#H. 587 SANITARY DISTRICT WATER SYSTEM. RATIFIED - CHAPTER 478.
H. 626 OBTAINING CHIROPRACTIC SERVICES. S-REF TO COM ON INSUR.
H. 627 JUVENILE COURT REVISIONS.(5/09) S-REF TO COM ON COURTS.
#H. 647 VOCATIONAL TEXTILE SCHOOL BOARD. RATIFIED - CHAPTER 479.
H. 738 WADE/POWELL BILL FUNDS. S-REF TO COM ON PUB ROADS.
#H. 788 DISABLED VETS FREE AUTO TAGS.(4/25) RATIFIED - CHAPTER 461.
H. 871 SANITARY DISTRICT CEMETERIES. S-REF TO COM ON JUDIC 2.
H. 917 NUMBERED SEATS/25 HOUSE DIST. S-REF TO COM ON ST.GOVT.
H. 922 SCHOOL INSUR,PAYROLL DEDUCTION-2.(5/09) S-REF TO COM ON EDUCATN.
H. 935 NOTARY PUBLIC; FEES & SEALS.(5/09) S-REF TO COM ON JUDIC 2.
H. 953 STATE ART MUSEUM SITE. S-REF TO COM ON ST.GOVT.
H.1026 CONGRATULATING GARNER-WEBB COLLEGE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON HIGHER ED.

H. 996 (J.RES.) STATE REAPPORTIONMENT CONVENTION. S-REF TO COM ON CONSTUTN.

LOCAL BILLS

S. 92 (JACKSON) COMMISSIONERS' PAY.(4/23, 5/09) S-PLACED ON CAL FOR MAY 13.
S. 165 (RICHMOND) COUNTY ELECTION OFFICIALS' PAY.(4/22, 5/09) S-CONCURRED IN H-AMEND.
S. 402 (CABARRUS) SHERIFF SALARY.(5/09) S-CONCURRED IN H-AMEND.
S. 405 (HENDERSON) FLETCHER CHARTER.(5/09) S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 421 (CALDWELL) COMMISSIONERS' COMPENSATION.(5/05) RATIFIED - CHAPTER 467.
S. 424 (STANLY) ALBEMARLE CABLE TV. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 429 (RICHMOND) HAMLET CHARTER REVISIONS.(4/24) H-PASSED 3RD READING.
S. 442 (SURRY) COMMISSIONERS-NUMBER,TERMS.(4/24, 5/09) S-PLACED ON CAL FOR MAY 13.
S. 446 (HALIFAX, WARREN) LITTLETON-GASTON SCHOOL DISTRICT.(5/09) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 471 (FRANKLIN) SHERIFF'S SALARY.(4/24, 5/09) S-CONCURRED IN H-AMEND.
S. 473 (CABARRUS) CONCORD SEWER BONDS,CHARTER AMDT.. S-PASSED 2ND READING.
#S. 475 (CHEROKEE) ED.BD.NON-PARTISAN ELECTION.(4/24) RATIFIED - CHAPTER 476.
S. 482 (PITT) BETHEL CORPORATE LIMITS.(4/24) H-PASSED 3RD READING.
S. 511 (FORSYTH) RURAL HALL SANIT.DIST.ELECTION. H-REF TO COM ON ELECTIONS.
S. 512 (FORSYTH) TAX DISCOUNTS-KERNERSVILLE. H-REF TO COM ON LOC GOVT.
S. 536 (CLEVELAND) KINGS MTN. EMINENT DOMAIN.(5/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 537 (PITT) WINTERVILLE RETIREMENT SYSTEM. H-REF TO COM ON LOC GOVT.
#S. 545 (LEE) SANFORD ABC BOARD. RATIFIED - CHAPTER 470.

H. 235 (CUMBERLAND) FAYETTEVILLE CONDEMNATION. S-REF TO COM ON LOC GOVT.
#H. 338 (IREDELL) STATESVILLE POLICE-FIRE RESIDENCY. RATIFIED - CHAPTER 471.
H. 553 (NEW HANOVER) TAX SETTLEMENT - PONY LEAGUE. S-REF TO COM ON LOC GOVT.
H. 554 (CATAWBA) MAIL TAX LISTING.(5/09) H-PLACED ON CAL.
H. 605 (RANDOLPH) COUNTY SCHOOL BONDS. S-REF TO COM ON FINANCE.
H. 624 (DAVIE) LIBRARY TAX LEVY. S-PASSED 2ND READING.
#H. 641 (MCDOWELL) MARION SCHOOL LAND CONVEYANCE.(4/24, 5/02) RATIFIED - CHAPTER 468.
H. 655 (CATAWBA) TAX PREPAYMENT DISCOUNTS. S-REF TO COM ON LOC GOVT.

H. 685 (LENOIR) LA GRANGE LIMITS.(4/25) S-PASSED 3RD READINGS.
H. 689 (PITT) AYDEN BOUNDARIES. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 712 (CRAVEN) HAVELOCK TOWN LIMITS. S-PASSED 3RD READING.
#H. 716 (ALLEGHANY) SALARIES COMMS.& BD.EDUCATION.(4/25, 5/02) RATIFIED - CHAPTER 459.
H. 735 (IREDELL) STATE COURTS JURISDICTION. S-PASSED 2ND & 3RD READINGS.
#H. 762 (YANCEY) COUNTY ED.BD. ELECTION.(4/24, 5/02) RATIFIED - CHAPTER 460.
H. 769 (SCOTLAND) WAGRAM BEER/WINE SALE. S-REF TO COM ON ABC.
H. 850 (VANCE) VANCEBORO OFFICIALS' PAY.(5/09) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 851 (CABARRUS) SCHOOL BOND LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 859 (LEE) SANFORD PROPERTY TRANSFER. RATIFIED - CHAPTER 472.
H. 865 (ROBESON) FAIRMONT SCHOOL DIST. BOUNDARY. S-REF TO COM ON LOC GOVT.
H. 884 (HERTFORD) COFIELD INCORPORATION. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS.(5/09) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 891 (ROBESON) ST.PAULS-TOWN MANAGER. S-REF TO COM ON LOC GOVT.
H. 913 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS-3. S-REF TO COM ON LOC GOVT.
H. 921 (BURKE) MORGANTON SCHOOL PROPERTY. S-REF TO COM ON LOC GOVT.

****

Next Sessions of Senate and House: 12 Noon, Tuesday, May 13.

G41
25:1969/85
C.2

INSTITUTE OF GOVERNMENT

North Carolina State Library
Raleigh

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

N. C.
Doc.

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 85 -817- TUESDAY, MAY 13, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 628 Potato hauling vehicles fee (Iden. H 499) GS 20
Introducer: Wood HY SAFTY

"To amend G. S. 20-38 and 20-87 pertaining to specially constructed vehicles." Identical with H 499, digested in Bulletin No. 54 at page 435.

S 629 Study disturbed children STUDY
Introducer: Penn Sent to MENTAL H

"Creating a commission to study and recommend measures for North Carolina's emotionally disturbed children." Creates Study Commission on Emotionally Disturbed Children, consisting of nine members: three appointed by Governor (including chairman); three by Lt. Governor; three by Speaker. Chr'mn to designate time and place of first meeting; members to be paid per diem and expenses as provided generally for State boards ($7 per diem, 8¢ per mile, $20 per day subsistence, etc., by GS 138-5). Comm'n to study needs of emotionally disturbed children and mental health needs of all children, including measures for prevention, educational intervention and treatment, and report to Governor and 1971 General Assembly.

S 630 Urban traffic congestion relief GS 136
Introducer: Harrington PUB ROAD

"To amend Chapter 136 of the General Statutes so as to authorize the State Highway Commission to make certain improvements in urban areas to reduce traffic congestion." Adds new section to Art. 3A of GS Ch. 136 authorizing State Highway Comm'n and municipalities to contract for urban highway improvement projects authorized under Title 23, Sec. 135 of US Code. State Highway Comm'n or municipality (with Fed. Hwy Admin approval) authorized to construct or have constructed street improvement projects, provided no Comm'n funds to be used except municipalities' share of funds from FHA allocated under Title 23, Sec. 135 of US Code. Requires municipality to provide or have provided proper maintenance of completed projects and improvements. If municipality fails to maintain, State Highway Comm'n authorized to maintain and deduct cost from municipal allocations under GS 136-41.1 (Appropriation to municipalities).

Amends GS 136-18(12) to authorize State Highway Comm'n to contract with US Gov't for urban area traffic operations studies and street improvement projects on urban state highway and municipal systems and to submit such construction programs as required by Sec. of Transportation (now, Sec. of Agric.) and to do all things necessary in carrying out congressional provisions for construction,

improvement, and maintenance of federally aided state highways (now, rural post roads). Amends GS 136-66.2 to provide that municipal coordinated street system plan shall provide for safe and effective use of streets through "construction" as well as other enumerated means (adds quoted word).

S 631 Service roads/controlled access — GS 136
Introducer: Harrington — Sent to ROADS

"To amend Article 6D to Chapter 136 of the General Statutes to allow the State Highway Commission to condemn access and to abandon local service roads used in connection with controlled access facilities." Deletes proviso from GS 136-89.55 (giving State Highway Comm'n authority over local service or frontage roads for controlled access facilities) restricting Comm'n from reducing access to controlled access facility once local service road is established and from vacating or abandoning local service road, without consent of abutting property owners, except as otherwise provided.

S 632 Good faith checks/local bonds — GS 159
Introducer: J. White — Sent to FINANCE

"To amend G. S. 159-13, being part of the Local Government Act, relating to the submission of good faith checks in connection with the sale of bonds and bond anticipation notes." Amends GS 159-13, providing for the sale of bonds and notes by the Local Government Comm'n, to permit bidder to present with bid "an official bank check, a cashier's check or a certified check" upon an incorporated bank or trust company (now, only certified check permitted).

S 633 Requiring annexation referendum — GS 160
Introducer: Poovey — Sent to JUDIC 2

"To amend Chapter 160 of the General Statutes, so as to provide for a referendum in annexation procedures under Part 2 and Part 3 of Article 36 of the General Statutes." Provides for permissive referendum in municipal annexation procedures under Part 2 (Annexation by municipalities under 5,000 pop.) and Part 3 (Annexation by municipalities over 5,000 pop.) of GS Ch. 160,Art. 36. Part 2 Changes: Adds to GS 160-453.5(d) provisions requiring referendum within area proposed to be annexed if referendum timely requested by petition of 15% of qualified voters of municipality voting in last gubernatorial election or by 15% of qualified voters resident in area proposed to be annexed. Provides for referendum to be conducted by county board of elections and spells out procedures. Makes the annexation contingent upon outcome of referendum in area proposed for annexation and (if referendum also held within municipality) on outcome of referendum within municipality. Makes conforming and technical changes in GS 160-453.5(e)(4) and 160-453.6(a). Part 3 Changes: Makes corresponding changes in procedures relating to annexation by municipalities over 5,000 pop. -- GS 160-453.17(d), 160-453.17(e)(4), and 160-453.18(a).

S 634 County agricultural reports — GS 106
Introducer: McGeachy — Sent to AGRICULT

"To amend G. S. 106-26 relating to payment made by the Department of Agriculture to the various counties of the State for certain agricultural statistical reports." Amends GS 106-26 to increase to 40¢ (now 20¢) the amount paid by Dep't of Agriculture to county comm'rs for each acceptable report received by Dep't under GS 106-24 to 106-26 (collection of statistical information relating to agriculture) and requires same amount (40¢, now 20¢) to be deducted from payment to county comm'rs for each farm report shortage in cases where report covers less than 80% of tracts of land in township. Effective July 1, 1969.

S 635 Indemnification of directors
Introducer: Bailey

GS 55
Sent to JUDIC 1

"To amend Chapter 55 of the General Statutes relating to business corporations so as to provide for indemnification of certain persons, the purchase of indemnification insurance, and certain other sections." Adds GS 55-19(c) authorizing corporation to insure director, officer, employee or agent or any such person of another corporation, partnership, joint venture, trust or other enterprise against any liability incurred or arising out of such status. Adds GS 55-19(d) authorizing corporation to pay in advance of final disposition expenses incurred by director, officer, employee or agent in defending civil or criminal action upon receipt of undertaking by or on behalf of director or employee to repay such amount unless ultimately determined that indemnee entitled to indemnification.

Rewrites GS 55-20 as GS 55-20(a) to entitle director, officer, employee, or agent of corporation to indemnification or reimbursement by corporation from threatened, pending or completed action, suit, or proceedings because of corporation duty or while serving in any capacity at request of corporation of any other corporation partnership, joint venture, trust or other enterprise if: (1) person is wholly successful in defense on merits or if proceeding is an administrative or investigative proceeding not resulting in indictment, fine, or penalty; or (2) if person is wholly successful in defense otherwise than solely on merits, corporation may pay or agree to pay expenses of defense or participation, including attorneys' fees, as directors deem reasonable; or (3) person is not wholly successful in defense, corporation may pay expense of defense or participation, including attorneys' fees, as the board of directors deems reasonable; and (4) if person is not wholly successful or is unsuccessful or if indictment, fine or penalty results, corporation may pay expenses of defense and judgment if (i) plan for payment is approved in writing by holders of shares entitled to vote or at shareholders' meeting or; (ii) majority of directors not party to action determine person acted in good faith and, as to criminal action, had no reasonable cause to believe conduct was unlawful; or (iii) if superior court of district where corporation is registered determines person acted in good faith and in manner reasonably believed in best interests of corporation. Court may order notice of proceeding to shareholders at expense of corporation and allow shareholders to appear in opposition to determination requested. Adds GS 55-20(b) providing termination of any action, suit, or proceeding shall not create presumption that person did not act in good faith and, as to criminal proceeding, person had reasonable cause to believe his conduct was unlawful.

Rewrites GS 55-21(a) to entitle former director, officer, employee or agent of corporation or any person who has served or is serving as such at request of corporation in any other corporation, partnership, joint venture, trust or other enterprise (now, director or officer of corporation) to indemnification or reimbursement from expenses of defense, including attorney fees, from suit in NC courts for liability arising out of alleged dereliction of duty if: (1) person is partly or wholly successful in action against him or settlement and court finds his conduct fairly and equitably merits such relief or (2) court finds, despite adjudication of liability, that person acted honestly and reasonably and his conduct fairly and equitably merits relief. (Now, indeminifaction or reimbursement only in (1) above.)

Amends GS 55-155(a) to add "In addition to any taxes prescribed by GS 55-156" at beginning of section setting out corporation fees Sec. of State required to collect. Amends GS 55-156(a) to add "In addition to any fees prescribed by GS 55-155" at beginning of section setting out corporation taxes collected by Sec. of State. Amends GS 55-156(a)(2), requiring payment of tax on submission of articles of amendment authorizing increase of capital stock, to apply it to "domestic corporation or an authenticated copy of articles of amendment by a foreign corporation." Same amendment to GS 55-156(a)(3), applying to taxes on filing articles of amendment not including authorization to increase capital stock.

S 636 Absentee ballots/city elections — GS 163
Introducer: Ellis — Sent to ELECTION

"To amend Article 20 and Article 21 of Chapter 163 of the General Statutes, so as to permit absentee balloting in municipal elections." Purports to amend GS 163-222 (apparently intends to amend GS 163-226) to add new subsec. (c) to provide that Article 20 ("Absentee ballot") shall apply to all regular municipal elections so that any qualified voter of municipality qualified to vote absentee ballot in State-wide general election is authorized to vote absentee ballot in regular municipal election where he is registered. Adds to GS 163-245 new subsec. (c) to provide that Article 21 ("Military absentee registration and voting") shall apply to all regular municipal elections and primaries so that persons eligible to register and vote under section are authorized to vote absentee ballot in regular municipal election or primary of municipality where registered.

HOUSE

H 1041 Surrender surety's principal — GS 15
Introducer: Covington — Sent to JUDIC 1

"Permitting a surety to surrender his principal when sentence is suspended on condition or the principal is otherwise subjected to the continued jurisdiction and supervision of the court." Adds to GS 15-122 ("Right of bail to surrender principal") provision that if--upon conviction of principal court continues prayer for judgment, imposes conditional suspended sentence, places principal on probation, or imposes any other judgment or sentence subjecting principal to continued jurisdiction of court--then surety may surrender principal to court and be released from all obligation under recognizance. Provides that upon such surrender, principal may give new bail under GS 15-123 for performance of conditions.

H 1042 Amend civil procedure rules — GS 1A, 1, 50
Introducer: Campbell — Sent to JUDIC 1

"To amend the rules of civil procedure and certain other statutes relating to civil procedure." Amends GS 1A-1, Rules 4, 17, 18, 34, 40, 41, 50, 52, and 53, as follows: Rule 4(a)- authorizes service of summons outside state by anyone at least 21 years old and not a party, or anyone authorized by local law (now, only the latter). Rule 4(j)(1)- authorizes service of process on natural persons by personal service, by leaving copy of summons and complaint at defendant's dwelling or usual place of abode with person of suitable age and discretion, or by delivering copy to agent authorized by appointment or law (deletes from subsection provisions for publication method). Rule 4(j)(2)- amends procedures for serving natural persons under disability by changing references to "minor under the age of 14" to "minor." Rule 4(j)(6), Rules 4(j)(7) and (8)- deletes from these paragraphs provisions for publication method. New Rule 4(j)(9)- provides alternative methods of service on party that cannot otherwise be served or is not inhabitant of or found within state, or corporation having no agent: (a) by personal service outside state by any person authorized by revised Rule 4(a); for default judgment, must file affidavit of reason for and proof of personal service outside state; (b) by registered mail addressed to party with return receipt requested; for default judgment, affidavit of reason for mailed service and method being used are required, together with receipt of delivery; affidavit is prima facie evidence of service on date disclosed therein; (c) by publication when party's address, whereabouts, etc., is unknown and diligent attempts to serve personally or by registered mail have failed; publishing notice (details and form prescribed) in newspaper qualified under GS 1-597 and -598 and published in county where action pending (or certain other counties if no qualified newspaper) once/week for three weeks; if party's P. O. address known, copy of notice of service by publication to be sent; affidavit of method to be filed with court; (d) provides various procedures for alternative methods of service upon party in foreign country; proof of service to be as in GS 1-75.10, by order of court, or by procedures for registered mail in para. (b); (e) provides that party served under new Rule 4(j)(9) may not attack default judgment on grounds of possible alternative procedures.

Rule 17(a)- adds, to requirement that every claim be prosecuted in name of real party in interest, proviso that reasonable time be allowed after objection for ratification, joinder, or substitution. Rule 17(b)- adds new paragraph to incorporate provisions of GS 1-65.5, authorizing 18-year olds to prosecute or defend domestic relations actions without guardian ad litem; repeals GS 1-65.5. Rule 18(a)- rewrites to permit a party to join as many claims as he has against an opposing party (now, joinder only in certain situations). Rule 34- deletes subsec. (b), relating to discovery without court order. Rule 40- adds new subsec. (b) to provide generally for continuances upon application to court and on good cause shown and upon conditions as justice may require (now, continuances permitted under specified circumstances in other Rules).

Rule 41(a)(1)- rewrites provisions relating to voluntary dismissal by plaintiff (voluntary nonsuit) without order of court by providing for filing notice of dismissal at any time before jury is impaneled or, when no jury, at any time before introduction of evidence (now, only before defendant answers or makes motion for summary judgment). Clarifies that after voluntary nonsuit, new action may be commenced within one year after dismissal, unless stipulation signed by all parties specifies shorter time. Rule 41(a)(2)- clarifies, in voluntary dismissal by judge, that new action may be commenced within one year after dismissal unless judge's order specifies shorter time. Rule 41(b)- provides that involuntary dismissal by judge at close of plaintiff's evidence in non-jury case operates as adjudication upon merits (now, same) and adds that other dismissals outside Rule 41 (except for lack of jurisdiction, improper venue, or failure to join necessary party) are also adjudication upon merits, unless judge specifies otherwise.

Rule 50- rewrites subsec. (b), relating to motion for judgment notwithstanding the verdict, adding provisions (1) permitting judge on own motion without further hearing to grant, deny, or redeny motion for directed verdict previously not granted and (2) prescribing conditions for appellate review actions. Rule 52(a)- (findings by the court) makes conforming changes relating to Rule 65 (injunctions). Rule 53(a)(1)- (referees) makes conforming changes relating to GS 50-8 (divorce procedures).

GS 1-75.10(1)(b) (proof of service)- makes conforming changes relating to new Rule 4 (process). GS 1-271 (appeals)- adds provision that party who cross assigns error in grant or denial of motion under Rules is "party aggrieved" and therefor may appeal. Amends GS 50-13.3(b) (enforcement of order for child custody), -13.4(f) (remedies for enforcement of child support), and -16.7 (enforcement of alimony) to make conforming references to Rules 65 (injunctions) and 70 (specific performance). Repeals GS Ch. 1B, Art. 3 (temporary procedures pending new Rules becoming effective July 1, 1969).

Declares Act effective on July 1, 1969, and applicable to all actions pending on that date.

H 1043 Post-conviction review: Sup. Ct. GS 7A, 15
Introducer: J. Ramsey Sent to JUDIC 2

"To allow discretionary review by the Supreme Court of North Carolina in post-conviction cases." Rewrites GS 7A-28 to provide that review of post-conviction proceedings by Court of Appeals to be by writ of certiorari as provided in GS 15-222 and that further review of such proceedings to be as provided under GS 7A-31 ("Discretionary review by the Supreme Court"). Amends GS 7A-31 and GS 15-222 to include above change.

H 1044 Hotels-local gross receipt tax — GS 105
Introducer: Beatty — Sent to FINANCE

"To amend G.S. 105-61 in order to permit counties, cities and towns to impose a gross receipts tax upon hotels, motels, and similar places of business." Rewrites GS 105-61(f) to enable counties, cities and towns (now, only cities and towns) to levy privilege or license tax on businesses covered by section (hotels, motels, etc.) in amount not to exceed 5% of gross receipts obtained from rental of rooms as lodging (now, not in excess of 1/2 of State's base tax--$2 per room). Prohibits such tax if measured by any other method.

H 1045 Multi-county jail contracts — GS 153
Introducer: Boger — Sent to JUDIC 1

"To authorize contractual agreements among units of local government for the use of common confinement facilities." Adds to GS 153-53.7 ("District confinement facilities") provisions to authorize service contracts between two or more local governmental units so that one unit owns and operates jail and other units use the same facility on terms and conditions agreed upon by contracting units.

H 1049 County powers: unfit dwellings — GS 160
Introducer: Speros — Sent to JUDIC 1

"To amend Article 15 of the Chapter 160 of the General Statutes, relating to repair, closing, and demolition of unift dwellings, to make it applicable to counties." Amends GS 160-182 to authorize counties to use police powers to repair, close or demolish unfit dwellings (now, only municipalities given such powers). Prohibits county ordinances under section to apply within corporate limits of any municipality without express approval from municipality's governing body. Enables such ordinances to be applicable to territory outside county's corporate limits and within its zoning jurisdiction if governing body of other county has given express approval. Resolutions giving approval to county ordinances under section may be withdrawn by subsequent resolutions effective one year following adoption. Amends GS 160-183 to make conforming change.

H 1054 Remove GS race references — GS 58, 65, 90, 115, 132
Introducer: Twiggs — Sent to ST GOVT

"To eliminate references to race from the General Statutes of North Carolina." Amends GS 58-267 to delete second sentence which prohibits integrated fraternal orders from providing insurance in State. Deletes GS 65-38, requiring segregated municipal cemetaries to be continued as such. Amends GS 90-212 (Cadavers for Medical Schools) to delete racial references and clause providing that Negro prisoners dying in Central Prison or Wake County road camps to be distributed among "negro funeral homes" in Raleigh. Amends GS 115-323 to delete provision that board of directors of State School for the Blind may term head teacher of white dep't "principal" and chief officer of colored dep't "principal of the colored dep't". Amends GS 115-325 (Admission of pupils) to delete racial references. Deletes racial references in GS 115-336, -341, -345, and -347, relating to State Schools for the Deaf and State's Central Orphanage. Amends GS Ch. 134 ("Reformatories") as follows: deletes GS 134-21 (admitting Cherokees into certain training schools on a separated basis); deletes racial references in GS 134-69, -79, -82, and -84, relating to E.C. Industrial Training School for Boys and Morrison Training School; deletes racial references in GS 134-84.1, -84.2, -84.4, -84.7, -84.9, and -91, relating to State Training School for Negro Girls; deletes racial references in GS 134-85 and -87, relating to Morrison Training School for Negro Boys; deletes second and third sentences of 3rd paragraph of GS 134-91, requiring separate but equal provisions in State reformatories for all races.

H 1055 Statewide 1% sales tax/referendum — GS 105
Introducer: Andrews — Sent to FINANCE

"To amend Article 5, Chapter 105 of the General Statutes of North Carolina to provide for the levy of a Statewide uniform one per cent (1%) surtax upon the sales, use and other taxable transactions subject to the sales and use tax levied for State purposes and to allocate the proceeds of said surtax, one-half to the General Fund and one-half to the counties and municipalities of North Carolina, subject to a vote of the people." Imposes 1% surtax upon all sales and transactions, and upon the storage, use or consumption in State of tangible personal property purchased in or out of State for storage, use or consumption in State, subject to Statewide referendum. Applies only to sales, transactions or uses to which 3% State tax rate now applies. Revenue Commissioner to collect and administer surtax in same way and at same time as State sales and use taxes. Surtax subject to same rules, penalties, exemptions, refunds, etc., as State sales and use taxes. Revenue Commissioner to distribute one-half of surtax net proceeds to counties and municipalities as soon as practicable after close of each quarter, deducting costs of collection and administering, surtaxes refunded, etc.; other half to be paid to State General Fund. Amount distributable determined on per capita basis according to population of each county and municipality. Commissioner to determine per capita figure by dividing surtax net revenue collections for preceding quarter by total population figure for all counties and incorporated municipalities according to most recent federal census; per capita figure to be multiplied by population of each county and incorporated city and town; product is amount to be distributed to each respective county and municipality. Provides for question of levy of tax to be submitted to vote of people at next Statewide general election or special election, but not later than Tuesday after 1st Monday in November, 1970; if approved, tax to be imposed month following expiration of 90 days from date of referendum.

H 1058 Public bldg. disputes settlement — GS 143
Introducer: Speros — Sent to JUDIC 1

"To broaden the procedure for settling controversies arising over public building contracts." Amends GS 143-135.3 (procedure for settling controversies arising from contracts) to expand definition of "A contract for construction or repair work" to include contracts for construction of airport runways, sewer and water mains, dams, streets, drainage canals, parking areas, telephone lines, and other types of construction on which Dep't of Administration enters into contracts. (Now, definition covers only "buildings and appurtenances thereto" with specified examples.)

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1040 Incorporate Polkville — CLEVELAND
Introducers: Falls and Mauney — Sent to LOC GOVT

"To incorporate the Town of Polkville in Cleveland County subject to an election." Incorporates Town of Polkville subject to election to be conducted Tuesday, June 24, 1969 by county board of elections within area proposed to be incorporated (1-mile radius circle, with center at intersection of NC Hys. 226 and 182); new registration to be conducted June 2 - 20; election procedures

specified. Provides for at-large election of five town comm'rs at same election from candidates filing between May 19 and June 6 (5:00 p.m.). Sets out proposed charter for Town of Polkville, to become effective if vote on incorporation is favorable; includes provisions concerning corporate powers and boundaries, mayor (selected from board) and board of comm'rs, election procedures, town att'y and administrative town officers, finance procedures, and claims against town.

H 1046 Black Mountain beer-wine sale — BUNCOMBE
Introducers: Stevens & DeBruhl — Sent to ABC

"Repealing Chapter 395 of the Public-Local Laws of the 1937 Session of the General Assembly relating to the sale of beer and wine in the Town of Black Mountain in Buncombe County." As title indicates; Pub.-Loc. 1937, Ch. 395 prohibits sale of beer, wine or other intoxicating beverages in town.

H 1047 Board of education pay — SAMPSON
Introducer: Tart — Sent to EDUCATN

"To fix the compensation of the members of the Sampson County Board of Education." Fixes compensation of chairman at $150 per month and at $75 per month for other members. Provides each member 10¢ per mile for necessary travel in performing official duties. Effective July 1, 1969.

H 1048 Extend Ellenboro limits — RUTHERFORD
Introducer: R. Jones — Sent to LOC GOVT

"To amend Chapter 224 of the Private Laws of 1901, as amended by Chapter 178 of the Private Laws of 1917, to extend the corporate limits of the Town of Ellenboro." As title indicates; annexed territory described by metes and bounds.

H 1050 Collect fire dept. charges — SCOTLAND
Introducer: Speros — Sent to JUDIC 1

"To provide for garnishment and attachment in collection of delinquent fire protection service charges due to Scotland County and municipalities therein." Authorizes Scotland County or any municipality therein to collect amounts due for fire protection services provided by county or municipally owned and operated fire protection service when such amounts not paid within 90 days after rendering of services; amounts due may be treated as if a tax due to county or municipality and collected through use of attachment and granishment proceedings set out in GS 105-385(d). Creates general lien on real property of person furnished fire protection service by or at expense of county or municipality or on real property of person legally responsible for support of person furnished such service. Sets out procedure for validating and discharging liens.

H 1051 1% sales/use tax ROBESON
Introducers: Speros, McFadyen, R. McMillan and R. Campbell Sent to FINANCE

"Enabling Robeson County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Robeson County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-146.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Robeson for use outside county or bought outside NC for use in Robeson. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 1052 1% sales/use tax SCOTLAND
Introducers: Speros, McFadyen, R. McMillan and R. Campbell Sent to FINANCE

"Enabling Scotland County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Scotland County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Scotland for use outside county or bought outside NC for use in Scotland. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 1053 Stagger terms-county comm'rs — BRUNSWICK
Introducers: Williamson and Soles — Sent to LOC GOVT

"To provide staggered 4-year terms for the Board of County Commissioners of Brunswick County." Amends SL 1963, Ch. 605 to provide for election of 5-members in 1970 general election for county officers. Three candidates receiving highest vote to be elected for 4-year terms; next two highest candidates to be elected for 2-year terms. In 1972, and biennially thereafter, successors to be elected for 4-year terms as terms expire. Vacancies to be filled for unexpired term by remaining members of board.

H 1056 1% sales/use tax — HOKE
Introducers: McFadyen, Speros, R. McMillan & R. Campbell — Sent to FINANCE

"Enabling Hoke County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Hoke County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Hoke for use outside county or bought outside NC for use in Hoke. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 1057 Havelock-auto removal lien — CRAVEN
Introducers: Barker, Boshamer & R. Godwin — Sent to FINANCE

"To authorize the governing body of the Town of Havelock to provide for the levy of a lien for costs of removal of certain described motor vehicles from private property, and to provide the procedure for the collection or foreclosure of such lien." Authorizes governing body of Havelock to establish charges for cost of removing abandoned or junk autos from private property. After town removes such vehicles and owner or controller of property fails to pay cost of same within 30 days after it is due, amount shall on 30th day after due date become lien against real property from which vehicle removed and amount placed on town's tax books to be collected and foreclosed as taxes are so treated, or by suit in town's discretion. Defines abandoned or junk motor vehicle. Provisions of Act declared to constitute public purpose.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 211 Nursing instructors (digested in Bulletin No. 41, p. 291; Senate amendment digested in Bulletin No. 58, p. 464). Technical amendment adopted in House 5/13/69.

S 339 Welfare law recodification (digested in Bulletin No. 55, p. 447). Amendments adopted in House 5/13/69 to provide as follows: (1) adds board of county comm'rs to bodies which may assign duties and responsibilities to county boards of social services; (2) forbids State share of State Fund for Medical Assistance to exceed counties' share except as State appropriations may supplement counties' share (originally, counties' share not to exceed State's share); (3) forbids soliciting without license by any charitable organization or "any other organization [or] person on its behalf" (originally lacked quoted phrase); (4) specifies as exempt from licensing home for the aged or infirm facilities which care for one person only.

S 341 (Joint Resolution) More diploma nursing schools (digested in Bulletin No. 56, p. 459). Technical amendment adopted in House 5/13/69.

S 387 Indemnity-slaughtered animals (digested in Bulletin No. 61, p. 496). Technical amendment adopted in House 5/13/69.

HOUSE

H 436 Pres. electors- duties and resig. (digested in Bulletin No. 50, p. 388). Amendment adopted in House 5/13/69 providing that presidential elector who fails to attend and vote for candidate of political party nominating him shall not have his vote recorded.

H 804 Injured persons' statements: copies (digested in Bulletin No. 67, p. 597). Technical amendment adopted in House 5/13/69.

SENATE AND HOUSE CALENDAR ACTION MAY 13,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES.(5/08) S-RE-REF TO COM ON FINANCE.
S. 25 SCHOOL SITE CONDEMNATION. H-PASSED 2ND & 3RD READINGS.
S. 41 SYMPHONY SOCIETY RETIREMENT.(2/21) H-REPTD FAV AS AMENDED.
S. 65 TOWNSHIP PRECINCTS.(4/02, 5/07) H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN COM SUB.
S. 78 G. S. ERROR CORRECTIONS.(2/14) H-REPTD FAV AS AMENDED.
S. 106 REAL PROPERTY LIEN ASSESSMENT.(3/18) H-REPTD FAV.
S. 128 ADJUTANT GENERAL'S STAFF GRADES. H-REPTD FAV.
S. 134 MOREHEAD SCHOOL REVISION.(5/06, 5/08) H-REF TO COM ON BLIND.
S. 211 NURSING INSTRUCTORS.(4/04, 5/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 319 EDUCATIONAL RESEARCH PROJECTS.(4/25) H-PASSED 2ND & 3RD READINGS.
S. 324 PRISON DETENTION PENDING APPEAL.(4/16) H-PASSED 2ND READING.
S. 339 WELFARE LAW RECODIFICATION.(4/16, 5/13) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS.(5/01, 5/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO CONCUR IN H-AMEND.
S. 345 PHARMACY CONDUCT CODE. H-PASSED 2ND READING.
#S. 371 LEGISLATORS,TRUSTEE PROHIBITION. S-REPTD UNFAV.
S. 373 LICENSE FEE - OPTOMETRISTS.(5/13) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 387 INDEMNITY SLAUGHTERED ANIMALS.(4/25, 5/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
#S. 394 BEACH EROSION ASSESSMENTS. RATIFIED - CHAPTER 474.
S. 454 NURSING SCHOOL CREDITS. H-PASSED 2ND & 3RD READINGS.
S. 472 STATE TOBACCO MUSEUM.(5/08) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 477 SCHOOLBOOK SELECTION: LOCAL ED.BDS. H-PASSED 2ND & 3RD READINGS.
S. 479 COUNTY HEALTH BDS MEMBERSHIP.(5/08) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 484 VIET VET BENEFITS; CAMPUS DISORDERS.(4/25) H-REPTD FAV.
S. 486 CHILD ADOPTION CONSENT. H-PASSED 2ND READING.
S. 496 ELECTRICAL CONTRACTOR EXAMINERS. S-PLACED ON CAL FOR MAY 14.
S. 497 OMNIBUS COURT AMENDMENTS.(5/08) S-RE-REF TO COM ON APPROPRN.
S. 499 N.C.COLLEGE-REGIONAL UNIVERSITY. S-REPTD FAV.

S. 516 ATTY.GEN'L: REPRESENT CONSUMER. H-PLACED ON CAL FOR MAY 14.
#S. 518 (J.RES.) COMMENDING ARCHIVES-LIBRARY BLDG. RATIFIED - RES. 57.
S. 535 LISTING PERSONAL PROPERTY. S-REPTD FAV.
S. 539 TEACHER ASSOC. RETIREMENT. H-REPTD FAV.
S. 541 UTILITIES COMM. APPEALS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 542 (J.RES.) NURSES' WEEKS.(4/30) H-PASSED 2ND & 3RD READINGS.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 549 (J.RES.) CT.COMM'N; JUDGE STUDY SOLICITOR. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 553 (J.RES.) FOOD STAMP DISTRIBUTION. S-REPTD FAV.
S. 567 HARMFUL DRUGS STUDY. S-REPTD FAV.
S. 574 REMOVE CARS FROM STATE LOTS. S-REPTD FAV.
S. 596 ENC SANATORIUM PROPERTY TRNSFER. S-REPTD FAV.
S. 600 INCREASE JUDGEMENT FOR ATT'Y FEES.(5/09) H-REF TO COM ON JUDIC 2.
S. 621 (J.RES.) DAVIDSON COLLEGE BOWL TEAM. S-REPTD FAV.
S. 624 MANDATORY REVIEW OF PROBATION. S-REPTD FAV.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 48 UNIFORM MONDAY HOLIDAYS.(4/25, 5/08) H-CONCURRED IN S-AMENDMENT.
H. 166 VEHICLE AXLE WEIGHTS.(4/16) S-PLACED ON CAL FOR MAY 14.
H. 231 STATE CONSTITUTION REVISION.(5/09) H-PLACED ON CAL FOR MAY 14.
H. 259 VARIABLE ANNUITY PLAN.(5/09) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 297 HIGHWAY TAX INCREASES. H-REPTD FAV; H-PLACED ON CAL-#1 SPEC ORDER.
H. 318 PURPOSES - REGIONAL UNIVERSITIES.(4/23, 4/29, 4/30, 5/13) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21) S-PLACED ON CAL FOR MAY 14.
H. 359 COMMUNITY COLLEGES PURPOSES.(4/30) S-REPTD FAV.
H. 369 PORNORGRAPHIC SALES TO MINORS. H-REPTD FAV AS AMENDED.
H. 409 STATE RETIREMENT SYSTEM REVISION. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
H. 414 EMPLOYMENT SECURITY LAW REVISION.(4/30) S-REPTD FAV; S-PLACED ON CAL FOR MAY 16.
H. 436 PRES.ELECTORS - DUTIES & RESIGN. H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 459 5-YEAR NOTARY PUBLIC TERM.(5/09) S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S COM SUB.
H. 474 CLARIFY LAWS OF LARCENY.(5/08) H-CONCURRED IN S-AMENDMENT.
H. 534 LIQUOR BY THE DRINK.(5/08) H-PLACED ON CAL FOR MAY 14.
H. 588 VETERANS COLLEGE SCHOLARSHIPS. H-REPTD FAV.

H. 804 INJURED PERSONS' STATEMENT:COPIES.(5/07, 5/13) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 883 INTER-COUNTY SCHOOL MERGERS. H-PLACED ON CAL FOR MAY 15.
H. 888 MAGISTRATES WORTHLESS CHECK CASES.(5/09) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 894 EMC-TMC DIRECTORS' PER DIEM. H-REPTD FAV.
H. 897 CONTRACT SUIT COUNTERCLAIMS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 929 (J.RES.) FOOD STAMP DISTRIBUTION. H-REPTD FAV.
H. 931 CAR INSPECTION FEE HIKE. H-REPTD FAV. AS AMENDED; H-RE-REF TO COM ON FINANCE.
H. 933 NOTARIAL ACTS VALIDATION. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP. H-PLACED ON CAL FOR MAY 16.
H. 940 VEHICLE INSPECTION-RECIPROCITY. H-REPTD FAV.
#H. 972 INSPECT MIRROR & WINDSHIELD. H-REPTD UNFAV.
H. 974 CARRIER REGISTRATION PENALTIES. H-REPTD FAV.
H. 975 GAS LINE INSPECTION AGREEMENTS. H-REPTD FAV.
H. 977 9-PASSENGER TAXICABS. H-REPTD FAV.
H. 994 COMMITMENT FOR OBSERVATION. H-REPTD FAV AS AMENDED.
H.1036 INSPECT MIRROR & WINDSHIELD - 2. H-REPTD FAV.

LOCAL BILLS

S. 92 (JACKSON) COMMISSIONERS' PAY.(4/23, 5/09) S-CONCURRED IN H AMEND.
#S. 322 (MITCHELL) VETERANS SERVICE OFFICER PAY.(4/25) RATIFIED - CHAPTER 480.
#S. 396 (HALIFAX) ROANOKE RAPIDS FIREMEN. RATIFIED - CHAPTER 481.
#S. 400 (SAMPSON) HARRELLS CHARTER REVISION.(4/17) RATIFIED - CHAPTER 466.
S. 424 (STANLY) ALBEMARLE CABLE TV. H-REF TO COM ON LOC GOVT.
S. 442 (SURRY) COMMISSIONERS-NUMBER,TERMS.(4/24, 5/09) S-PLACED ON CAL FOR MAY 14.
#S. 453 (CUMBERLAND) COUNTY ZONING.(4/24) RATIFIED - CHAPTER 482.
S. 455 (BUNCOMBE, CLEVELAND, DURHAM, ROCKINGHAM) RELOCATION ASSISTANCE.(4/23, 4/24) H-PASSED 2ND READING.
#S. 465 (DURHAM) DURHAM NON-TAX REVENUE PURPOSES. RATIFIED - CHAPTER 483.
S. 473 (CABARRUS) CONCORD SEWER BONDS,CHARTER AMDT.. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 577 (LEE) ABOLISH COUNTY VETERANS BOARD. H-REPTD FAV.

H. 228 (DAVIDSON) LEXINGTON CABLE TELEVISION SYSTEM. H-REPTD FAV.
H. 554 (CATAWBA) MAIL TAX LISTING.(5/09) H-CONCURRED IN S-AMENDMENT.
H. 624 (DAVIE) LIBRARY TAX LEVY. S-PASSED 3RD READING.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES.(5/09) S-REF TO COM ON LOC GOVT.
H. 689 (PITT) AYDEN BOUNDARIES. S-REF TO COM ON LOC GOVT.
H. 696 (BEAUFORT) EXTRA SEAT OF COURT. S-REPTD FAV.
H. 766 (NEW HANOVER) TEACHERS' PENSIONS. S-REPTD FAV.

H. 833 (ALLEGHANY) SCHOOL LAND CONVEYANCE. S-REPTD FAV.
H. 836 (MACON) SCHOOL LAND CONVEYANCE. S-REPTD FAV.
H. 850 (VANCE) VANCEBORO OFFICIALS' PAY.(5/09) S-REF TO COM ON LOC GOVT.
H. 851 (CABARRUS) SCHOOL BOND LIMITS. S-REF TO COM ON LOC GOVT.
H. 860 (MECKLENBURG) SCHOOL EMPLOYEE GROUP INSURANCE. S-REPTD FAV.
H. 884 (HERTFORD) COFIELD INCORPORATION. S-REF TO COM ON LOC GOVT.
H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS.(5/09) S-REF TO COM ON ABC.

****

Next Sessions of Senate and House:

12 Noon, Wednesday, May 14, 1969.

G41
25:1969/86
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 86 -833- WEDNESDAY, MAY 14, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 638 Nursing schools open until 1975 — GS 90
Introducer: James — Sent to PUB HLTH

"Requiring that all existing educational units in nursing not be removed from the accredited list before December 31, 1974." Provides that, despite other provisions of law, NC Board of Nursing not to remove any nursing school from conditionally accredited list before Dec. 31, 1974. Authorizes Board to perform all other duties and responsibilities including power to put accredited nursing schools on conditionally accredited list.

S 639 Highway repair by cities/towns — GS 136
Introducer: Harrington — Sent to PUB ROAD

"To authorize municipalities to maintain highway system streets by contract with the State Highway Commission." Adds new GS 136-66.1(3) to permit municipalities to contract with State Highway Comm'n to maintain, repair, etc. streets in municipal limits which are part of State highway system and to install and maintain highway signs, signals and other traffic control devices on such streets. Requires work to be in accord with Commission's standards and requires Commission to pay adequate consideration in money or services to reimburse municipality for all expenses incurred by it.

S 640 Executive Mansion fence funds (Iden. H 1038) — APPROPRIATIONS
Introducer: L. Warren — Sent to APPROPRN

"To appropriate the sum of seventy thousand dollars for the completion of a brick and wrought iron fence around the North Carolina Executive Mansion (Burke Square) property." Identical with H 1038, digested in Bulletin No.84,p. 811.

S 641 State building design bids (Iden. H 867) — GS 129
Introducer: L. Warren — Sent to APPROPRN

"To provide for selection of engineers and architects for the design of capital improvement projects for the State of North Carolina." Identical with H 867, digested in Bulletin No. 71, p. 651.

S 642 License nursing home adm'ors — GS 90, 130, 150
Introducer: Henley — Sent to PUB HLTH

"To provide for the licensing of nursing home administrators; to create the North Carolina State Board of Examiners for Nursing Home Administrators; to prescribe its membership, powers, duties and functions; to provide requirements

for licensure as a nursing home administrator; and to provide for license fees." Adds new Art. 20 to GS Ch. 90, entitled "Nursing Home Administrator Act". Defines "Board" to mean NC State Board of Examiners for Nursing Home Administrators; "Nursing Home Administrator" means person who administers nursing home; "Nursing Home" means institution or facility purportedly defined as such by GS 130-9(c) (apparently intends to be GS 130-9(e)), e.g., home for 3 or more chronic or convalescent patients unrelated to licensee who do not need special facilities as provided by hospitals; includes ones owned by federal, state or local gov'ts or agencies, and ones operated in combination with home for aged or other facility. Creates above-named Board, consisting of 6 members, of which State Health Director to be ex officio member to serve as Bd's secretary without vote; Gov'r to appoint the rest as follows: 2 members from list of 4 administrators of nursing homes submitted by NC Assoc. of Nursing Homes; one member from list of 2 admin'rs of non-profit nursing homes submitted by NC Assoc. of Non-Profit Homes for Aging; one member who is practicing licensed physician; and one member who is professionally involved in health care training or administration. On effective date of Act, 3 members to be appointed to 3-year terms and 2 to 2-year terms; all subsequent terms to be 3-year ones with no member to serve more than 2 consecutive full terms. Vacancies to be filled by Gov'r for unexpired term; appointive members removable by Gov'r for cause. Nursing home admin'rs appointed to Bd deemed licensed Nursing Home Admin'rs (NHA) upon their appointment.

Gives Bd authority to license as NHA persons who (1) are at least 21 years old with good moral character and physical and mental health; (2) have satisfactorily completed training and instruction course prescribed by Bd and designed to give knowledge of needs served by nursing homes, laws governing their operation and protection of patients, and elements of good NH administration, or have presented evidence satisfactory to Bd of sufficient education or experience to administer NH; and (3) have passed examination given by Bd to test competence in above subjects. Provides for provisional license to persons passing (1) above and certified by State Health Director as having served as admin'r of licensed NH for one year preceding Act's effective date; such licenses to expire 2 years after issuance or June 30, 1972, whichever is earlier and none to be issued thereafter. Provides that temporary license may be issued to persons not meeting full license requirements when unusual circumstances prevent compliance; such license good only for period prior to Bd's next meeting, when renewable for no more than one year. Provides that Bd to license NHAs in accord with its rules and regulations; NHA license not transferable and valid until expiration, suspension or revocation by Bd. Denial of issuance, renewal, suspension or revocation subject to GS Ch. 150 ("Uniform Revocation of License").

Sets license fee of not more than $100; provides that license to expire on Sept. 30 of 2nd year following issuance and renewable biennially on payment of renewal fee of not more than $100; license required to be displayed in conspicuous place in place of employment. Provides that fees and other collected moneys received by Bd to be handled as provided by law and by State Treasurer, and be used to pay for compensation and travel expenses of Bd members and employees and other necessary expenses of Bd; records subject to annual audit by State Auditor. Authorizes Bd to create advisory council to recommend and inform Bd in regard to Act but with no powers or duties. Provides for organization of Bd and authorizes compensation and reimbursement of members only as provided by GS Ch. 138 for State Boards generally. Gives Bd exclusive authority to determine fitness of any NHA. Provides that Bd to have following functions and duties: (1) develop and enforce rules and regulations covering standards to be met to receive NHA license: (2) develop procedures to determine whether applicants meet such standards and give exam at least twice a year; (3) issue, revoke, suspend or deny licenses or renewals; (4) establish procedures to insure that licensees comply with standards; (5) take appropriate action

on complaints filed with it charging failure of licensees to comply with standards; (6) conduct continuous study of NHs and NHAs in State to make improvements in standards and raise quality generally; (7) conduct or have conducted instructional course to meet requirements of Act, unless sufficient other courses available; (8) make appropriate rules and regulations for performance of duties and other action to meet requirements of §1908 of Social Security Act and federal rules thereunder; (9) receive and disburse funds appropriated or given to Bd to carry out this Act; (10) maintain register of applications for licensing. Requires licensees to renew same biennially, with renewals to be automatic unless Bd finds applicant has behaved so as to constitute grounds for suspension, revocation or denial of renewal of license as provided by Act and Bd's rules/regs. Provides for reciprocal licensing for applicants from other states with equivalent licensing standards as NC and applicant otherwise qualified. Makes misdemeanor punishable in court's discretion for (1) person to be or purport to be NHA unless he is holder of valid NHA license under Act and (2) person to violate any provision of Act or Bd's rules/regs.

Amends GS 150-9 to include NC State Board of Examiners for Nursing Home Administrators within definition of "board" for "Uniform Revocation of Licenses" Act. Includes severability clause. Effective July 1, 1969 but no license required or issued before Oct. 1, 1969.

S 643 School attendance assignment — GS 115
Introducer: Kirby — Sent to EDUCATN

"To require assignment only for compulsory attendance school law and to remove portions of statute declared to be unconstitutional." Amends GS 115-166, NC compulsory school attendance law, to provide that person in control of child between ages of 7 and 16 must cause child to attend school for period equal to time public school to which child is assigned is in session (now, to which child is assigned and enrolled). Deletes exemption from law for children assigned to school attended by persons of another race against wishes of parent or guardian when it is not reasonable and practicable to reassign child to public school not attended by a child of another race or for child to attend approved private nonsectarian school.

S 644 Truth in Lending Act — GS 24
Introducer: Kirby — Sent to JUDIC 2

"To require full disclosure in the field of consumer credit cost in North Carolina." Enacts new GS Ch. 24A, "Consumer Credit Cost Disclosure". Declares purpose to assure meaningful disclosure of credit terms to enable consumer to compare credit terms available to him and avoid uninformed use of credit. Exempts from Chapter following transactions: (1) credit transactions involving extensions of credit for business or commercial purposes, or to governments or their agencies, or to organizations; (2) transactions in securities or commodities accounts by registered broker-dealer; (3) non-real property credit transactions in excess of $25,000; and (4) transactions under public utility tariffs, if State-regulated. Defines finance charge as sum of all charges, payable directly or indirectly by person to whom credit extended, as incident of extension of credit. Provides that charges or premiums for credit life, accident or health insurance written in connection with consumer credit transaction to be included in finance charge unless (1) coverage of debtor by insurance not factor in approval of extension of credit, such fact being clearly disclosed in writing and (2) person obtaining insurance gives specific affirmative written indication of desire to do so. Provides that charges or premiums for insurance for loss of property or liability growing from use of property, in connection with transaction, to be included in finance charge unless creditor furnishes written statement showing cost through creditor and person obtaining credit is allowed to choose person through whom insurance obtained.

Provides that finance charge need not include following items if itemized and disclosed by creditor: (1) fees and charges prescribed by law, paid to public officials for determining existence of or for perfecting, releasing or satisfying security related to transaction; (2) premium payable for insurance in lieu of perfecting security interest, if premium does not exceed fees in (1) above; (3) taxes; (4) any other type of charge not for credit and exclusion of which is approved by Comm'r of Banks. Provides that, if transaction secured by interest in real property, following not included in finance charge: (1) title exam, insurance, etc. fees; (2) document preparation fees; (3) escrows for future tax and insurance payments; (4) notarizing fees; (5) appraisal fees; and (6) credit reports.

Requires that annual percentage rate applicable to any extension of credit to be determined as follows: (1) if open end credit plan (plan prescribing terms of transactions which may be made under it from time to time and under which finance charge may be computed on outstanding unpaid balance from time to time): as quotient of total finance charge for period to which it relates divided by amount upon which finance charge for that period based, multiplied by number of such periods in a year; (2) other extensions of credit: as nominal annual percentage rate yielding sum equal to amount of finance charge when applied to unpaid balances of amount financed, calculated according to actuarial method of allocating payments made on debt between amount financed and amount of finance charge, pursuant to which payment is applied first to accumulated finance charge and balance applied to unpaid amount financed; or method prescribed by Comm'r of Banks, which is simpler and retains reasonable accuracy compared with first. Provides that if creditor imposes same finance charge for balances within specified range, annual rate computed on median balance within range, unless Comm'r determines such a rate not meaningful,or materially misleading. Permits rounding off to nearest quarter of 1 percent of annual rate in transactions payable in substantially equal installments when creditor determines total finance charge on basis of single add-on, discount, periodic, or other rate, and rate then converted to annual rate. Permits Comm'r to authorize use of rate charts disclosing rates varying from rates herein required, if within tolerances allowed by Comm'r; prohibits tolerance greater than 8% except to simplify compliance where irregular payments involved. Permits, prior to Jan. 1, 1971, expression of rates in form of ratio of dollars per $100.

Requires Comm'r of Banks to establish advisory committee, seeking fair representation of interests of sellers on credit, lenders and public, to meet at call of Comm'r. Provides members to be paid expenses and per diem of $25. Authorizes Comm'r to make regulations to carry out act and request views of other agencies.

Prohibits wilful and knowing giving of false or inaccurate info or failing to give info required by Act, using chart approved by Comm'r to consistently understate annual rate, or otherwise failing to comply with Act's requirements and provides that violation punished by fine up to $5000, 1 year imprisonment, or both. Exempts all gov't agencies from civil or criminal penalties. Requires described reports from Atty. Gen'l and Bank Commission (to General Assembly) by Feb.15 of each odd-numbered year.

Requires each creditor to disclose to persons to whom credit extended: (1) if transmitting periodic statements in connection with credit extension, other than open end -- annual rate of total finance charge, date by which payment must be made to avoid additional charges, and other items Comm'r requires; (2) before opening open end plan -- conditions under which finance charge imposed, method of determining balance upon which finance charge imposed, method of determining amount of finance charge, rates imposed, effective annual rate if creditor elects, conditions under which additional charge imposed, and conditions under which creditor may retain or acquire security interest; (3) for each billing cycle in open end plan --

outstanding balance at beginning of period, amounts of credit extended during period including brief description of goods, total amount credited in period, amount of finance charge, rates imposed, balance on which finance charge computed and statement of how computed, balance at close of period and date by which payment must be made to avoid additional charges; (4) prior to opening non-open end plans--cash price of purchase, sum of amounts credited as downpayment, difference between above two, all other non-finance charges itemized, total amount to be financed, finance charge, expression of finance charge as annual rate unless under $5 (for amounts under $75) or $7.50 (for amounts over $75), payment schedule, effects of late payment, and description of security interests held. Permits disclosures required by (4) above to be made after transaction completed where transaction made pursuant to agreement providing for addition of deferred payment price of that sale to existing outstanding balance, and person to whom credit extended has approved annual rate and method of computing finance charge in writing and where creditor retains no security interest in property as to which he has received payments aggregating amount of sales price including finance charges.

Requires creditor making consumer loan to disclose amount of credit of which obligor will have actual use, individually itemized non-finance charges, total amount to be financed, finance charge, annual rate expression of finance charge unless under $5 (for amounts under $75) or under $7.50 (for amounts over $75), payment schedule, effects of late payments and description of security interest.

Provides that any creditor failing to disclose required information, is liable to person to whom credit to be extended twice amount of finance charge (between $100 and $1,000) and court costs plus att'y's fees. Frees creditor from liability if within 15 days after discovering error and prior to institution of action or receipt of written notice of error, he notifies person concerned of error and makes appropriate adjustments; further saves creditors from liability if error not intentional. Permits actions against assignees of original creditor unless assignee can show it did not have reasonable grounds to believe original creditor violating Chapter, while maintaining procedures which should show such violations. Provides one year statute of limitations for violations of Chapter.

Prohibits statements in advertisements of consumer credit that specific periodic installment can be arranged unless creditor usually arranges such terms, or that specified downpayment is required in connection with any extension of credit unless creditor usually arranges down payments of that amount. Prohibits advertisements of open end credit plans from setting forth specific terms of plan unless also sets forth: time period for which credit may be extended without payment of finance charge, method of determining balance upon which finance charge imposed, method of determining amount of finance charge, periodic rates expressed as annual rates, and such other info as Comm'r requires. Provides, for advertisements of other credit plans (except for advertisements of residential real estate except to extent Comm'r requires), that if rate of finance charge is stated, annual rate must be stated; and if downpayment, amount of any installment payment, dollar amount of any finance charge, or number of installments or period of repayment, ad must state cash price or amount of loan, downpayment, payment schedule, and finance charge rate stated as annual rate. Exempts advertising media from liability.

Effective July 1, 1969.

S 645 Passenger bus width — GS 20
Introducers: Bailey and Harrington — Sent to PUB ROAD

"To amend G.S. 20-116 to provide a 102-inch width for passenger buses under certain conditions." Adds new GS 20-116(k) to permit operation of 102-inch wide passenger buses, exclusive of safety equipment, on NC primary highway system, but not on federal interstate highways. Provides if federal law permits operation of more than 96 inch wide passenger buses on federal interstate highways, NC Dep't of Motor Vehicles may permit 102-inch wide passenger buses, exclusive of safety equipment, on such highways. Effective Sept. 1, 1969.

S 646 Insurance Rate Analysis Division — GS 58
Introducers: Briggs and Flaherty — Sent to INSUR

"To provide for a Rate Analysis Division within the Department of Insurance; setting forth the duties of the Rate Analysis Division and providing for the staffing and funding thereof." Adds new article 25A to GS Ch. 58 entitled "Rate Analysis Division". Creates Division of Rate Analysis within Dept. of Insurance to consist of director, to be experienced fire casualty or liability insurance rate analyst, and staff of nine rate analysts hired by director subject to Comm'r approval, plus attorney if needed. Division to analyze rate filings required by GS Ch. 58 or regulation of Comm'r and review and recommend approval or disapproval to Comm'r of all policy forms, endorsements and other fire, casualty and automobile liability insurance documents and allied lines.

Rate analysis filings for automobile liability insurance to be paid by filing companies; Comm'r to collect minimum of $100 a day per rate analyst engaged in study; in joint filings by companies under joint ownership or concerted filings permitted by statute, fee for additional companies over one to be half of fee for single filing. Division to give filing company minimum notice of 7-days before undertaking analysis and shall estimate time of analysis. Upon completing analysis, Division to send statement to filer of time required in analysis and amount due.

Requires Comm'r, beginning March 1970 and annually thereafter, to retain up to 1/4 of 1% of premium taxes collected under GS 105-228.5 (tax on gross premiums collected in state by insurance companies) for operating Division, with surplus to revert to State Treasurer at end of each fiscal year. Division to begin duties Jan. 1, 1970.

S 647 Auto liab. insurance rate rewrite — GS 58
Introducers: Briggs and Flaherty — Sent to INSUR

"Repealing the present Article 25 of Chapter 58 relating to automobile liability insurance rates; to provide a new and competitive method of arriving at private passenger automobile liability rates; to provide a standard for such rates and for the effective regulation thereof; to provide for the licensing, examination and regulation of rating and advisory organizations; to prevent monopoly and collusion in rate-making." Repeals present GS Ch. 58, Art. 25 (Regulation of Automobile Liability Insurance Rates) and enacts new Art. 25 (Automobile Liability Insurance Rates). Requires that following standards to apply to making and use of car insurance rates in NC: (1) rates not to be excessive (that is, unreasonably high and without reasonable degree of competition with respect to classification to which such rate applicable),

inadequate (unreasonably low for insurance provided and continued use would endanger solvency of insurer, or use would destroy competition and create monopoly), or unfairly discriminatory; (2) consideration to be given to past and prospective loss experience within and outside State to reasonable margin for underwriting profits and contingencies, to investment income on unearned premium reserves and loss reserves, to past and prospective expenses both country-wide and in particular NC and other relevant factors; (3) systems of expense provisions may differ among insurers to reflect operating methods; (4) risks may be grouped by classifications for establishment of rates and minimum penalties, and classification rates may be individually modified in accord with rating plans. Permits two or more insurers to act in concert to make rates or systems, prepare or make policies, underwrite rules, surveys, investigations, furnish statistics or other info, or carry on research. Requires any insurer or group of insurers furnishing statistics pertaining to loss or expense items to rating organization, to send duplicate to Rate Analysis Division of NC Insurance Dep't. Requires every NC insurer, every rating organization, every advisory organization and every group, assn. etc. of insurers to maintain records which will enable Comm'r of Insurance to determine whether they are complying with Article. Permits Comm'r to impose penalty up to $250 for each violation of record-keeping requirement, except wilful violations may be penalized up to $1000; also permits revocation or suspension of license, after hearing.

Requires Comm'r of Insurance, at least every 3 years, to examine each licensed car insurer, rating organization, advisory organization, or group of insurers, to determine if compliance with Article taking place. Provides that costs of such examination to be paid by person or organization examined.

Permits members or subscribers to rating organizations to use its rates, but may not agree to do so (except as provided in this Article). Provides that two or more insurers using such rates not itself proof of such agreement. Authorizes cooperation among rating organizations within scope of this Article. Permits Comm'r of Insurance to review such cooperation, and to require discontinuance of such cooperation he finds, after hearing, to be unfair or unreasonable. Requires all rating organizations operating in NC to secure license from Comm'r. Requires license application contain: copy of organization's constitution, articles of incorp., by-laws, etc., list of members and subscribers; name and address of NC resident for service of process; and statement of qualifications as rating organization. Sets application fee at $200. Requires for obtaining and retaining license, that rating organization show it will: permit any insurer to become member at reasonable cost or withdraw; not require agreement to use its rates; in no way prohibit or regulate payment of dividends by members; neither practice nor sanction any plan or act of boycott, coercion or intimidation; neither enter into nor sanction any contract or act restraining person from lawfully engaging in insurance business; and notify Comm'r of all changes in info required to be in application for license. Requires Comm'r to issue license within 60 days after application filed if convinced that: business reputation of applicant and officers good; applicant's facilities adequate; and plan of operation conforms to requirements of Act. Requires written notice, with reasons, of denial of application. Provides for renewal fee to be $100 annually, due on July 1 of each year.

Requires advisory organizations (defined as persons, firms, etc. other than admitted insurers, preparing policy forms or making underwriting rules, or collecting and furnishing to insurers and rating organizations statistics) to file with Comm'r of Insurance: copy of Constitution, by-laws, etc.; list of members and subscribers; and name and address of NC resident for service of process; and to notify Comm'r of any changes in such info.

Requires all auto insurers to file rates or underwriting rules with Comm'r of Insurance, 7 days before putting into effect. Permits Comm'r, any time after filing of rate, to examine same for compliance with standards set out in Act; if determines that violates standards or other part of Act, Comm'r to notify insurer and set date of hearing, at which insurer has burden of satisfying Comm'r of compliance. Requires orders to be made within 30 days after hearing and permits appeal to Wake Superior Court. Provides that order may prohibit further use of rate, or of violation of Act; or may revoke or suspend insurer's certificate of authority or license of rating organization. Further permits Comm'r to revoke or suspend license or certificate where earlier order has not been complied with. Provides that failure to comply with final order of Comm'r will result in fine of $50, or if failure is wilful, fine may be up to $5000, and wilful violation of Act is misdemeanor. Provides that collusion to fix or adhere to rates creates liability to anyone damaged triple in amount to damage together with atty's fees. Permits injunctive action by Insurance Comm'r, Att'y Gen'l, or any person damaged by violation of Act; private action may also lead to treble damages.

Requires that a standard private passenger car liability insurance policy for NC be adopted and used by all insurers writing NC car insurance; must be approved by Rate Analysis Division prior to use. Provides that Act not to abolish NC Assigned Risk Bureau, which is to promulgate a rate for all policies under assigned risk plan, subject to approval of Insurance Comm'n. Requires occasional reports from Insurance Comm'r to Governor and Gen'l Assembly, with final report by Jan. 1, 1973. Re-enacts present GS 58-248.8 (Rates to distinguish between safe and nonsafe drivers), redesignated as GS 58-248.12. Effective Jan. 1, 1970 and applicable to rates of policies written or renewed after that date; to expire June 1, 1973 unless re-enacted by General Assembly.

S 650 Nursing Board membership (Iden. H 1059) — GS 90
Introducer: James — Sent to PUB HLTH

"Amending the Nurse Practice Act so as to increase to fifteen the membership on the North Carolina Board of Nursing." Amends GS 90-159(a) to increase membership on NC Bd. of Nursing from 12 to 15. Speaker of House to appoint two new members from membership of House and Lt. Gov. to appoint one new member from membership of Senate. New members to serve 6-year terms (other members serve 4-year terms) and vacancies in legislative members to be filled for remainder of term by presiding officer of House or Senate whose membership created vacancy (now, vacancies filled by Gubernatorial appointment).

HOUSE

H 1059 Nursing Board membership (Iden. S 650) — GS 90
Introducers: H. Johnson and others — Sent to HEALTH

"Amending the Nurse Practice Act so as to increase to fifteen the membership on the North Carolina Board of Nursing." Identical with S 650, digested above in today's bulletin.

H 1060 Revise vital statistics laws — GS 130, 160
Introducers: Chase and Bumgardner — Sent to HEALTH

"To revise the Vital Statistics Laws of North Carolina." Rewrites GS 130, Art. 7 (Vital Statistics) recodifying existing provisions and making revisions as follows: Rewrites GS 130-36 and 130-37 to provide State Health Director to be State Registrar of Vital Statistics with general administrative responsibility over provisions of Article, including preparation of instructions and forms and control over local registration officials. Presently State Board of Health has responsibility of preparing certificates and forms used in vital statistics registration, with State Health Director as director of Central Office of Vital Statistics. Empowers State Registrar to appoint

local registrars in districts of state and to remove such registrars for cause. (Presently has such authority to appoint, but in absence of exercise of such, duty to appoint local registrar vested in chm'n of county comm'rs. Further, presently sets out term of office of local registrars). Empowers State Registrar to promulgate regulations concerning issuance of burial-transit permits, which permits must be obtained within 72 hours of death by funeral director or other person first assuming custody of dead body. Establishes validity of burial-transit permit issued by another state regarding dead bodies brought into NC. Establishes requirement that permit for disinterment/reinterment be obtained prior to disinterment of dead body, under regulations as State Registrar may prescribe. Requires filing of death certificate of any fetal death with local registrar by funeral director assuming custody of body or attending physician. Sets out requirements of death certificate with authority in State Registrar to amend such as necessary. Sets out duties of funeral directors concerning deaths without medical attendance. Provides funeral director to refer case to local medical examiner, or in absence of such, to Chief Medical Examiner for investigation. Provides death certificate to be filed with local registrar within 72 hours after death. Sets out duties of funeral director to file death certificate, obtain medical certification and obtain burial-transit permit, to be delivered to person in charge of place of burial. Sets out requirements of attending physician concerning medical certificate and states contents of certificate. Requires physician or medical examiner to complete medical certification within 72 hours after death. Sets out duties of persons in charge of premises in which interments are made to maintain records of persons interred therein and to endorse and return burial-transit permit to local registrar within 10 days from date of disposal of body.

Increases to $2.00 (now, $1.00) maximum fee charged by Office of Vital Statistics for supplying any copy of registration of divorce or annulment of marriage. Provides fee of $1.00 (presently, existing) to be taxed as part of decree of divorce or annulment in counties where district court not yet established. Increases fee for supplying copies of marriage certificates to $2.00 (now, $1.00) and provides Office of Vital Statistics (now, Office of Vital Statistics of State Board of Health) to receive such certificates and prescribe forms. Amends provision (present GS 130-56) concerning delayed birth certificate to provide State Registrar shall refuse to register delayed birth certificate if applicant does not submit minimum documentation required; further establishing right of applicant to appeal such decision to court of competent jurisdiction. Sets fee not to exceed $5.00 to be charged by State Registrar for amendment of birth or death certificate after acceptance for filing. Deletes specific requirements of registrars (in present GS 130-69) concerning maintenance of records and provides local registrar to maintain records in manner as State Registrar may prescribe. Rewrites and clarifies provision of article relating to certified copies of records (present GS 130-73) and increases maximum fee to $2.00 (now, $1.00) to which State Registrar to be entitled for making and certifying such records.

Rewrites GS 160-220(22) (one of enumerated powers of municipalities) to remove power to regulate registration of deaths, marriages, and births. Omits presently existing provisions: relating to preparation of death certificates for members of armed forces dying outside U.S. (GS 130-48), regulating sales of coffins or caskets (GS 130-50), requiring State Registrar to inform local registrars as to dangerous diseases (GS 130-65), requiring State Registrar to file and index church or other records of vital statistics, (GS 130-67), and requirement that local registrar deliver regularly certain records to local health director (GS 130-71). Effective October 1, 1969.

H 1061 Automatic vote-counting equipment — GS 163
Introducers: Horton and others — Sent to ELECTION

"To authorize the use of automatic tabulating equipment for counting ballots in elections in this State; establishing a system of voting whereby votes may be tabulated by electronic or automatic tabulating devices; and for other purposes."

Adds new GS Ch. 163, Art. 14A (Electronic Voting System). Permits governing body of any county or municipality to buy or lease or abandon any electronic voting system authorized by this Act and approved for use by State Board of Elections, and use in any election, alone or in combination with other voting systems. Defines "electronic voting system" as one in which votes recorded on ballot cards and subsequently counted by automatic tabulating equipment at one or more counting centers. Requires that electronic voting systems: (1) provide for secret voting; (2) permit voting for as many candidates and with as large a choice as law provides; (3) reject choices for office or question recorded on card if number of choices marked exceeds number permitted to be marked; (4) permit voter, with one mark, to vote for president, vice president and electors of single party; (5) permit voter to vote for candidates in his primary and not for candidates in another party's primary; (6) prevent one voter from voting twice; (7) be usable safely; and (8) count votes accurately.

Regulates "ballot labels" (defined as pages, cards, other material containing names of offices and candidates and statements of measures to be voted on, which are placed on voting device) as follows: (1) to be printed in vertical columns, or in number of separate pages; (2) regulates type and color; (3) regulates printing of titles of office and names of candidates; (4) regulates size, character, and matter printed on ballot cards (tabulating cards on which votes recorded). Requires sample ballots and provision for write-in ballots. Requires county election board to provide necessary equipment for use of electronic equipment. Regulates procedure at polling place, including instruction of voters, replacement of spoiled ballots, deposit of ballots in ballot box, closing of polls and delivery of ballot cards to counting center. Requires test of automatic counting equipment, upon public notice, prior to election, and regulates proceedings at counting center. Permits manual counting if necessary. Authorizes State Board of Elections to adopt supplementary regulations.

H 1062 CSC to index condemnation notice — GS 40
Introducer: Warlick — Sent to JUDIC 1

"To authorize the Clerk of Court to index and cross-index certain condemnation proceedings." Adds new GS 40-12.1 requiring notice of Art. 2, GS Ch. 40 condemnations to be filed with CSC of each county in which any part of property is located. Clerk to index and cross-index in accordance with GS 1-117 but always to index condemnor in lis pendens record and judgment docket as plaintiff and to index property owner as defendants irrespective of whether condemning party is plaintiff or defendant. Filing such notice to be constructive notice of proceeding to any person subsequently acquiring interest or lien on property and condemnor to take all property condemned under Art. 2 procedure free of claims from any such person.

H 1064 Sheltered workshop funds — APPROPRIATIONS
Introducer: Euliss — Sent to APPROPRN

"To appropriate funds to the Department of Mental Health for grants-in-aid to provide a sheltered occupational environment for certain mentally retarded persons." Appropriates from General Fund to Dep't of Mental Health $120,000 for fiscal year 1969-70 and $120,000 for fiscal year 1970-71, to provide monthly grant-in-aid of $40 per person to be paid to nonprofit sheltered workshops designated by Dep't, to encourage sheltered occupational environment for trainable and low educable mentally retarded and the more severely physically handicapped adults, 16 years and older, to reduce strain on State institutions.

H 1065 Retarded children-school funds — APPROPRIATIONS
Introducer: Euliss — Sent to APPROPRN

"To appropriate funds to the State Board of Education to increase the grant-in-aid for classes for trainable mentally retarded children in the public schools." Appropriates from General Fund to State Board of Education $3,130,436 for 1969-71 biennium to provide increase in trainable class grant-in-aid from $70 per month per child to $100 per month per child the first year and to $110 the second, and to provide for increase of 450 additional trainable mentally retarded children waiting to be admitted to classes. Effective July 1, 1969.

H 1066 Child evaluation funds — APPROPRIATIONS
Introducer: Euliss — Sent to APPROPRN

"To appropriate funds to the State Board of Education to provide for a complete evaluation of each child prior to placement in a special class." Appropriates from General Fund $1,484,145 for 1969-71 biennium to State Bd. of Education to provide for complete evaluation (medical, dental, psychological, educational, and social assessment) of each child prior to placement in special class. Effective July 1, 1969.

H 1067 Acquire "way of necessity" access — GS 136, 40
Introducers: Andrews & Stanford — Sent to JUDIC 1

"To provide procedures for acquisition of way of necessity for land-locked tracts." Adds new GS 136-71.1 to provide that any person or business wishing to develop land lacking access meeting requirements of local zoning ordinance or subdivision regulations governing land's development may bring proceeding under this Act to create way of necessity over another's land, to be established on new alignment, by widening existing right of way, or combination. Requires such action to be brought in Civil Division of General Court of Justice in county or counties where land lies; final judgment to be filed in each county where any part of land lies. Requires commencement of action as in regular civil action, with service of copy of complaint to affected persons and with appeals from final order or judgment to be taken as with regular civil actions in same court. Provides that procedure in Art. 2 ("Condemnation Proceedings") of GS Ch. 40 to be followed, but that district court judge rather than CSC to preside. Requires way of necessity established under Act to meet local requirements but not to exceed 60' in width. Provides that damages to owners of affected property to consider reasonable potential growth and use of area as determined by appraisers and presiding judge.

Adds new GS 40-2(11) (scope of condemnation powers) to conform to above provisions. Adds new GS 40-12.1 to provide that when above action brought, provisions of GS 40-12 (providing for filing and content of condemnation petitions) to apply, except that action brought directly in Civil Division of General Court of Justice.

H 1073 Legislative fiscal staff funds — APPROPRIATIONS
Introducer: Bryan — Sent to APPROPRN

"To appropriate funds to the Legislative Fiscal Research Staff." Appropriates from General Fund $500,000 for 1969-71 biennium to named staff, provided it is established by 1969 General Assembly. Effective July 1, 1969.

H 1075 Classify water for scientific uses — GS 143
Introducer: Bryan — Sent to WATER

"To amend the water pollution control laws to clarify the authority of the North Carolina Board of Water and Air Resources to classify waters for scientific or research uses." Amends GS 143-214.1(d)(3) to add to those uses specifically enumerated which cited Board shall consider in assigning water quality classifications, "scientific or research uses". States intent to clarify authority of Board to classify streams for scientific or research uses, and that Board shall develop a supplemental classification of streams for such uses plus applicable standards, which classification may be assigned to any identified waters pursuant to statutory classification and reclassification procedures.

LOCAL BILLS INTRODUCED

SENATE

S 637 1% sales/use tax — MONTGOMERY
Introducer: Saunders — Sent to FINANCE

"Enabling Montgomery County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Montgomery County Bd of Elections, upon written request of county commissioners of 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-146.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Montgomery for use outside county or bought outside NC for use in Montgomery. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

S 648 Gastonia police jurisdiction — GASTON
Introducer: Rauch — Sent to LOC GOVT

"To extend the jurisdiction of the chief of police and members of the police department of the City of Gastonia to include all the territory situated within five miles of the corporate limits of said city." As title indicates; if territory is within corporate limits of another municipality, jurisdiction of Gastonia police to terminate at corporate boundaries such other municipality unless other municipality authorizes Gastonia police to exercise such jurisdiction.

S 649 1% sales/use tax — HARNETT
Introducer: Staton — Sent to FINANCE

"Enabling Harnett County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Harnett County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-146.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Harnett for use outside county or bought outside NC for use in Harnett. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

HOUSE

H 1063 Watershed improvement programs — WAYNE
Introducer: Strickland — Sent to FINANCE

"To grant the authority to levy, collect, and expend funds for watershed improvement programs and to clarify the small watershed laws with respect to project maintenance in Wayne County." Modifies GS 139-8(6) with respect to Wayne County to provide that soil and water conservation district, counties and watershed improvement districts may maintain watershed "works and projects" as well as watershed "structures". Declares that changes are clarifying in nature and not substantive. Validates previous expenditures for such purposes. Authorizes expenditures for such purposes of (a) proceeds of previously approved taxes, and (b) proceeds of subsequently approved taxes, where election preliminaries (to authorize such taxes) have already intervened. Authorizes county comm'rs to levy maximum 3¢ per $100.00 valuation watershed improvement tax on property within county, without the vote required by GS 139-39 and -40 (general law concerning watershed elections).

H 1068 1% sales/use tax — CHATHAM
Introducer: Andrews — Sent to FINANCE

"Enabling Chatham County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Chatham County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effective on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-146.6.

Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Chatham for use outside county or bought outside NC for use in Chatham. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 1069 (Joint Resolution) Local gov't study comm'n — FORSYTH
Introducer: McKnight — Sent to LOC GOVT

"A joint resolution providing for the creation of a broad-based citizen study commission to study and make recommendations designed to improve the services, functions, and structures of local governmental units within and including Forsyth County." Authorizes creation of comm'n to study services, functions and structures of local governmental units in and including Forsyth County, to consist of 52-member citizen review committee and 15-member executive committee. Provides that citizen committee to consist of one person from each precinct in county outside those in Winston-Salem appointed by Chairman of county board of comm'rs, and one person from each precinct in Winston-Salem appointed by member of Board of Aldermen representing such precinct. Provides that executive committee to consist of chairman and 7 members appointed by Ch'man of county board of comm'rs, 5 appointed by Winston-Salem mayor, and 2 by Mayor of Kernersville. Spells out organizational and operating details. Requires exec. com. to make recommendations to governing bodies of local gov'tal units within 1 year of app'tment based on its studies for changes in local gov'ts in Forsyth County which would provide citizens full range of highest quality services with greatest efficiency and economy. Requires each governing board to review report and submit views and recommendations to Forsyth County delegation to General Assembly for further action. Prohibits payment of compensation to members of both committees, but allows county board of comm'rs to fix and pay expense allowances. Permits exec. com., with consent of board of county comm'rs, to employ necessary and desirable assistance subject to available funds.

H 1070 Ad val. tax list procedures — STANLY
Introducer: Whitley — Sent to LOC GOVT

"To amend sections 105-306(26), 105-308, 105-309, and 105-310 of the General Statutes of North Carolina, in order to authorize the Board of Commissioners of Stanly County to prescribe regulations relating to the listing of property for taxation in Stanly County, and to authorize the division or combining of townships for tax listing purposes." As title indicates; GS 105-307 making a misdemeanor for failure to list property properly to apply to Stanly County and to regulations of comm'rs relating to listing of property.

H 1071 1% sales/use tax — NASH
Introducers: Fenner, Barbee and Eagles — Sent to FINANCE

"Enabling Nash County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Nash County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election.

Provides that tax, if imposed, not effective until also adopted by voters of Edgecombe County, and then on first day of month following 90 days from date of later of the two elections. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-146.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Nash for use outside county or bought outside NC for use in Nash. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 1072 1% sales/use tax — EDGECOMBE
Introducers: Fenner, Barbee and Eagles — Sent to FINANCE

"Enabling Edgecombe County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Edgecombe County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, not effective until also adopted by voters of Nash County, and then on first day of month following 90 days from date of later of the two elections. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and and 105-146.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Edgecombe for use outside county or bought outside NC for use in Edgecombe. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 1074 Increase Fairmont Ed. Bd. — ROBESON
Introducer: Speros — Sent to LOC GOVT

"To amend Chapter 307 of the Session Laws of 1955 to enlarge the Fairmont Board of Education from five to seven members." Repeals SL 1969, Ch. 239 (H 503, digested in Bulletin No. 54, p. 437) and provides that Fairmont Board of Education to consist of seven members (now five) after July 1, 1969, of whom three to be appointed for 4-year terms in 1971 and every four years thereafter and four to be appointed for 4-year terms in 1973 and every four years thereafter. Appoints four named persons to 4-year terms beginning on July 1, 1969 and until successors appointed and qualified.

H 1076 Dunn police to enforce ABC laws
Introducer: J. Penny

HARNETT
Sent to ABC

"To amend Chapter 1147, Session Laws of 1949, relating to ABC stores in Dunn." Amends cited chapter to remove from Dunn ABC Board powers in GS 18-45(15) (power to expend for ABC law enforcement purposes not less than 5% nor more than 10% of total profits) and provide that regular police officers of Dunn to be empowered to enforce provisions of ABC laws. Provides all funds held by Dunn ABC Board for law enforcement purposes to be paid to town general fund.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 41 Symphony Society retirement (digested in Bulletin No. 11, p. 54; Senate amendment digested in Bulletin No. 28, p. 172). Amendment adopted in House 5/14/69 to define employee as any full time "administrative or secretarial" employee of NC Symphony Soc., Inc. (Adds quoted words.)

S 78 GS error corrections (digested in Bulletin No. 17, p. 93). Technical amendment adopted in House 5/14/69.

S 324 Prison detention pending appeal (digested in Bulletin No. 55, p. 444; Senate amendments digested in Bulletin No. 66, p. 586). Amendment adopted in House 5/14/69 (1) making discretionary rather than required that person appealing be placed in custody of Comm'r of Correction and (2) providing that such custody to continue until prisoner released on bail or other lawful means (originally, on bail only) and pending action of Appellate Division.

S 455 (Alamance, Buncombe, Cleveland, Durham, Rockingham, Wake) Relocation assistance (digested in Bulletin No. 64, p. 548; Senate amendments digested in Bulletin No. 71, p. 653 and Bulletin No. 72, p. 666). Amendment adopted in House 5/14/69 to add Alamance and Wake to list of counties to which act applies.

S 496 Electrical contractor examiners (digested in Bulletin No. 69, p. 623). Amendments adopted in Senate 5/14/69 (1) providing that electrical contractors licensed as Class II contractors on effective date of Act entitled to limited classification license without examination and may be issued intermediate or unlimited classification license if in fact qualified; present Class I contractors entitled to any classification license upon payment of required fee (originally, all presently licensed contractors, whatever Class, entitled to limited license and to higher level licenses if qualified); and (2) exempting from provisions of Article corporate affiliates of public utilities when their work pertains to services furnished by the public utility.

S 339 Welfare law recodification (digested in Bulletin No. 55., p. 447). Clarifying amendment adopted in House 5/14/69 (1) forbidding county share of cost of public assistance programs to exceed share required of State, and (2) making corresponding change concerning costs of State Fund for Medical Assistance (deleting provisions of amendment relating thereto adopted in House 5/13/69 and returning section to substantially original language).

HOUSE

H 348 Defining resident-vehicle laws (digested in Bulletin No. 42, p. 304). Amendment adopted in Senate 5/14/69 to provide that persons residing in State for more than 6 months to be presumed a resident (originally, "in absence of convincing proof to the contrary be deemed" a resident).

H 369 Pornographic sales to minors (digested in Bulletin No. 44, p. 322). Amendments adopted in House 5/14/69 making clarifying and technical changes; providing prohibitions apply to distribution of described material (as well as sale thereof); making clear that "minor" means any person under age of 18 years (originally, either 17 or 18 years); and adding new section GS 19-21 providing action instituted pursuant to Article in Districts without a District Court to be instituted in Superior Court of district with provision to transfer any pending cases to and institute any new cases in District Court upon establishment thereof in district.

H 866 NC College-Regional University-2 (digested in Bulletin No. 71, p. 651). Committee substitute adopted in House 5/14/69 to redesignate NC College as NC Central University and make it subject to GS 116-44.10 ("Regional Universities"); amends all statutes and titles or captions thereof where words "NC College at Durham" appear to read NC Central University. Repeals GS 116-45(3), relating to primary purpose of NC College. (Original included provisions concerning board of trustees, president, and endowment fund and application of GS 116-41.4, authorizing revenue bonds for certain facilities.)

H 994 Commitment for observation (digested in Bulletin No. 81, p. 772). Technical amendments adopted in House 5/14/69.

SENATE AND HOUSE CALENDAR ACTION MAY 14,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 41 SYMPHONY SOCIETY RETIREMENT.(2/21, 5/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT STO CONCUR IN H-AMEND.
S. 65 TOWNSHIP PRECINCTS.(4/02, 5/07) S-REF TO COM ON ELECTION.
S. 78 G. S. ERROR CORRECTIONS.(2/14, 5/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 106 REAL PROPERTY LIEN ASSESSMENT.(3/18) H-PASSED 2ND READING.
S. 128 ADJUTANT GENERAL'S STAFF GRADES. H-PLACED ON CAL FOR MAY 21.
S. 184 LOCAL AIR POLLUTION CONTROL.(3/13) H-REPTD FAV.
S. 211 NURSING INSTRUCTORS.(4/04, 5/13) S-CONCURRED IN H AMEND.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18) H-REPTD FAV AS AMENDED.
S. 280 VOTING CORPORATE STOCK. H-PLACED ON CAL FOR MAY 20.
S. 320 TEACHER ALLOTMENT.(4/24) H-REPTD FAV.
S. 324 PRISON DETENTION PENDING APPEAL.(4/16, 5/14) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 339 WELFARE LAW RECODIFICATION.(4/16, 5/13, 5/14) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT FOR CONCUR IN H-AMENDS.
S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS.(5/01, 5/13) S-CONCURRED IN H AMEND.
S. 345 PHARMACY CONDUCT CODE. H-PASSED 3RD READING.
S. 373 LICENSE FEE - OPTOMETRISTS.(5/13) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 387 INDEMNITY SLAUGHTERED ANIMALS.(4/25, 5/13) S-CONCURRED IN H AMEND.
S. 479 COUNTY HEALTH BDS MEMBERSHIP.(5/08) H-REF TO COM ON LOC GOVT.
S. 484 VIET VET BENEFITS; CAMPUS DISORDERS.(4/25) H-PLACED ON CAL FOR MAY 15.
S. 486 CHILD ADOPTION CONSENT. H-PASSED 3RD READING.
S. 496 ELECTRICAL CONTRACTOR EXAMINERS.(5/14) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 499 N.C.COLLEGE-REGIONAL UNIVERSITY. S-PLACED ON CAL FOR MAY 22.
S. 516 ATTY.GEN'L: REPRESENT CONSUMER. H-PASSED 2ND & 3RD READINGS.
S. 535 LISTING PERSONAL PROPERTY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 539 TEACHER ASSOC. RETIREMENT. H-PASSED 2ND READING.
S. 541 UTILITIES COMM. APPEALS. H-REF TO COM ON COURTS.
S. 549 (J.RES.) CT.COMM'N; JUDGE STUDY SOLICITOR. H-REF TO COM ON COURTS.
S. 553 (J.RES.) FOOD STAMP DISTRIBUTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 567 HARMFUL DRUGS STUDY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 574 REMOVE CARS FROM STATE LOTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 596 ENC SANATORIUM PROPERTY TRNSFER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 608 NC/VIRGINIA SEAWARD BOUNDARY. S-REPTD FAV.
S. 609 NC/SC SEAWARD BOUNDARY. S-REPTD FAV.
S. 611 COUNTY FIRE MARSHALL INVESTIGATIONS. S-REPTD FAV.
S. 616 LOW-INCOME HOUSING CORPORATION. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 621 (J.RES.) DAVIDSON COLLEGE BOWL TEAM. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 624 MANDATORY REVIEW OF PROBATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 166 VEHICLE AXLE WEIGHTS.(4/16) S-PASSED 2ND & 3RD READINGS.
H. 230 REFUNDS OF SCHOOL FEES. H-REPTD FAV AS AMENDED.
H. 231 STATE CONSTITUTION REVISION. H-PLACED ON CAL FOR MAY 15.
H. 259 VARIABLE ANNUITY PLAN.(5/09) S-REF TO COM ON INSUR.
H. 297 HIGHWAY TAX INCREASES. H-PASSED 2ND READING; H-PLACED ON CAL-#1 SPEC ORDER.
H. 318 PURPOSES - REGIONAL UNIVERSITIES.(4/23, 4/29, 4/30, 5/13) H-CONCURRED IN S-AMENDMENT.
H. 345 28TH JUDICIAL DISTRICT COURT. H-REPTD FAV AS AMENDED; H-RE-REF TO COM ON APPROPRN.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21, 5/14) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 359 COMMUNITY COLLEGES PURPOSES.(4/30) S-PASSED 2ND READING.
H. 369 PORNORGRAPHIC SALES TO MINORS.(5/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 404 TAX EXEMPT FIREMEN'S PENSIONS. RATIFIED - CHAPTER 486.
H. 436 PRES.ELECTORS - DUTIES & RESIGN. S-REF TO COM ON ELECTION.
H. 459 5-YEAR NOTARY PUBLIC TERM.(5/09) H-PLACED ON CAL.
H. 508 HISTORIC PRESERVATION.(4/22) S-REPTD FAV.
#H. 524 WELFARE LAW RECODIFICATION. H-POSTPONED INDEF.
#H. 534 LIQUOR BY THE DRINK.(5/08) H-FAILED 2ND READING.
#H. 536 INDIVIDUALIZED PUPIL INSTRUCTION. RATIFIED - CHAPTER 487.
#H. 540 LOCAL GOV'T LIBRARY EMPLOYEES. RATIFIED - CHAPTER 488.
H. 588 VETERANS COLLEGE SCHOLARSHIPS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 649 STUDENT AID STUDY COMMISSION. H-REPTD UNFAV.
H. 653 PRIVATE MED SCHOOLS STATE AID. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H. 804 INJURED PERSONS' STATEMENT:COPIES.(5/07, 5/13) S-REF TO COM ON JUDIC 1.
#H. 841 REGISTERS-ADMINISTER OATHS. RATIFIED - CHAPTER 499.
H. 866 NC COLLEGE-REGIONAL UNIVERSITY-2.(5/14) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 888 MAGISTRATES WORTHLESS CHECK CASES.(5/09) S-REF TO COM ON COURTS.

H. 894 EMC-TMC DIRECTORS' PER DIEM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 897 CONTRACT SUIT COUNTERCLAIMS. S-REF TO COM ON JUDIC 2.
H. 903 SMALL WATERSHED CLARIFICATIONS. H-REPTD FAV.
#H. 912 SCHOOL GUIDANCE COUNSELLOR FUNDS. H-REPTD UNFAV.
H. 917 NUMBERED SEATS/25 HOUSE DIST. S-REPTD FAV.
H. 929 (J.RES.) FOOD STAMP DISTRIBUTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 933 NOTARIAL ACTS VALIDATION. S-REF TO COM ON JUDIC 1.
H. 940 VEHICLE INSPECTION-RECIPROCITY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 953 STATE ART MUSEUM SITE. S-REPTD FAV.
H. 974 CARRIER REGISTRATION PENALTIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 975 GAS LINE INSPECTION AGREEMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 977 9-PASSENGER TAXICABS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 989 CLARIFYING SCHOOL UNIT MERGERS. H-REPTD FAV.
H. 994 COMMITMENT FOR OBSERVATION. (5/14) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READING; H-SENT TO SENATE
H. 995 UNIFORM BEER & WINE BALLOT. H-REPTD FAV.
H.1036 INSPECT MIRROR & WINDSHIELD - 2. H-PLACED ON CAL FOR MAY 16.

LOCAL BILLS

#S. 165 (RICHMOND) COUNTY ELECTION OFFICIALS' PAY.(4/22, 5/09) RATIFIED - CHAPTER 507.
#S. 402 (CABARRUS) SHERIFF SALARY.(5/09) RATIFIED - CHAPTER 508.
S. 405 (HENDERSON) FLETCHER CHARTER.(5/09) H-REF TO COM ON LOC GOVT.
S. 442 (SURRY) COMMISSIONERS-NUMBER,TERMS.(4/24, 5/09) S-CONCURRED IN H AMEND.
S. 446 (HALIFAX, WARREN) LITTLETON-GASTON SCHOOL DISTRICT.(5/09) H-REF TO COM ON LOC GOVT.
#S. 449 (FRANKLIN) REGISTER OF DEEDS SALARY.(5/09) RATIFIED - CHAPTER 509.
S. 455 (BUNCOMBE, CLEVELAND, DURHAM, ROCKINGHAM) RELOCATION ASSISTANCE.(4/23, 4/24, 5/14) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 460 (CASWELL) WATERSHED IMPROVEMENT. H-REPTD FAV.
#S. 471 (FRANKLIN) SHERIFF'S SALARY.(4/24, 5/09) RATIFIED - CHAPTER 510.
S. 473 (CABARRUS) CONCORD SEWER BONDS,CHARTER AMDT.. H-REF TO COM ON LOC GOVT.
#S. 482 (PITT) BETHEL CORPORATE LIMITS.(4/24) RATIFIED - CHAPTER 505.
#S. 501 (FRANKLIN) COUNTY HIGHWAY HUNTING. RATIFIED - CHAPTER 484.
S. 536 (CLEVELAND) KINGS MTN. EMINENT DOMAIN.(5/12) H-REF TO COM ON LOC GOVT.
S. 577 (LEE) ABOLISH COUNTY VETERANS BOARD. H-PASSED 2ND & 3RD READINGS.

H. 228 (DAVIDSON) LEXINGTON CABLE TELEVISION SYSTEM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 265 (ALAMANCE) COUNTY LAW LIBRARY FUNDS. RATIFIED - CHAPTER 485.
H. 420 (BUNCOMBE) ADDITIONAL JUDGES AND SOLICITORS. H-REPTD FAV.
#H. 550 (PITT) GREENVILLE-ECU LAB SCHOOL.(4/24, 5/08) RATIFIED - CHAPTER 504.
#H. 628 (ORANGE) CHAPEL HILL ASSESSMENT. RATIFIED - CHAPTER 489.
#H. 678 (HAYWOOD) COUNTY PERSONNEL PAY HIKE.(5/01) RATIFIED - CHAPTER 490.
#H. 685 (LENOIR) LA GRANGE LIMITS.(4/25) RATIFIED - CHAPTER 511.
H. 696 (BEAUFORT) EXTRA SEAT OF COURT. S-PASSED 2ND & 3RD READINGS.
#H. 702 (FRANKLIN) FRANKLINTON SCHOOL FUND TRANSFER.(4/30) RATIFIED - CHAPTER 491.
#H. 712 (CRAVEN) HAVELOCK TOWN LIMITS. RATIFIED - CHAPTER 512.
#H. 735 (IREDELL) STATE COURTS JURISDICTION. RATIFIED - CHAPTER 513.
H. 766 (NEW HANOVER) TEACHERS' PENSIONS. S-PASSED 2ND & 3RD READINGS.
#H. 776 (ANSON) ANSON HOSPITAL ADMINISTRATION.(5/02) RATIFIED - CHAPTER 492.
#H. 782 (JONES) WATERSHED ASSESSMENTS FUNDS. RATIFIED - CHAPTER 493.
#H. 794 (CARTERET) TAX COLLECTOR'S TERM.(5/02) RATIFIED - CHAPTER 494.
#H. 795 (CARTERET) NEWPORT ELECTION. RATIFIED - CHAPTER 495.
#H. 803 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. RATIFIED - CHAPTER 496.
#H. 815 (LINCOLN) TAX LISTING BY MAIL. RATIFIED - CHAPTER 497.
#H. 821 (ALAMANCE) COUNTY JAILER.(5/02) RATIFIED - CHAPTER 498.
H. 833 (ALLEGHANY) SCHOOL LAND CONVEYANCE. S-PASSED 2ND & 3RD READINGS.
H. 836 (MACON) SCHOOL LAND CONVEYANCE. S-PASSED 2ND & 3RD READINGS.
#H. 849 (ALAMANCE) SCHOOL BOARD ELECTIONS. RATIFIED - CHAPTER 500.
H. 860 (MECKLENBURG) SCHOOL EMPLOYEE GROUP INSURANCE. S-PASSED 2ND & 3RD READINGS.
H. 862 (LINCOLN) BOARD OF EDUCATION ELECTION. H-REPTD FAV AS AMENDED.
#H. 864 (HALIFAX) ABC PROFITS-CITY SCHOOLS. RATIFIED - CHAPTER 501.
#H. 872 (MOORE) CLOSING-OUT SALES. RATIFIED - CHAPTER 502.
#H. 893 (DURHAM) DURHAM LIEN/VEHICLE REMOVAL. RATIFIED - CHAPTER 503.
H.1006 (YADKIN) BOARD OF EDUCATION SALE. H-REPTD FAV.
H.1047 (SAMPSON) BOARD OF EDUCATION PAY. H-REPTD FAV.

****

Next Sessions of Senate and House

12 Noon, Thursday, May 15, 1969

#

G41
25:1969/87
C.2

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

North Carolina State Library
Raleigh
N. C.
Doc.

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 87 -855- THURSDAY, MAY 15, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 651 Amend civil procedure rules (Iden. H 1042) GS 1A, 1, 50
Introducer: Allsbrook Sent to COURTS

"To amend the rules of civil procedure and certain other statutes relating to civil procedure." Identical with H 1042, digested in Bulletin No. 85, p. 820.

S 652 Judge retirement qualifications GS 7A
Introducer: Allsbrook Sent to COURTS

"To amend G. S. 7A-51 regarding the prerequisites for retirement of judges." Amends GS 7A-51(b) to add provision that time served as district solicitor of superior court prior to Jan. 1, 1971 may be included as part of service requirement toward retirement with compensation at age 68 of superior court judge or Administrative Officer of Courts, so long as person has served at least five years as judge and/or as Admin. Officer (now, retirement with compensation at age 68 provided only for 12 years service as judge and/or Admin. Officer). Amends GS 7A-51(c) to provide that retirement with compensation regardless of age, after 24 years service as superior court judge and/or Admin. Officer of Courts and including service as district solicitor prior to Jan. 1, 1971, must include at least five years service as judge and/or Admin. Officer (now eight years).

S 653 Voluntary non-suit GS 1A
Introducers: Burney and Briggs Sent to COURTS

"To amend that portion of Chapter 954 of the 1967 Session Laws pertaining to GS 1A-1, Rule 41(a)(1) so as to permit plaintiff to take a voluntary non-suit one time at any time before plaintiff rests his case." As title indicates. (Now, permits voluntary non-suit before service by defendant of answer, summary judgment or motion treated as summary judgment, whichever first occurs.) Effective July 1, 1969, and applicable to actions then pending as well as thereafter commenced.

S 654 Highway toll road bonds CONST, GS 163, 136
Introducers: Wood and Folger Sent to ROADS

"To authorize the issuance of $100,000,000 of bonds of the State, subject to a vote of the people of the State, to provide funds for the construction of toll roads by the Highway Commission." Enacts "State Highway Toll Road Bond Act of 1969" for construction of toll roads in rural and urban areas and any area of State where funds not otherwise

available. Authorizes State Highway Comm'n (SHC) from proceeds of toll road bonds to construct toll roads and collect such tolls as determined by Comm'n; tolls to provide, as feasible, sufficient revenues for payment of principal and interest on bonds and remain in effect until bonds paid or payment otherwise provided for. Toll roads to constitute part of State highway system; existing highway portions may be incorporated within toll road. SHC to have same authority over toll roads as for other roads.

Provides for issuance and sale, at one time or otherwise (subject to State-wide referendum), State toll road bonds, maximum $100 million; proceeds to SHC exclusively for toll road development, including related facilities such as bridges, tunnels, etc.; may be used with available federal funds. Bonds to bear dates and interest rates determined by Governor and Council of State, to mature in not more than 20 years and be redeemable by State before maturity as determined by State Treasurer with Governor's and Council's approval. Provides for bond anticipation notes under specified circumstances and conditions. Notes to be repaid by bond proceeds and by any funds authorized by General Assembly for bond payments. Pledges full faith, credit and taxing power of State for bonds and notes; toll revenue to be placed in special fund for same purpose; surplus toll revenue to be used for bond redemption or other purposes State Highway Fund money may be used for. Pledges State Highway Fund to bond payments, subject to existing pledges to Secondary Road Bonds and 1965 Road Bonds; prohibits diversion of motor fuel tax and auto license revenues to other than State Highway Fund purposes until toll road bonds paid or otherwise provided for. Bond coupons receivable for any payments due State. Bonds, notes, and coupons to be exempt from State and local taxation; to be eligible for investment by fiduciaries. Referendum on bond authorization to be submitted to voters at any election during 1969 or 1970, as set by Governor. Prescribes election details and form of ballot.

S 655 Highway Patrol plates — GS 20
Introducer: Harrington — Sent to PUB ROADS

"To amend GS 20-84 to provide for registration plates in numerical sequence to the State Highway Patrol." As title indicates; adds authority for Comm'r of MV to assign registration plates, upon payment of $1.00 per plate, to Highway Patrol's service vehicles in numerical order beginning with number 100, and for Patrol Commander to issue registration plates to patrolman for use on vehicle assigned to patrolman pursuant to GS 20-190. Index of registration assignments to be kept at each Patrol radio station with copy at Dep't's Registration Division. Individual assignments to be given to public upon request in same manner as regular registration information. Authorizes Commander to reassign registration plates with change in assignment to appear on index within 20 days after reassignment. Effective Jan. 1, 1970.

S 657 Ski tow safety — GS 95
Introducer: Folger — Sent to MFG LABR

"To provide for the safety of citizens and visitors from unnecessary mechanical hazards in the operation of ski tows, lifts and tramways." Adds new article to GS Ch 95 entitled "Passenger Tramway Safety" to require regulation, registration and inspection of ski tows, ski lifts and passenger tramways. Requires registration by operators of passenger tramways (defined as devices used to transport passengers uphill on skis, or in cars on tracks, or suspended in air by cables or ropes and supported by towers) upon application filed with Comm'r of Labor, before Nov. 1 of each year. Provides that Comm'r to issue registration certificates when Comm'r satisfied that (1) facts in application sufficient; (2) tramway complies with rules and regulations set up under Act; (3) optional inspection has shown (1) and (2) above. Provides that when tramway

installed after Nov. 1 supplemental application for registration to be filed with Comm'r to begin immediately to register or not register it. Each registration to expire on Oct. 31 following day of issue.

Empowers Comm'r to (1) adopt regulations relating to public safety in building, operating and maintaining tramways and conforming as far as possible to U.S.A. Standards Institute's standards for mechanical engineering aerial passenger tramways safety code and similar safety codes as Comm'r may adopt; (2) hold hearings and take evidence, including subpoena of witnesses, administering oaths, compelling witness testimony and production of records, etc.; (3) approve, deny, revoke and renew registrations; (4) cause prosecution and obtain injunctions for violators; (5) affix Comm'r's seal on all registrations and employ personnel necessary for Act.

Authorizes Comm'r to have inspections made of tramways and employ qualified engineers to make same, all expenses of which to be reimbursed by tramway operators. Requires reports to be made to Comm'r for further action of all violations found in inspections. When Comm'r finds facts tending to show unreasonable hazards in continued operation of tramways and verifies such facts, Comm'r may close down tramways by emergency written order, signed by Comm'r and served on operator immediately, for no longer than 48 hours from time of servoce/ If on further investigation Comm'r finds violation of regulations or condition endangering public safety, he shall issue written order showing findings, necessary corrective action and reasonable time for compliance to be served on operator and be final unless operator seeks judicial review under Art. 33 of GS Ch. 143. Comm'r empowered to seek injunction in judicial district where tramway located to restrain tramway operation and compel compliance with Comm'rs order. Failure to timely comply with order empowers Comm'r to suspend registration for as long as needed to protect public's safety. Conviction of operator for operating unregistered or suspended registered tramway to be punished as misdemeanor with fine of not more than $50 for each day of illegal operations, imprisonment in court's discretion, or both. Effective July 30, 1969 provided initial applications for registration filed before Nov. 1, 1969 and existing tramways on Nov. 1, 1969 to operate without registration until final action taken on applications.

S 658 Bank excise tax rates — GS 105
Introducers: Allen and others — Sent to FINANCE

"To amend G. S. 105-228.12 to provide for the annual determination of the tax rate with respect to the excise tax on banks." Rewrites GS 105-228.12 as new 105-228.12(a) providing for the imposition of excise tax on banks in manner now provided but with increase in rate from 4 1/2% to 6% for calendar year 1970. Adds new GS 105-228.12(b) providing that commencing December 31, 1970 rate of excise tax to equal the percentage of the total net income allocable to NC (of all corporations other than public utilities taxable under GS Ch. 105, Art. 4) for taxable year preceding taxable year for which tax is imposed, required to be paid as franchise taxes under GS Ch. 105, Art 3, as income taxes under GS Ch 105, Art. 4 as sales and use taxes under GS Ch. 105, Art. 5, as intangible personal property taxes under GS Ch. 105, Art. 6, and as personal property taxes levied by local taxing jurisdictions under GS Ch. 105, Sub Ch. II during next preceding taxable year or during fiscal years ending in such taxable year. Tax rate shall not exceed 7 1/2%.

Adds GS 105-228.12(c) requiring Dir. of Tax Research Dep't not later than 30 Sept of taxable year to certify to Tax Review Bd., augmented by Comm'r of Revenue, percentage Director determines under GS 105-228.12(b). After public hearing, and not later than 31 Dec of year average percentage specified, augmented Tax Review Bd. to determine average percentage and within 30 days after determination, to mail notice of determination to banks affected. Data used in determining rate to be available to taxpayers affected as specified in Tax Bd.'s regulations. Adds GS 105-228.12(d) relieving bank of tax liability in excess of legal limit. Adds GS 105-228.12(e) requiring

Comm'r of Revenue to provide forms and requiring corporations to furnish information.

Amends GS 105-228.13 to make excise tax levied under new GS 105-228.12 in lieu of sales and use tax levied under GS Ch. 105, Art. 5 along with other taxes now in lieu of excise tax (intangible personal property tax, franchise tax, income tax, taxes levied upon stock, and tangible property taxes). Amends GS 105-228.17 to require report of income from banks to be filed on or before March 15 (now, June 1) of each year. Act to be effective Dec. 31, 1969, so that 1970 excise tax to be measured by 1969 taxable year net income, and liability arises Dec. 31, 1969.

S 659 Duplicate election abstracts — GS 163
Introducer: McGeachy — Sent to ELECTION

"To amend G. S. 163-176 and G. S. 163-177 by adding certain categories of primary and election returns to those of which duplicate abstracts are now required to be mailed to the chairman of the State Board of Elections." Amends cited sections to require preparation of two (now, one) duplicate abstracts and to mail (now, retained by county board) to State Board of Elections one copy of abstract for elections in which county board of elections is required to canvass votes (results as to county and township offices, State senators and representatives in single-county districts, propositions submitted to voters of one county).

S 660 Elizabeth City University — GS 116
Introducer: Harrington — Sent to HIGHR ED

"To establish Elizabeth City State College as a regional university with the designation of 'Elizabeth City State University'." Amends SL 1967, Ch. 1038 (providing for regional universities) by adding new §1-1/2 to redesignate Elizabeth City State College as Elizabeth City State University, and subject to provisions of GS 116-44.10 (relating to regional universities). Amends all statutes with old name to insert new name, and makes institution subject to all laws applicable to regional universities. Deletes institution from caption to GS Ch. 116, Art. 2 and GS 116-45(5), relating to primary purpose of certain State colleges. Effective July 1, 1969.

HOUSE

H 1077 (Joint Resolution) Honoring Stephen Richardson — MISC RES
Introducer: Garner — Passed and sent to SENATE

"A joint resolution honoring the memory of Stephen Girard Richardson, former legislator and outstanding citizen." As title indicates.

H 1078 State salary continuation study — STUDY
Introducers: Messer and DeBruhl — Sent to ST PERS

"To direct the State Personnel Department to conduct a study and recommend provisions for adequate salary continuation policy for State employees who may become disabled." As title indicates; plan to be submitted to Governor and Advisory Budget Comm'n by Jan. 1, 1970.

H 1079 State liquor-by-drink referendum — GS 18
Introducers: Carson and Baugh — Sent to ABC

"To allow a State-wide referendum on the question of the sale of alcoholic beverages." Substantially identical with House committee substitute for H 534 (original bill digested in Bulletin No. 56, p. 463 - com. sub. digested in Bulletin No. 82, p. 784), except that H 1079 also contains provisions for State-wide referendum at next general election on the question: "For local option sale of beer and wine, local option ABC stores, and local option mixed drinks, [or] Against the sale of beer, wine and alcoholic beverages, for prohibition." Provides that if majority vote for local option, existing laws concerning local option to remain in effect, and cities and counties having ABC systems may vote on question of mixed beverages as set forth in H 1079; if majority vote for prohibition, then as of July 1, 1971: mixed beverage provisions to be void and all ABC stores to be closed, all local laws authorizing beer-wine or ABC store referenda to be repealed, and all of GS Ch. 18 (Regulation of Intoxicating Liquors) to be repealed except Turlington Act.

H 1083 Validate notary acts — GS 10
Introducers: Love and J. Penny — Sent to JUDIC 1

"To validate acts of notaries public in certain instances." Re-enacts GS 10-12 without change (last re-enacted in 1965). Effective July 1, 1969.

H 1084 Motor vehicles - ad valorem tax — GS 20, 105
Introducers: Wills, C. Taylor, McKnight — Sent to FINANCE

"To amend Chapter 105 and Chapter 20 of the General Statutes regarding listing of motor vehicles for personal property taxation." Repeals GS 105-315 (requiring motor vehicles owners applying for license tags to indicate county where vehicle subject to taxation). Rewrites GS Ch. 105, Art. 35A (provisions for listing motor vehicles in county at same time as listing other property) to require motor vehicles in every county to be listed at same time as listing other property (now only 35 enumerated counties); to require owners to certify county where motor vehicle is subject to taxation and fact of listing, or reason for not listing; Motor Vehicles Comm'r to furnish at cost to county tax listers a list of all owners and motor vehicles in county on Jan. 1; any motor vehicles on list but not previously listed for taxes to be listed for taxation by tax lister; motor vehicles to be appraised for taxation by "The Automobile Blue Book" or other reasonable standard. Adds new GS 20-110(1) to direct MV Dep't to cancel registration plates when false or fraudulent statement made in certification filed under new GS Ch. 105, Art. 35A; new plate may be purchased upon submission of certificate from county tax authorities showing motor vehicle is listed and back taxes paid. Effective Jan. 1, 1970.

H 1085 Local emergency curfews — GS 160
Introducer: Messer — Sent to JUDIC 1

"Authorizing the governing bodies of cities and towns to define and provide for imposition of a curfew during a state of emergency." Authorizes cities and towns to impose curfews in times of emergency and make regulations governing calling and proclaiming same. Permits municipal governing body to authorize mayor or city manager to proclaim and impose curfew when mayor or manager determines that state of emergency exists in municipality.

Defines "state of emergency" as time when municipal public safety authorities cannot adequately maintain public order or adequately protect lives, safety, or property in a public emergency (including mob violence, acts of civil disobedience, fire, etc.) or in a threat of imminent danger in such public emergency. Permits governing body to authorize mayor or city manager to limit curfew both as to area and enforcement periods, and exempt from curfew classes of persons essential to preserve public order and serve safety, health, welfare and legal rights and needs of people. Governing bodies may provide that during curfew it shall be unlawful for persons subject to it: (1) be or travel on any public property; (2) possess off own premises or buy, sell, or otherwise transfer any explosives, firearms, ammunition, Molotov cocktail or other incendiary missile, club, or dangerous weapon; (3) sell any intoxicating beverage or possess/consume same off own premises; (4) sell or give gasoline, other petroleum products, or other inflammable substances except as authorized by curfew provisions; (5) commit other act constituting or threatening danger, harm on injury to person or property. Makes violation of Act or curfew a misdemeanor punishable by fine, imprisonment or both in court's discretion.

H 1086 Print public school laws — GS 115, 115A, 135
Introducer: Tart — Sent to EDUCATN

"To provide for the codification and printing of the Public School Laws of North Carolina and related legislation." Requires Sec'y of State, with advice of State Sup't of Public Instruction, to codify and print 6,000 copies of Public School Laws of NC (including GS Chs. 115, 115A, 135 and others and changes through 1969), and have them delivered to State Sup't for distribution.

H 1087 Revise medical lien law — GS 44
Introducer: Twiggs — Sent to HEALTH

"To revise Article 9 of G. S. Chapter 44 and to establish a central registry for the filing of medical and hospital liens." Rewrites GS Ch. 44, Art. 9 (stated as Art. 7) to provide that beginning Oct. 1, 1969, a lien attaches to any sums recovered as damages for personal injury in any civil action and to any settlement, insurance, or other funds paid to any person in compensation for personal injuries (now, same); lien to be in favor of person, corporation, or county or municipal gov't (now, only person or corp.) for drugs, medical or hospital supplies and services, or ambulance services (now, ambulance services not specified); lien effective against minors and legal incompetents. Lien claimant to furnish to injured person without charge itemized statement or record; person receiving any funds to hold sufficient amount for lien claims; lien not to exceed 50% of compensation received; when claims disputed, lien not to exceed amount of bills in dispute (now, same). Provides that Secretary of State is central and only registry of all liens (now, liens only filed with clerk of court where action instituted); specifies procedure for making and indexing; declares filing satisfies notice requirements; provides for filing notice of lien discharge and for Sec. of State to furnish information about and copies of liens, upon specific request; sets fee for filing lien claim - $2, lien discharge - $1, information - $2, and copies - $1 per page. Declares existing liens under present provisions to be invalid, unless renewed by new filing provisions. Effective Oct. 1, 1969.

H 1088 Punish escape from custody — GS 14
Introducers: Raynor and others — Sent to JUDIC 2

"To amend G. S. 14-256 relating to punishment for escape from lawful custody." Rewrites GS 14-256 as follows: (1) makes person charged with or convicted of misdemeanor who breaks or escapes from local prison, jail or lockup or from lawful custody of employee of such facility guilty of misdemeanor; (2) makes person charged with or convicted of misdemeanor who escapes from custody of State prison employee, police officer, sheriff or deputy sheriff, extradition officer, highway patrolman, SBI agent or other law officer guilty of misdemeanor; (3) makes person charged with or convicted of felony who breaks or escapes from facility or person named in (1) above guilty of felony and punished by imprisonment from six months to three years; (4) Makes person charged with or convicted of felony who escapes from custody of person named in (2) above guilty of felony and punished by imprisonment from six months to three years. (Now, GS 14-256 only makes person who breaks local confinement facility or escapes from custody of facility's employee guilty of misdemeanor.)

H 1089 Deeds valid without seal — GS 45
Introducers: Warlick and others — Sent to JUDIC 1

"To eliminate the requirement for deeds or any other instruments affecting title to real property from non-corporate grantors to be signed under seal." Creates new GS 45-67 to provide as title indicates. Effective July 1, 1969 but applicable only to subsequently executed instruments.

H 1090 Eastern Carolina Ind'l School — GS 134
Introducer: Eagles — Sent to HIGHR ED

"To amend GS 134-67 to change the name of the Eastern Carolina Industrial Training School for Boys." Amends GS 134-67 to change the name of the Eastern Carolina Industrial Training School for Boys to the Fountain Training School for Boys.

H 1091 Occupational Health Act — GS 130
Introducers: McDaniel and others — Sent to MFR LABR

"To create a state system for establishing minimum work area standards for employees and for inspecting employee working conditions in order to control or prevent occupational disease." Enacts "Occupational Health Act of 1969" to direct the State Bd. of Health (SBH) to establish minimum work area standards for protection of employees from preventable occupational disease and health hazards; such regulations to be furnished to all NC industrial facilities. Provides definitions of industrial facility, occupational disease and health hazard, and work area. Authorizes State Health Director or agent to enter and inspect during normal working hours any industrial facility to enforce regulations. SBH to furnish advice on installation of protective devices or systems. SBH to give notice and advice to employer when occupational disease or health hazard exists and after reasonable time to make inspection of facility; if still in violation of regulations and safety requires, SBH may seek injunction in Superior Court. Requires physicians to report incidence of occupational diseases to SBH; provides immunity in making such report. Requires SBH to provide reports and information to NC Industrial Comm'n, make special studies as requested by Industrial Comm'n or Dep't of Labor, and carry out provisions of Workmen's Compensation Act as delegated by Industrial Comm'n. (Now, SBH is so directed by GS 130-11(5).) Effective Jan. 1, 1970.

H 1092 Raven Rock Park funds — APPROPRIATIONS
Introducers: J. Penny & Love — Sent to CONS&DEV

"Appropriating funds to the Department of Conservation and Development for the purchase of lands to establish Raven Rock State Park." Appropriates from General Fund to Dep't of C & D $120,000 to purchase lands necessary to acquire Raven Rock and surrounding land for a State park. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 656 Police jurisdiction-Dobson — SURRY
Introducer: Folger — Sent to LOC GOVT

"To extend the jurisdiction of the police officers of the Town of Dobson in Surry County." Authorizes Dobson police dep't to make arrests within three-mile radius of town for violation of any law or ordinance within town. Repeals SL 1963, Ch. 1201 (giving police dep't same power and authority for one-mile radius of town as within town).

HOUSE

H 1080 New Bern firemen's insurance — CRAVEN
Introducers: R. Godwin and Barker — Sent to LOC GOVT

"To authorize the Board of Trustees of the Firemen's Relief Fund of the City of New Bern to purchase group insurance." Excepts trustees from limitation on disbursement of funds of GS 118-7, to permit purchase of group insurance for paid and volunteer firemen of New Bern covering accidents and illnesses contracted in line of duty.

H 1081 School board election — ROBESON
Introducers: R. Campbell, R. McMillan, Speros & McFadyen — Sent to LOC GOVT

"To provide for the election of the members of the Board of Education of Robeson County." Repeals SL 1967, Ch. 1045, providing for Robeson Bd. of Education election. Provides that Ed. Bd. to consist of seven members elected on partisan basis in manner provided for county officers' election, with terms of office to begin on 1st Monday in December following election. Continues terms of present members until successors elected under Act. Provides that in 1970 primary election and quadrennially thereafter, each party to nominate three candidates to be voted on in 1970 general election, and in 1972 primary election and quadrennially thereafter, each party to nominate four candidates to be voted on in 1972 general elections. Provides that vacancies to be filled for unexpired terms by remaining members. (Now, election takes place on primary election date for county officers with terms beginning on June 1 of year elected.)

H 1082 Lumberton school annexation — ROBESON
Introducer: Speros — Placed on CALENDAR

"To repeal Chapter 443 of the 1969 Session Laws and to provide an election or referendum for a certain area in Robeson County on the question of whether or not it shall be annexed to the Lumberton City Administrative Unit and be subject to the school taxes levied in the Lumberton City Administrative Unit if so annexed." Repeals SL 1969, Ch. 443 pro forma (which was inadvertently ratified with technical errors) and re-enacts the same act. Original bill (S 289) digested in Bulletin No. 50, p. 388.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 254 Removing limits-fortified wine (digested in Bulletin No. 47, p. 346; Senate amendment digested in Bulletin No. 68, p. 615). Amendment adopted in House 5/15/69 amending GS 18-96 to permit transportation of up to five gallons of fortified wine (originally, permitted transportation in excess of present limit of one gallon without limit on amount) and adds requirement that purchaser obtain "purchase-transportation permit" from Chairman, member, general manager, or supervisor of local ABC Bd. Permit not to be issued to (1) person of bad character, (2) insufficiently identified person, and (3) alcoholics or bootleggers. Sets out form of permit and information to be contained. Permit to be valid for only one purchase at store indicated and on date shown on permit; permit to accompany wine in transit. Authorizes permittee to transport wine only from place of purchase to designation indicated on permit. Violation to be misdemeanor punishable by fine or imprisonment or both in discretion of court.

S 373 License fee-optometrists (digested in Bulletin No. 60, p. 481). Technical amendment adopted in Senate 5/13/69.

S 464 (Randolph) Archdale-Trinity incorporation (Iden. H 732), (digested in Bulletin No. 65, p. 569). Committee substitute adopted in Senate 5/15/69, making changes as follows: (1) special election of question of incorporation of Archdale-Trinity to be on July 8, 1969 (originally, June 3), with registration books open from June 21 - 28 (orig. May 17 - 24), challenge day July 5 (orig. May 31), precincts established by June 13 (orig. May 7) and election notice posted by June 13 (orig. May 9); (2) establishes two precincts (orig. one or more) with one in Archdale area and one in Trinity area; provides if either Archdale or Trinity precinct votes favorably for incorporation of Archdale-Trinity and the other does not, the incoporation effective only for that precinct (orig. if not majority of all voters, no incorporation) and precinct becomes city on July 8 with charter as provided in original bill; Archdale would have three wards, Trinity two; specifies corporate boundaries if either Archdale or Trinity become incorporated (orig. corporate limits only for incorporation of Archdale-Trinity); and (3) other conforming changes.

HOUSE

H 230 Refunds of school fees (digested in Bulletin No. 32, p. 204). Amendments adopted in House 5/15/69 adding provisions to exclude refund for "fees" and "charges" paid for insurance or expendable materials, to eliminate refund if less than $1, and to require refund to be by check payable to parent or guardian of pupil leaving school.

H 231 State Constitution revision (digested in Bulletin No. 32, p. 204). Technical amendments adopted in House 5/15/69, including amendment deleting Art. IV, Sec. 22 of proposed Constitution (Schedule for Judicial Article).

H 318 Purposes-regional universities (digested in Bulletin No. 40, p. 286). Amendments adopted in Senate 5/13/69 (1) to clarify provision that doctoral programs shall not be offered before completion of study required by GS 116-44.16 and, (2) to amend GS 116-158(1) by providing that no public senior educational institution shall request from General Assembly, Advisory Budget Commission or other State agency approval of or funding for new degree programs or educational functions until same is approved by institution's board of trustees and acted on by Board of Higher Education.

H 396 Legislative fiscal research (digested in Bulletin No. 47, p. 348). Committee substitute adopted in House 5/15/69 that carries forward provisions of original bill and (1) expressly makes Legislative Fiscal Research Staff (LFRS) independent of all State agencies, bodies and instrumentalities; (2) increases House membership of LFR Committee from three to four, and increases quorum of appointive members from four to five; (3) specifies that not over two of three Senate seats on Committee and three of four House seats to be from majority party; (4) substantially incorporates provisions of H 398 (Legislative Comptroller bill) that exempt LFRS and LFRC from control of various existing budgetary and administrative procedures and officials, and provide for deposit of funds and drawing of checks and vouchers.

H 812 Revise Carrboro Charter (digested in Bulletin No. 67, p. 600). Committee substitute adopted in House 5/15/69 deleting §4.132 ("Presumed grant to Town of certain lands").

H 862 (Lincoln) Board of education election (digested in Bulletin No. 71, p. 653). Amendments adopted in House 5/15/69 to (1) make clarifying changes in manner of electing members; (2) provide that vacancies be filled by members from townships causing vacancies (originally, no "same township" requirement); (3) limit compensation to meeting days of board (originally, "per day"); (4) provide that SL 1967, Ch. 972, creating uniform school board election procedures, do not apply to county.

H 995 Uniform beer and wine ballot (digested in Bulletin No. 81, p. 772). Amendment adopted in House 5/15/69 adding new GS 18-126(c) providing that result of county election on authorization of sale of beer or wine under GS Ch. 18, Art. 11 shall not affect the legal sale of beer or wine or both, or types of sales, in any municipality in which legal sale is permitted at time of county election.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 41 SYMPHONY SOCIETY RETIREMENT.(2/21, 5/14) S-PLACED ON CAL FOR MAY 16.
S. 78 G. S. ERROR CORRECTIONS.(2/14, 5/14) S-CONCURRED IN H AMEND.
S. 106 REAL PROPERTY LIEN ASSESSMENT.(3/18) H-PLACED ON CAL FOR MAY 20.
S. 152 PROFESSIONAL CORPORATIONS.(5/15) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 184 LOCAL AIR POLLUTION CONTROL.(3/13) H-PASSED 2ND & 3RD READINGS.
S. 242 PORNOGRAPHIC SALES TO MINORS. S-REPTD FAV AS AMENDED.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18, 5/15) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 320 TEACHER ALLOTMENT.(4/24) H-PASSED 2ND & 3RD READINGS.
S. 324 PRISON DETENTION PENDING APPEAL.(4/16, 5/14) S-CONCURRED IN H AMEND.
#S. 332 PRIORITY TRIAL,JAIL DEFENDANTS. H-REPTD UNFAV.
S. 337 STANDARDS,BAIL & RECOGNIZANCE. S-REPTD FAV AS AMENDED.
S. 339 WELFARE LAW RECODIFICATION.(4/16, 5/13, 5/14) S-PLACED ON CAL FOR MAY 16.
S. 452 WINE AND BEER REGULATION. S-REPTD FAV AS AMENDED.
S. 468 AMENDING DRUG LAWS.(5/15) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 484 VIET VET BENEFITS; CAMPUS DISORDERS.(4/25) H-RE-REF TO COM ON JUDIC 1.
S. 496 ELECTRICAL CONTRACTOR EXAMINERS.(5/14) H-REF TO COM ON JUDIC 1.
S. 500 PHYSICAL THERAPY PRACTICE ACT.(5/07) H-REPTD FAV.
S. 510 (J.RES.) STUDY USE OF ENC SANITORIUM. S-REPTD FAV.
S. 535 LISTING PERSONAL PROPERTY. H-REF TO COM ON JUDIC 1.
S. 539 TEACHER ASSOC. RETIREMENT. H-PASSED 3RD READING.
S. 543 NUMBERED SEATS,4TH SEN. DIST.. H-REPTD FAV.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08) H-REF TO COM ON AGRICULT.
S. 552 RETIREMENT PART-TIME EMPLOYEES. S-REPTD FAV.
S. 553 (J.RES.) FOOD STAMP DISTRIBUTION. H-REF TO COM ON AGRICULT.
#S. 565 APPOINTING MUNICIPAL ABC BOARDS. S-REPTD UNFAV.
S. 567 HARMFUL DRUGS STUDY. H-REF TO COM ON JUDIC 1.
S. 574 REMOVE CARS FROM STATE LOTS. H-REF TO COM ON JUDIC 2.
S. 596 ENC SANATORIUM PROPERTY TRNSFER. H-REF TO COM ON APPROPRN.

S. 597 COUNTY COMM'R AS HOUSING AUTH. S-REPTD FAV.
S. 608 NC/VIRGINIA SEAWARD BOUNDARY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 609 NC/SC SEAWARD BOUNDARY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 611 COUNTY FIRE MARSHALL INVESTIGATIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 620 TRANSPORTING LIQUOR; CONFISCATION. S-REPTD FAV.
S. 621 (J.RES.) DAVIDSON COLLEGE BOWL TEAM. H-REF TO COM ON RULES.
S. 624 MANDATORY REVIEW OF PROBATION. H-REF TO COM ON COURTS.
S. 625 NURSING BD.CREDITS CERTIFICATION. S-REPTD FAV AS AMENDED.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08) S-REF TO COM ON HY SAFTY.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30) S-REPTD FAV.
H. 230 REFUNDS OF SCHOOL FEES.(5/15) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READING; H-SENT TO SENATE.
H. 231 STATE CONSTITUTION REVISION.(5/09) H-PASSED 2ND & 3RD READINGS; H-RECONSIDERED 3RD READING; H-PLACED ON CAL FOR MAY 16.
H. 297 HIGHWAY TAX INCREASES. H-PASSED 3RD READING; H-SENT TO SENATE; S-REF TO COM ON FINANCE.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21, 5/14) H-PLACED ON CAL.
H. 359 COMMUNITY COLLEGES PURPOSES.(4/30) S-PLACED ON CAL FOR MAY 16.
H. 396 LEGISLATIVE FISCAL RESEARCH.(5/15) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 398 LEGISLATIVE COMPTROLLER. H-REPTD UNFAV.
H. 468 LICENSING OSTEOPATHS.(4/22, 4/23) S-REPTD W/O PREJUDICE-AMENDED; S-PLACED ON CAL FOR MAY 20.
H. 475 CLARIFICATION OF BURGLARY.(4/23) S-PASSED 2ND & 3RD READINGS.
H. 508 HISTORIC PRESERVATION.(4/22) S-PLACED ON CAL FOR MAY 19.
H. 567 JUDGES,SOLICITORS AMENDMENTS. H-REPTD FAV.
H. 588 VETERANS COLLEGE SCHOLARSHIPS. S-REF TO COM ON VETERANS.
H. 681 FELONIOUS ASSAULTS PUNISHMENT. S-PLACED ON CAL FOR MAY 16.
H. 682 MISDEMEANOR ASSAULTS PUNISHMENT. S-PLACED ON CAL FOR MAY 16.
H. 785 ABOLISH MUNICIPAL BOARD OF CONTROLS. H-REPTD FAV.
H. 786 CITY NAME CHANGES. H-REPTD FAV.
H. 805 BUILDING CODE TO REGULATE INGRESS. S-REPTD FAV.
H. 810 QUARANTINING DISEASED POULTRY. H-REPTD FAV AS AMENDED.
#H. 820 CLEAN COLLEGE ROOMS. H-REPTD UNFAV.
H. 843 EMBALMERS OATHS,MEETINGS.(5/05) S-REPTD FAV AS AMENDED.
H. 866 NC COLLEGE-REGIONAL UNIVERSITY-2.(5/14) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 883 INTER-COUNTY SCHOOL MERGERS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 894 EMC-TMC DIRECTORS' PER DIEM. S-REF TO COM ON PUB UTIL.
#H. 900 EXTRA-COUNTY ANNEXATION. H-REPTD UNFAV.

H. 903 SMALL WATERSHED CLARIFICATIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 917 NUMBERED SEATS/25 HOUSE DIST. S-PASSED 2ND & 3RD READINGS.
H. 922 SCHOOL INSUR,PAYROLL DEDUCTION-2.(5/09) S-REPTD FAV.
H. 928 UNCONSCIONABLE CONTRACTS.H-REPTD FAV.
H. 929 (J.RES.) FOOD STAMP DISTRIBUTION. S-REF TO COM ON AGRICULT.
H. 940 VEHICLE INSPECTION-RECIPROCITY. S-REF TO COM ON HY SAFTY.
H. 947 MAYORS TO ADMINISTER OATHS. H-REPTD FAV AS AMENDED.
H. 953 STATE ART MUSEUM SITE. S-PASSED 2ND & 3RD READINGS.
H. 959 COUNTY LAND CONDEMNATION. H-REPTD FAV AS AMENDED.
H. 965 HEARING AID BOARD. H-REPTD FAV AS AMENDED.
H. 974 CARRIER REGISTRATION PENALTIES. S-REF TO COM ON PUB UTIL.
H. 975 GAS LINE INSPECTION AGREEMENTS. S-REF TO COM ON PUB UTIL.
H. 977 9-PASSENGER TAXICABS. S-REF TO COM ON PUB UTIL.
H. 989 CLARIFYING SCHOOL UNIT MERGERS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 995 UNIFORM BEER & WINE BALLOT (5/15)H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READING; H-SENT TO SENATE.
H. 997 (J.RES.) STUDENTS CLEAN ROOMS. H-REPTD FAV.
H.1019 LOW-INCOME HOUSING CORPORATION. H-REPTD FAV.
H.1029 HIGHWAY CONTRACTOR'S BOND CLAIMS. H-REPTD FAV.
H.1030 CONDEMNATION DEPOSITS. H-REPTD FAV.
H.1031 POWELL BILL ALLOCATIONS. H-REPTD FAV.
H.1077 HONORING STEPHEN RICHARDSON. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON RULES.

LOCAL BILLS

#S. 420 (CALDWELL) SCHOOL BOARD ELECTION. H-REPTD UNFAV.
S. 435 (MITCHELL) RHODODENDRON FESTIVAL SUPPORT.(4/21) H-REPTD FAV.
S. 440 (SURRY) SCHOOL BOARD ELECTION. H-REPTD FAV.
S. 456 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. H-REPTD FAV.
S. 458 (ROWAN) OFFICIALS' SALARIES. H-REPTD FAV AS AMENDED.
S. 460 (CASWELL) WATERSHED IMPROVEMENT. H-PASSED 2ND READING.
S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 469 (BERTIE) COMMISSIONERS' PAY.(5/01) H-REPTD FAV.
S. 470 (BERTIE) VALIDATING COUNTY TAX LEVIES. H-REPTD FAV.
S. 478 (ROBESON) LUMBERTON CHARTER AMENDMENTS. H-REPTD FAV.
S. 498 (JOHNSTON) CONSTABLE/DEPUTY PAY. H-REPTD FAV.
S. 511 (FORSYTH) RURAL HALL SANIT.DIST.ELECTION. H-REPTD FAV.
S. 524 (POLK) TAX LISTING PROCEDURES. H-REPTD FAV.
S. 575 (DURHAM) APPOINT DURHAM CITY TREASURER. S-REPTD FAV.
S. 582 (AVERY) SCHOOL BOARD ELECTION. S-WITHDRAWN FROM COMM; S-RE-REF TO COM ON EDUCATN.
S. 599 (HARNETT, LEE) CSC GUN PERMIT RECORDS. S-REPTD FAV.

#H. 129 (BUNCOMBE) CSC POOLED ACCOUNTS. S-REPTD UNFAV.
H. 228 (DAVIDSON) LEXINGTON CABLE TELEVISION SYSTEM. S-REF TO COM ON PUB HLTH.
H. 235 (CUMBERLAND) FAYETTEVILLE CONDEMNATION. S-REPTD FAV.
H. 236 (ONSLOW) BEER & WINE LICENSES. H-REPTD FAV.

H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS. S-REPTD FAV AS AMENDED.
H. 420 (BUNCOMBE) ADDITIONAL JUDGES AND SOLICITORS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 553 (NEW HANOVER) TAX SETTLEMENT - PONY LEAGUE. S-REPTD FAV.
H. 615 (ALLEGHANY) COUNTY REVENUE POST. S-REPTD FAV.
H. 639 (WARREN) WARRENTON SCHOOL TAX.(5/01) S-REPTD FAV AS AMENDED.
H. 643 (BUNCOMBE, NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS.(5/02) S-REPTD FAV AS AMENDED.
H. 655 (CATAWBA) TAX PREPAYMENT DISCOUNTS. S-REPTD FAV.
H. 689 (PITT) AYDEN BOUNDARIES. S-REPTD FAV.
H. 709 (CALDWELL) ABOLISH CORONER. H-REPTD FAV.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING. H-REPTD FAV.
H. 718 (EDGECOMBE, NASH) BATTLEBORO CORPORATE LIMITS. S-REPTD FAV.
H. 747 (GASTON) CHERRYVILLE CHARTER. S-REPTD FAV.
H. 781 (WATAUGA) AUTHORITY OF AIRPORT COMM'N. H-REPTD FAV.
H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06) S-REPTD FAV AS AMENDED.
H. 792 (DURHAM) RAZING UNFIT DWELLINGS.(5/02) S-REPTD FAV AS AMENDED.
H. 799 (CUMBERLAND) ANNEX FAYETTEVILLE AIRPORT. S-REPTD FAV.
H. 812 (ORANGE) REVISE CARRBORO CHARTER.(5/15) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 825 (WAKE) HOSPITAL PROPERTY CONVEYANCE. H-REPTD FAV.
H. 850 (VANCE) VANCEBORO OFFICIALS' PAY.(5/09) S-REPTD FAV.
H. 851 (CABARRUS) SCHOOL BOND LIMITS. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-RECONS'D 3RD & 2ND READINGS; S-PASSED 2ND READING.
H. 856 (NORTHAMPTON) WOODLAND TOWN LIMITS. S-REPTD FAV.
H. 862 (LINCOLN) BOARD OF EDUCATION ELECTION.(5/15) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 865 (ROBESON) FAIRMONT SCHOOL DIST. BOUNDARY. S-REPTD FAV.
H. 884 (HERTFORD) COFIELD INCORPORATION. S-REPTD FAV.
H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS.(5/09) S-REPTD FAV AS AMENDED.
H. 916 (GASTON) RANLO BOUNDARIES,CONTRACTS. H-REPTD FAV.
H. 921 (BURKE) MORGANTON SCHOOL PROPERTY. S-REPTD FAV.
H. 945 (MECKLENBURG) RAISE COUNTY OFFICERS' SALARIES. H-REPTD FAV AS AMENDED.
H. 946 (SURRY, WILKES) NIX PLEASANT HILL ANNEXATION. H-REPTD FAV.
H. 948 (ROBESON) ST. PAULS' SLUM CLEARANCE. H-REPTD FAV.
H. 950 (ALAMANCE) BURLINGTON LOCAL DEVELOPMENT. H-REPTD FAV.
H. 955 (ALAMANCE) OPEN SPACES & AREAS. H-REPTD FAV.
H. 956 (ALAMANCE) COUNTY PLUMBING INSPECTOR. H-REPTD FAV.
H. 958 (LINCOLN) LINCOLNTON STREET IMPROVEMENTS. H-REPTD FAV.
H. 964 (MOORE) CONSTABLE SALARY. H-REPTD FAV.
H. 998 (DAVIDSON) FULL-TIME REGISTRATION. H-REPTD FAV.
H.1006 (YADKIN) BOARD OF EDUCATION SALE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1014 (HARNETT) DUNN CHARTER ACQUISITION. H-REPTD FAV.
H.1046 (BUNCOMBE) BLACK MOUNTAIN BEER-WINE SALE. H-REPTD FAV.
H.1047 (SAMPSON) BOARD OF EDUCATION PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1076 (HARNETT) DUNN POLICE TO ENFORCE ABC LAWS. H-REPTD FAV.

****

Next Session of the Senate: 10:00 a.m., Friday, May 16, 1969.
Next Session of the House: 9:30 a.m., Friday, May 16, 1969.

#

G41
25:1969/88
C.2

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 88 -869- FRIDAY, MAY 16, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 662 Underwriting urban area insurance
Introducers: Ellis and Edwards

GS 58, APPROPRIATION
Sent to INSUR

"To provide basic property insurance for property owners in urban areas of North Carolina; to provide a facility for the placement of essential property insurance in riot-potential areas, and to provide for participation in the Fair Access of Insurance Requirements (FAIR plan of insurance)." Enacts new GS Ch. 58, Art. 18B, entitled "Fair access to insurance requirements" to provide program whereby adequate basic property insurance be made available to urban property owners and to enable insurers to participate in Federal reinsurance plan in P.L. 90-448. Authorizes property insurers to establish FAIR Plan of insurance, subject to approval and regulation of Insurance Comm'r, and to establish Underwriting Assoc'n with assessment of expenses, income and losses, consistent with Article and with Federal reinsurance plan; requires all basic property insurers to participate except town and county mutual insurance assoc'ns and assessable mutual companies under GS 58-77(5)b, (5)d, and (7)b, as condition of doing business in NC. Authorizes Underwriting Assoc'n to issue policies, reinsure policies, and to cede any such reinsurance; specifies required provisions of FAIR Plan. Requires Assoc'n temporary directors, appointed by Comm'r within 10 days, to submit before Aug. 1, 1969, a FAIR Plan and Articles of Assoc'n to Insurance Comm'r for approval; if Comm'r disapproves both initial and revised Plan and Articles, Comm'r to promulgate his Plan and Articles. Provides appeal procedures for persons affected by Plan or Assoc'n. Requires reports of inspection to be available to Assoc'n member, applicants, and Comm'r, and provides immunity from liability for inspections and reports made in good faith. Provides for special assessment fund if necessary to reimburse Federal Dep't of HUD under Federal reinsurance plan for losses in NC since Aug. 1, 1968; fund to be established by assessment of all solvent property insurers in NC on basis of ratio of insurer's premiums earned to aggregate premiums earned in NC. Also provides for reimbursement from General Fund of State, but not to exceed in any one year 5% of aggregate property insurance premiums earned on lines of insurance Federally reinsured. Authorized insurers assessed for special fund to raise premiums sufficient to recover within three years the amount assessed and related expenses, based on records separately kept. Act to expire on Dec. 31, 1974, or upon termination of Federal reinsurance plan under P.L. 90-448 (whichever is earlier), except that Assoc'n continued until obligations satisfied.

S 663 County aid to sheltered workshops
Introducers: Penn and Flaherty

GS 153
Sent to LOC GOVT

"Authorizing boards of county commissioners to render assistance to private, non-profit charitable organizations offering assistance to the physically or mentally handicapped." Adds to GS 153-9 new subsection (60) providing as title indicates; any resolution appropriating county funds therefor to specifically state object thereof,

and county comm'rs to require periodic accounting of funds. Effective July 1, 1969.

S 664 Occupational Health Act (Iden. H 1091) GS 130
Introducers: Nielson and Bagnal Sent to MFG LABR

"To create a State system for establishing minimum work area standards for employees and for inspecting employee working conditions in order to control or prevent occupational disease." Identical with H 1091, digested in Bulletin No. 87 at page 861.

S 665 Cape Lookout land acquisition (Iden. H 1100) GS 136, 146
Introducer: Reed Sent to CONS & DEV

"To provide for the acquisition of certain land on the Outer Banks of North Carolina to assist in the creation of the Federally sponsored Cape Lookout National Seashore." Identical with H 1100, digested below in today's bulletin.

S 666 (Joint Resolution) LRC quail probe STUDY
Introducer: Wood Sent to RULES

"Directing the Legislative Research Commission to study the feasibility of the sale of pen grown quail for food purposes and to make report to the 1971 Session of the General Assembly." As title indicates. Study to cover whether sales would adversely affect domestic quail pop. or the quail hunter, and whether feasible; report to be mailed to members of '71 Session by 12/1/70.

S 667 District Court seat-Hamlet GS 7A
Introducer: James by request Sent to COURTS

"To provide that an additional seat of District Court be located in the Town of Hamlet, Richmond County." Amends GS 7A-133 to add Hamlet to list of places where additional seats of District Court (apart from county seats) to be located. Effective July 1, 1969.

S 668 (Joint Resolution) Usurpation petition CONSTITUTION
Introducer: Allsbrook Sent to CONSTUTN

"Memorializing the Congress of the United States in the form of a petition for the redress of grievances and urging the Congress to propose suitable amendments to the Constitution of the United States and to enact proper legislation to curb the usurpations of power by the Supreme Court of the United States." As title indicates.

HOUSE

H 1093 Notarize wife/husband contracts GS 52
Introducer: McMichael Sent to JUDIC 1

"To amend G. S. 52-6 to allow notaries public to take a wife's acknowledgement of a contract or separation agreement with her husband." As title indicates, adding notaries public to listed judges and officials who may take such acknowledgements. Effective on ratification and applicable to all contracts acknowledged and certified after that date.

H 1095 End fertilizer bag regulation GS 106
Introducer: Bryan Sent to ST GOVT

"To amend G. S. 106-50.15 to remove the authority of the Board of Agriculture

to regulate the weight of bags and/or packages in which fertilizer may be sold or offered for sale." Deletes last sentence of cited section, as title indicates.

H 1099 Condominium definition — GS 47A
Introducer: H. Campbell — Sent to JUDIC 1

"To amend G. S. 47A-3 to redefine a 'unit' or 'condominium unit' and to define 'building'." Amends GS 47A-3(12) (definition of 'unit' or 'condominium unit' for purposes of Unit Ownership Act to provide that more than a single floor may be included in the definition. Adds new GS 47A-3(15) defining 'building' as a building or group of buildings each containing two or more units and comprising part of Property.

H 1100 Cape Lookout land acquisition (Iden. S 665) — GS 136, 146
Introducers: Boshamer, Barker, R. Godwin — Sent to ST GOVT

"To provide for the acquisition of certain land on the Outer Banks of North Carolina to assist in the creation of the Federally sponsored Cape Lookout National Seashore." Authorizes Dep't of Administration to acquire by donation, purchase or condemnation all lands and marshlands on Outer Banks bounded by Ocracoke Inlet, Beaufort Inlet, Atlantic Ocean and Core Sound, and necessary contiguous areas, for conveyance in fee to US upon nominal consideration for use only as public park, in compliance with Cape Lookout National Seashore Act (PL 89-366). Provides that Dep't of Admin. may with permission of Governor and Council of State exercise, in addition to other condemnation powers, eminent domain procedures as provided for State Highway Comm'n in GS Ch. 136, Art. 9, when satisfactory purchase not obtained; any number of parcels of land with same or different owners may be condemned in one proceeding. Dep't may use specially appropriated funds or funds from gifts, etc. for acquiring lands. Act not to apply to pending litigation.

H 1101 NC estuary study (Iden. S 607) — STUDY, APPROPRIATIONS, GS 113, 146
Introducers: Bryan and Boshamer — Sent to APPROPRN

"To direct the Commission of Commercial and Sports Fisheries to make a comprehensive study of the estuaries of North Carolina, and for related purposes." Identical with S 607, digested in Bulletin No. 82, p. 778.

H 1103 Peach Labelling — GS 106
Introducer: Auman — Sent to AGRICULT

"Amending G. S. 106-189, relating to the labelling requirements for the sale of farm products, so as to provide that ungraded peaches need not be so labeled." Amends GS 106-189, relating to sale of standardized farm products, to provide that ungraded peaches may be sold without being plainly marked "Not graded" or similar words.

H 1104 Passenger bus width (Iden. S 645) — GS 20
Introducer: Mills — Sent to ROADS

"To amend GS 20-116 to provide a 102-width for passenger busses under certain conditions." Identical with S 645, digested in Bulletin No. 86, p. 838.

H 1106 Civil remedy/cruelty to animals — GS 19A
Introducer: Twiggs — Sent to JUDIC 2

"To provide a civil remedy for the protection and humane treatment of animals to supplement existing criminal remedies in G.S. 14-360." Creates new GS Ch. 19A entitled "Protection of Animals" to provide civil remedy for protection and humane treatment of animals, in addition to existing criminal remedies, and makes proper combining of actions against one or more defendants for protection of one or more animals. Enables any person to be real party in interest as plaintiff even though person has no possessory or ownership right in animal; real party in interest as defendant includes any person owning or possessing animal. Provides that upon filing complaint in Superior Court in county where cruelty to animal allegedly occurred, and upon petition for preliminary injunction or restraining order, judge to issue such order for 20 days to defendants without prior notice; to give plaintiff right to temporarily correct condition causing cruel treatment of animal including custody if required from face of complaint or petition. On specified date not more than 20 days from issue date of preliminary order, judge to determine merits of action by trial without jury and enter appropriate orders, including issuance of permanent injunction or final determination of animal's custody if appropriate.

SENATE

S 661 1% sales/use tax — PITT
Introducer: V. White — Sent to FINANCE

"Enabling Pitt County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Pitt County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, not effective until first day of month following 90 days from date of election. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-146.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Pitt for use outside county or bought outside NC for use in Pitt. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

HOUSE

H 1094 Validate Arlington election — YADKIN
Introducer: Haynes — Sent to LOC GOVT

"To confirm and validate the regular municipal election in the Town of Arlington, Yadkin County, North Carolina." Validates registration of voters and all performed in holding regular municipal election in Arlington on May 6, 1969, subsequent to disappearance of registration books. Requires that complete new registration of voters take place during regular registration period before next regular municipal election.

H 1096 Tax prepayment discounts — UNION
Introducer: Clark — Sent to JUDIC 2

"To amend GS 105-345, as amended by Chapter 334 of the Session Laws of 1959 relating to the discount allowable for prepayment of taxes in Union County." Repeals SL 1951, Ch. 822 and SL 1959, Ch. 334 and adds new GS 105-345(8) excepting Union from GS 105-345(1), -(2), and -(6) and providing the following discount for prepayment of taxes in Union: 2% deduction if paid during August or Sept; 1% deduction if paid during Oct.; and at par or face value if paid after October and before Feb. 1.

H 1097 Tax listing regulations — UNION
Introducer: Clark — Sent to JUDIC 2

"To amend Sections 105-306(26); 105-308; 105-309 and 105-310 of the General Statutes of North Carolina in order to authorize the Board of County Commissioners of Union County to prescribe regulations relating to the listing of property for taxation in Union County, and to authorize the division, or combining of townships for tax listing purposes." As title indicates; GS 105-307, making misdemeanor for failing to list property properly, made applicable to regulations adopted under Act as well as to General Statutes as amended by regulations.

H 1098 Indian Trail Charter revision — UNION
Introducer: Clark — Sent to JUDIC 2

"To revise and consolidate the Charter of the Town of Indian Trail and to repeal prior Charter acts." Revises and consolidates Charter of Town of Indian Trail to continue existence of municipality and powers, functions, etc. Defines corporate limits. Provides for election of mayor to be head of town gov't and preside at meetings of town council, with casting vote only, and for selection of mayor pro tempore by town council. Provides that town council to consist of three members until 1971 regular election, when five to be elected. Provides that mayor and councilmen to serve 4-year terms beginning in 1971, and to be residents and voters of town--vacancies to be filled by remaining council members for unexpired term. Provides for compensation of mayor and councilmen, organization of council, and council meetings. Beginning in 1971, regular municipal election to be on Tuesday after 1st Monday in May, voting to be at large and for staggered terms. Provides for candidate filings. Provides for town attorney and other administrative officers and employees. Sets out finance requirements and provisions for claims against town. Repeals Priv. L. 1907, Ch. 322 and Pub.-Loc. 1911, Ch. 492.

H 1102 Morehead City charter revision — CARTERET
Introducer: Boshamer — Sent to LOC GOVT

"To revise and consolidate the Charter of the Town of Morehead City and to repeal prior charter acts." Revises and consolidates Morehead City Charter to continue corporate existence and powers. Defines corporate limits. Provides for election of mayor to be head of town gov't and preside at meetings of 5-member board of comm'rs, with casting vote only, and for selection of mayor pro tempore by board. Provides for three board candidates receiving highest votes at 1971 town election to serve 4-year terms, and two receiving next highest votes to serve 2-year terms; thereafter, all elected for 4-year terms; mayor to serve 2-year term. Provides for compensation of mayor and board members (to be determined by board), organization of council, and council meetings. Provides for town attorney and other administrative officers and employees, finance and taxation, disposal of town property, police jurisdiction and extraterritorial effect of town ordinances, sidewalk assessment procedure, and claims against the town. Repeals 46 specified acts.

H 1105 1% sales/use tax — GRANVILLE
Introducer: Watkins — Sent to FINANCE

"Enabling Granville County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the Sate now imposes a three percent sales and use tax." Directs Granville County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, effective on first day of month following 90 days from date of election. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-146.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Granville for use outside county or bought outside NC for use in Granville. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

H 1107 Deputy sheriff/workmen/s comp. — UNION
Introducer: Clark — Sent to MFG LABR

"To delete Union County from those exempted from certain Workmen's Compensation Act provisions regarding sheriff's deputies." Amends GS 97-2(2) as title indicates.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 152 Professional corporations (Iden. H 208), (digested in Bulletin No. 29, p.179).
Committee substitute adopted in Senate 5/15/69 redefining "professional service" as personal or professional service requiring license pursuant to following Gen. Stat. provisions: Ch. 83 (architects); Ch. 84 (attorneys); Ch. 93 (public accountants); Ch. 90 (physicians, dentists, optometrists, osteopaths, chiropractors, veteranarians, podiatrists, and psychologists); and Ch. 89 (engineers). (Originally, defined as any public personal service requiring licensing except attorneys.) Defines licensing

board as to attorneys to mean Council of NC State Bar and includes NC Bd. of Law Examiners only to extent authorized to issue licenses for practice under supervision of Council of State Bar. Requires corporation to report death of shareholder within 30 days to appropriate licensing board. Within 1-year of death, shares of deceased shareholder to be acquired by corporation or persons qualified to own shares. If no agreement determining equitable value of share, price to be fair market value but not less than book value as of end of month preceding death or disqualification. (Originally, book value as of end of month preceding death or disqualification.) Shares of deceased may be owned and held by persons legally entitled to receive shares for period of 1-year after death or, if deceased owned all shares of corporation, for period necessary to liquidate corporation. Permits architectural, engineering, or land surveying services, as defined in GS Ch's 83 and 89, all to be given by same corporation when at least one corporate officer, who is a stockholder, is duly licensed by the licensing board of each profession. (Originally, these services may be given by one corporation only where corporation and licensed employees are certified by licensing board of each profession by licensing board).

Amends GS 90-125, GS 93-8, GS 83-12, GS 89-13, GS 84-4, GS 84-5 to exempt GS Ch. 55B from limitations on practice of various professions.

S 337 Standards, bail & recognizance (digested in Bulletin No. 55, p. 447). Amendments adopted in Senate 5/16/69 to make technical changes, and to provide that policies issued by chief district judge on summons, bail and recognizances to be recommendatory for subordinate officers (originally, binding).

S 452 (Cumberland) Wine and beer regulation (digested in Bulletin No. 64, p. 547). Amendments adopted in Senate 5/16/69 to limit applicability of Act to Cumberland County (originally, statewide), and to make clarifying changes.

S 458 (Rowan) Officials' salaries (digested in Bulletin No. 65, p. 568). Amendment adopted in House 5/16/69 to provide that SL 1969, Ch. 358, relating to compensation of county officials, not repealed by Act.

S 468 Amending drug laws (digested in Bulletin No. 65, p. 564). Committee substitute adopted in Senate 5/15/69 to change from original as follows: (1) person purchasing, receiving, or processing exempt preparation under GS 90-97(b)(3) must have done so for use as medicine to remain exempt (adds underlined word); (2) deletes maximum purchase within 24-hour period of 2 fl. oz. of elixir of terpinhydrate with codeine from GS 90-97(b)(4); (3) requires dispensing pharmacist or physician of exempt preparation under GS 90-97 to affix label showing doctor's name and address or pharmacy name and address (original required more extensive information); deletes requirement that persons to whom exemptions to article apply must show records to county and municipal drug-enforcement officers; (4) adds provisions making unlawful impersonation as exempted practitioner to "warehousemen" or "wholesalers" to obtain prohibited drugs.

S 625 Nursing Bd. credits certification (digested in Bulletin No. 84, p. 809). Amendment adopted in Senate 5/16/69 to delete provision prohibiting NC Bd of Nursing from preventing graduate nurses from taking licensing examinations in other states.

HOUSE

H 248 (Rockingham) Reidsville school board terms (digested in Bulletin No. 34, p. 222). Amendment adopted in Senate 5/16/69 to provide for submission of the Act (reducing the term of school board members from six to four years) to voters in Reidsville Graded School District at regular or special election to be held not later than regular municipal election in 1971; prescribes form of ballot; makes technical changes.

H 475 Clarification of burglary (digested in Bulletin No. 53, p. 421). Technical amendment adopted in Senate 5/16/69.

H 613 Punishing fish larceny (digested in Bulletin No. 60, p. 484). Committee substitute adopted in House 5/16/69 to add educational institution's fish hatcheries and private fish ponds as places where larceny of fish is prohibited (originally, only commercial or State fish hatcheries); changes punishment to $400 - $500 fine (originally, not less than $500) or 60 days to six months imprisonment (originally not less than 60 days); adds proviso that penalty applicable only when warning sign conspicuously posted.

H 639 (Warren) Warrenton school tax (digested in Bulletin No. 62, p. 517). Technical amendments adopted in Senate 5/16/69.

H 643 1-gallon liquor transactions (digested in Bulletin No. 62, p. 518). Amendments adopted in Senate 5/16/69 to add 36 counties and 8 municipalities to which bill applies.

H 791 (Durham) City water facilities costs (digested in Bulletin No. 66, p. 580; H amendment digested in Bulletin No. 80, p. 760). Amendment adopted in Senate 5/16/69 to limit act to City of Durham (previous amendment limited act to Durham County).

H 792 Razing unfit dwellings (digested in Bulletin No. 66, p. 580). Amendment adopted in Senate 5/16/69 to have bill apply to City of Durham instead of County of Durham.

H 810 Quarentining diseased poultry (digested in Bulletin No. 67, p. 598). Amendment adopted in House 5/16/69 to delete provision in original that, in event owner of dead animal or poultry not determined promptly, owner of property where dead animals found to have legal obligations to dispose of same.

H 843 Embalmers oaths, meetings (digested in Bulletin No. 79, p. 637; H amendment digested in Bulletin No. 70, p. 745). Amendment adopted in Senate 5/16/69 to add proviso to funeral director 12-mo. apprenticeship service required that Board to give full credit for time served in other jurisdictions, if equivalent in Bd's discretion.

H 889 (Pender) ABC law enforcement funds (digested in Bulletin No. 73, p. 680). Amendment adopted in Senate 5/16/69 to provide that funds reserved for law enforcement to be from percent of net profit (originally, from total receipts).

H 921 (Burke) Morganton school property (digested in Bulletin No. 76, p. 711). Amendment adopted in Senate 5/16/69 inserting "board of education" in place of "schools" throughout the act.

H 922 School insur. payroll deduction-2 (digested in Bulletin No. 76, p. 709). Technical amendment adopted in Senate 5/16/69.

H 945 (Mecklenburg) Raise county officers' salaries (digested in Bulletin No. 79, p. 743). Amendment adopted in House 5/16/69 to provide that act does not repeal SL 1969 Ch. 180 (general law authorizing county comm'rs generally to fix own compensation and allowances) and Ch. 358 (general law relating to salaries of county officers and employees).

H 946 (Surry, Wilkes) Nix Pleasant Hill annexation (digested in Bulletin No. 79, p. 743). Technical amendment adopted in House 5/16/69.

H 947 Mayors to administer oaths (digested in Bulletin No. 79, p. 741). Amendment adopted in House 5/16/69 to provide that mayor of "any city, town, or incorporated village" may administer oaths (originally, mayor of "any municipality").

H 965 Hearing Aid Board (digested in Bulletin No. 80, p. 756). Amendments adopted in House 5/16/69 to (1) require licensees to show licenses on request; and (2) enable persons 19 years of age or older to be awarded an Apprentice License. Includes other technical amendments.

H 1019 Low-income housing corporation (digested in Bulletin No. 83, p. 793). Amendment adopted in House 5/16/69 requiring corporation to also submit annual report to State Auditor.

SENATE AND HOUSE CALENDAR ACTION MAY 16,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES.(5/08) S-REPTD FAV.
S. 41 SYMPHONY SOCIETY RETIREMENT.(2/21, 5/14) S-FAILED TO CONCUR IN H AMEND; S-CONF COM REQUESTED.
S. 65 TOWNSHIP PRECINCTS.(4/02, 5/07) S-REPTD FAV.
#S. 146 MOTION PICTURE ATTENDANCE TAX. S-REPTD UNFAV.
S. 152 PROFESSIONAL CORPORATIONS.(5/15) S-PLACED ON CAL FOR MAY 20.
S. 185 DIPLOMA NURSING SCHOOL CREDIT.(5/08) H-PASSED 2ND & 3RD READINGS.
S. 192 DEALER-MFR VEHICLE LICENSE FEES.(5/01) H-REPTD FAV.
S. 242 PORNOGRAPHIC SALES TO MINORS. S-PLACED ON CAL FOR MAY 21.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18, 5/15) H-PLACED ON CAL FOR MAY 19.
S. 301 GAS TAX EXEMPT-PRIVATE SCHOOLS-3. H-REPTD FAV.
S. 337 STANDARDS,BAIL & RECOGNIZANCE.(5/16, X/XX) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 339 WELFARE LAW RECODIFICATION.(4/16, 5/13, 5/14) S-CONCURRED IN H AMEND.
S. 373 LICENSE FEE - OPTOMETRISTS.(5/13) H-REF TO COM ON FINANCE.
S. 452 WINE AND BEER REGULATION.(5/16) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 457 FULL-TIME VOTER REGISTRATION. S-REPTD FAV.
S. 468 AMENDING DRUG LAWS.(5/15) S-PLACED ON CAL FOR MAY 20.
S. 487 SINGLE BONDS WITHOUT COUPON. S-REPTD FAV.
S. 488 MUNICIPAL BOND INTEREST. S-REPTD FAV.
S. 489 COUNTY BOND INTEREST. S-REPTD FAV.
S. 500 PHYSICAL THERAPY PRACTICE ACT.(5/07) H-PASSED 2ND & 3RD READINGS.
S. 503 REMOVE CITY BOND INTEREST LIMIT. S-REPTD FAV.
S. 510 (J.RES.) STUDY USE OF ENC SANITORIUM. S-PLACED ON CAL FOR MAY 23.
S. 543 NUMBERED SEATS,4TH SEN. DIST.. H-PASSED 2ND & 3RD READINGS.
S. 552 RETIREMENT PART-TIME EMPLOYEES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 579 SMALL TRAILER TURN SIGNAL. S-REPTD FAV.
S. 597 COUNTY COMM'R AS HOUSING AUTH. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 605 LOCAL GOVERNMENT ACT. S-REPTD FAV.
S. 608 NC/VIRGINIA SEAWARD BOUNDARY. H-REF TO COM ON JUDIC 1.
S. 609 NC/SC SEAWARD BOUNDARY. H-REF TO COM ON JUDIC 1.

S. 611 COUNTY FIRE MARSHALL INVESTIGATIONS. H-REF TO COM ON JUDIC 1.
S. 620 TRANSPORTING LIQUOR; CONFISCATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 625 NURSING BD.CREDITS CERTIFICATION.(5/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 628 POTATO HAULING VEHICLES FEES. S-REPTD FAV AS AMENDED.
S. 636 ABSENTEE BALLOTS/CITY ELECTIONS. S-REPTD FAV.

H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30) S-PASSED 2ND READING.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 297 HIGHWAY TAX INCREASES. S-REPTD FAV; S-PLC'D CAL 5/22 -SPEC ORDER.
H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21, 5/14) H-CONCURRED IN S-AMENDMENTS.
H. 359 COMMUNITY COLLEGES PURPOSES.(4/30) S-PASSED 3RD READING.
H. 369 PORNORGRAPHIC SALES TO MINORS.(5/14) S-REF TO COM ON JUDIC 1.
H. 414 EMPLOYMENT SECURITY LAW REVISION. (5/16) S-AMENDMENT ADOPTED; .S-PASSED 2ND READING.
. 396 LEGISLATIVE FISCAL RESEARCH.(5/15) H-PASSED 2ND READING.
H. 415 EMPLOYEE FRINGE BENEFITS STUDY. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON ST.PERS.
H. 434 GASOLINE TAX REFUNDS RESCUE SQUADS. H-REPTD FAV.
H. 459 5-YEAR NOTARY PUBLIC TERM.(5/09) H-PASSED 2ND & 3RD READINGS.
H. 475 CLARIFICATION OF BURGLARY.(4/23, 5/16) S-RECALLED FROM ENROLLING; S-RECONSIDERED 3RD READING; S-AMENDMENT ADOPTED; S-PASSED 3RD READING.
H. 567 JUDGES,SOLICITORS AMENDMENTS. H-RE-COM TO COM ON CONSTUTN.
H. 571 TRIAL UPON INFORMATION. H-REPTD FAV.
H. 613 PUNISHING FISH LARCENY. (5/16) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 681 FELONIOUS ASSAULTS PUNISHMENT. S-PLACED ON CAL FOR MAY 19.
H. 682 MISDEMEANOR ASSAULTS PUNISHMENT. S-PLACED ON CAL FOR MAY 19.
H. 737 POPULATION ESTIMATES-STATE FUNDS. H-REPTD FAV.
H. 785 ABOLISH MUNICIPAL BOARD OF CONTROLS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 786 CITY NAME CHANGES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 805 BUILDING CODE TO REGULATE INGRESS. S-PASSED 2ND & 3RD READINGS.
H. 810 QUARANTINING DISEASED POULTRY.(5/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 843 EMBALMERS OATHS,MEETINGS.(5/05, 5/16) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 866 NC COLLEGE-REGIONAL UNIVERSITY-2.(5/14) S-REF TO COM ON HIGHR ED.
H. 870 MUNICIPAL VEHICLE TAX. H-REPTD FAV.
H. 883 INTER-COUNTY SCHOOL MERGERS. S-REF TO COM ON EDUCATN.
H. 903 SMALL WATERSHED CLARIFICATIONS. S-REF TO COM ON CONS&DEV.
H. 920 NAT. GUARD MUTUAL ASSIST. COMPACT. H-REPTD FAV AS AMENDED.
H. 922 SCHOOL INSUR,PAYROLL DEDUCTION-2.(5/09, 5/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.

H. 928 UNCONSCIONABLE CONTRACTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP. H-PLACED ON CAL FOR MAY 21.
H. 941 LAKE NORMAN BLIND FISHING. H-REPTD FAV AS AMENDED.
H. 947 MAYORS TO ADMINISTER OATHS.(5/16) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 959 COUNTY LAND CONDEMNATION.(5/16) H-AMENDMENT ADOPTED; H-RE-REF TO COM ON JUDIC 2.
H. 965 HEARING AID BOARD.(5/16) H-AMENDMENTS ADOPTED; H-PLACED ON CAL FOR MAY 21.
H. 984 WORKMEN'S COMP. MEDICAL CHARGES. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON MFR LABR.
H. 989 CLARIFYING SCHOOL UNIT MERGERS. S-REF TO COM ON EDUCATN.
H. 997 (J.RES.) STUDENTS CLEAN ROOMS. H-PASSED 2ND READING.
#H.1017 SOFT-DRINK/BEER BOTTLE DEPOSIT. H-REPTD UNFAV.
H.1018 REVISE HUNT-FISH TRAP FEES. H-REPTD FAV.
H.1019 LOW-INCOME HOUSING CORPORATION.(5/16) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR MAY 20.
H.1023 UNC-G DORMITORY FUNDS. H-REPTD FAV.
H.1029 HIGHWAY CONTRACTOR'S BOND CLAIMS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1030 CONDEMNATION DEPOSITS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1031 POWELL BILL ALLOCATIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1036 INSPECT MIRROR & WINDSHIELD - 2. H-TABLED.

LOCAL BILLS

S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03, 4/11) H-REPTD FAV.
S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION. H-REPTD FAV AS AMENDED.
S. 340 (ROWAN) SPECIAL TAXES,COUNTY OFFICES. H-REPTD FAV.
S. 393 (FORSYTH) AMBULANCE FRANCHISES.(4/24) H-PASSED 2ND & 3RD READINGS.
S. 435 (MITCHELL) RHODODENDRON FESTIVAL SUPPORT.(4/21) H-PASSED 2ND & 3RD READINGS.
S. 440 (SURRY) SCHOOL BOARD ELECTION. H-PASSED 2ND & 3RD READINGS.
S. 446 (HALIFAX, WARREN) LITTLETON-GASTON SCHOOL DISTRICT.(5/09) H-RE-REF TO COM ON EDUCATN.
S. 455 (ALAMANCE, BUNCOMBE, CLEVELAND, DURHAM, ROCKINGHAM, WAKE) RELOCATION ASSISTANCE.(4/23, 4/24, 5/14) S-CONCURRED IN H AMEND.
S. 456 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. H-PASSED 2ND & 3RD READINGS.
S. 458 (ROWAN) OFFICIALS' SALARIES.(5/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 460 (CASWELL) WATERSHED IMPROVEMENT. H-PASSED 3RD READING.
S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15) S-PASSED 2ND READING.

S. 469 (BERTIE) COMMISSIONERS' PAY.(5/01) H-PASSED 2ND & 3RD READINGS.
S. 470 (BERTIE) VALIDATING COUNTY TAX LEVIES. H-PASSED 2ND READING.
S. 478 (ROBESON) LUMBERTON CHARTER AMENDMENTS. H-PASSED 2ND READING.
S. 498 (JOHNSTON) CONSTABLE/DEPUTY PAY. H-PASSED 2ND & 3RD READINGS.
S. 511 (FORSYTH) RURAL HALL SANIT.DIST.ELECTION. H-PASSED 2ND & 3RD READINGS.
S. 524 (POLK) TAX LISTING PROCEDURES. H-PASSED 2ND & 3RD READINGS.
S. 575 (DURHAM) APPOINT DURHAM CITY TREASURER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 599 (HARNETT, LEE) CSC GUN PERMIT RECORDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 235 (CUMBERLAND) FAYETTEVILLE CONDEMNATION. S-PASSED 2ND & 3RD READINGS.
H. 236 (ONSLOW) BEER & WINE LICENSES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS.(5/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 420 (BUNCOMBE) ADDITIONAL JUDGES AND SOLICITORS. S-REF TO COM ON COURTS.
H. 488 (WAKE) PERMANENT REGISTRATION. S-REPTD FAV.
H. 553 (NEW HANOVER) TAX SETTLEMENT - PONY LEAGUE. S-PASSED 2ND & 3RD READINGS.
H. 615 (ALLEGHANY) COUNTY REVENUE POST. S-PASSED 2ND & 3RD READINGS.
H. 639 (WARREN) WARRENTON SCHOOL TAX.(5/01, 5/16) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H. 643 (BUNCOMBE, NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS.(5/02, 5/16) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
H. 655 (CATAWBA) TAX PREPAYMENT DISCOUNTS. S-PASSED 2ND & 3RD READINGS.
H. 689 (PITT) AYDEN BOUNDARIES. S-PASSED 2ND READING.
H. 709 (CALDWELL) ABOLISH CORONER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING. H-PASSED 2ND READING.
H. 718 (EDGECOMBE, NASH) BATTLEBORO CORPORATE LIMITS. S-PASSED 2ND READING.
H. 729 (GUILFORD) SUBDIVISION REGS. S-REPTD FAV AS AMENDED.
H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. H-REPTD FAV.
H. 747 (GASTON) CHERRYVILLE CHARTER. S-PASSED 2ND READING.
H. 781 (WATAUGA) AUTHORITY OF AIRPORT COMM'N. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06, 5/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 792 (DURHAM) RAZING UNFIT DWELLINGS.(5/02, 5/16) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 799 (CUMBERLAND) ANNEX FAYETTEVILLE AIRPORT. S-PASSED 2ND READING.

H. 812 (ORANGE) REVISE CARRBORO CHARTER.(5/15) H-PASSED 2ND READING.
H. 825 (WAKE) HOSPITAL PROPERTY CONVEYANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 829 (SAMPSON) COMMISSIONERS' PAY.(5/02) S-REPTD FAV.
H. 850 (VANCE) VANCEBORO OFFICIALS' PAY.(5/09) S-PASSED 2ND READING.
H. 851 (CABARRUS) SCHOOL BOND LIMITS. S-PASSED 3RD READING.
H. 856 (NORTHAMPTON) WOODLAND TOWN LIMITS. S-PASSED 2ND READING.
H. 865 (ROBESON) FAIRMONT SCHOOL DIST. BOUNDARY. S-PASSED 2ND & 3RD READINGS.
H. 884 (HERTFORD) COFIELD INCORPORATION. S-PASSED 2ND READING.
H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS.(5/09, 5/16) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H. 891 (ROBESON) ST.PAULS-TOWN MANAGER. S-REPTD FAV.
H. 913 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS-3. S-REPTD FAV.
H. 916 (GASTON) RANLO BOUNDARIES,CONTRACTS. H-PASSED 2ND READING.
H. 921 (BURKE) MORGANTON SCHOOL PROPERTY.(5/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 945 (MECKLENBURG) RAISE COUNTY OFFICERS' SALARIES.(5/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 946 (SURRY, WILKES) NIX PLEASANT HILL ANNEXATION.(5/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 948 (ROBESON) ST. PAULS' SLUM CLEARANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 950 (ALAMANCE) BURLINGTON LOCAL DEVELOPMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 955 (ALAMANCE) OPEN SPACES & AREAS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 956 (ALAMANCE) COUNTY PLUMBING INSPECTOR. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 958 (LINCOLN) LINCOLNTON STREET IMPROVEMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 964 (MOORE) CONSTABLE SALARY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 998 (DAVIDSON) FULL-TIME REGISTRATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1006 (YADKIN) BOARD OF EDUCATION SALE. S-REF TO COM ON EDUCATN.
H.1014 (HARNETT) DUNN CHARTER ACQUISITION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1046 (BUNCOMBE) BLACK MOUNTAIN BEER-WINE SALE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1047 (SAMPSON) BOARD OF EDUCATION PAY. S-REF TO COM ON EDUCATN.
H.1076 (HARNETT) DUNN POLICE TO ENFORCE ABC LAWS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1082 (ROBESON) LUMBERTON SCHOOL ANNEXATION. H-PASSED 2ND READING.

****

Next Sessions of Senate:

9:30 a.m., Saturday, May 17, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, May 19, 1969.

Next Sessions of House:

10:00 a.m., Saturday, May 17, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, May 19, 1969.

North Carolina State Library
Raleigh
N. C.
Doc.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 89 -885- MONDAY, MAY 19, 1969

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, May 17, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 670 Change Civil Code effective date — GS 1A
Introducers: Gurganus and Folger — Sent to COURTS

"To amend Section 10 of Chapter 954 of the Session Laws of 1967 relating to the effective date of said chapter." Changes effective date of cited section (new Rules of Civil Procedure) to July 1, 1971, including actions pending on that date (now, July 1, 1969, including actions pending on that date).

S 671 Remove EMC & TMC interest limit (Iden. H 1117) — GS 117
Introducer: Staton — Sent to PUB UTIL

"To remove the interest rate limitation on electric and telephone membership corporation borrowings, and to authorize borrowing by such a corporation upon the resolution of its board of directors." Amends GS 117-20 (Encumbrance, sale, etc., of property) to permit corporation members, by majority of votes cast at meeting of members, to delegate to board authority to borrow monies from such sources and in such amounts as board determines and to encumber property of corporation as security therefor. (Now, with certain exceptions, prohibits encumbrances or dispositions of property without approval of majority of members, plus holders of 75% of outstanding bonds.) Amends GS 117-21 to remove 6% limit on interest rates on bonds issued by EMCs or TMCs.

S 672 Nursing Board composition — GS 90
Introducer: James — Sent to PUB HLTH

"To amend G. S. 90-159(a) relating to the composition of the North Carolina Board of Nursing." Adds proviso to GS 90-159(a) to prohibit following persons from serving as members of NC Nursing Board: President, vice-president or sec'y-treas of Medical Society of State of NC, NC State Nurses Ass'n or NC Hospital Ass'n; or dean or ass't dean of any medical school or degree nursing school. Further amends GS 90-159(a) to require that the two physicians to be appointed to NC Nursing Board by Governor be attached to staff of hospital which has diploma school of nursing.

S 673 (Joint Resolution) Honoring physicians attending to GA — MISC RES
Introducer: Evans — Passed and sent to HOUSE

"Honoring certain physicians of Raleigh who have generously made available their professional services to the members of the 1969 General Assembly." As title indicates.

S 674 Tri-County Tech funds — APPROPRIATIONS
Introducer: West — Sent to APPROPRN

"To appropriate $50,000 to the Tri-County Technical Institute for capital improvements." As title indicates, appropriates from General Fund. Effective July 1, 1969.

S 675 Intestate succession-distribution — GS 29
Introducers: Harrington and Boger — Sent to JUDIC 2

"To amend the Intestate Succession Act so as to provide for per stirpes distribution of assets among lineal decendants of predeceased children of the intestate." Rewrites GS 29-16(a) to provide as title indicates. (Now, all descendants of a given class share equally in assets remaining after distribution among descendants in next higher class.) Effective as to estates of persons dying on or after July 1, 1969.

HOUSE

H 1108 Fee of special counsel — GS 147
Introducer: A. Campbell — Sent to COURTS

"To amend G. S. 147-17, as the same appears in the 1967 Cumulative Supplement to Volume 3C, so as to provide that special counsel employed to represent the State shall be compensated on the basis of a reasonable fee negotiated with the Attorney General of the State." Amends subparagraphs (a) and (b) of cited section (Permitting Governor to appoint special counsel to represent the State and to render legal services to State agencies and dep'ts) to provide that compensation of such special counsel to be fixed through negotiation between counsel and Att'y Gen'l prior to rendering of services; further provides that if unanticipated circumstances require, counsel and Att'y Gen'l shall re-negotiate agreement (now, Governor fixes compensation).

H 1109 Insuring local gov't ambulances — GS 20, 58
Introducer: McMichael — Sent to INSUR

"To make motor vehicle assigned risk policies available to county and municipal ambulance or rescue squad systems." Amends GS 58-248 to make provisions of GS 58-246, 247, 248 (providing for NC Auto. Rate Admin. Office) apply to county and municipal rescue squad vehicles and ambulances (now, not to apply to any publicly owned vehicles). Amends GS 20-279.34 (Assigned risk plans) to make provisions applicable to county and municipal ambulances and rescue squad vehicles.

H 1110 Health insurance/retarded children — GS 57, 58
Introducer: Collins — Sent to INSUR

"Relating to accident and health insurance policies, medical service policies and hospital service policies and providing that coverage under such policies shall continue as to mentally retarded children who have passed the limiting age for dependent children." Adds new GS 58-251.3 to require individual accident and health

insurance policies, hospital service policies or medical service policies (whether issued under provisions of GS Ch. 57 or 58), issued after July 1, 1969, and which provide that coverage for dependent child shall terminate upon his attaining limiting age for dependent children specified in contract, to also provide that attainment of limiting age shall not terminate coverage for children incapable of self-sustaining employment because of mental retardation or physical handicap and chiefly dependent upon policyholder for support. Requires proof of such handicap or retardation within 31 days of child's attainment of limiting age and permits requirement of annual proof of continued handicap or retardation.

H 1111 Self betterment & welfare — GS 108
Introducers: McFadyen and McMichael — Sent to PUB WELF

"To allow recipients of grants from the Department of Public Welfare to better themselves through their own efforts." Amends GS 108-63 (dealing with periodic reconsideration of welfare grants) by adding new subsec. 108-63.2 to provide that when recipient secures employment, the state or county welfare award shall not be reduced until the recipient earns an amount equal to the grant, when the grant shall be reduced by 50%. When recipient's income becomes 200% of the original welfare grant, the grant shall be reduced to zero. Effective July 1, 1969.

H 1113 Samarcand Manor — GS 134
Introducer: Auman — Sent to HEALTH

"To amend G. S. 134-22 to change the name of the State Home and Industrial School for Girls to Samarcand Manor." Amends GS 134-22, 134-33(1), 134-34, and other statutory references, as title indicates.

H 1115 Public welfare provisions — GS 108
Introducers: Harris and others — Sent to PUB WELF

"To amend Chapter 108 of the General Statutes, as it appears in Chapter 546 of the Session Laws of 1969, to eliminate certain durational residence requirements, to reinsert various provisions pertaining to welfare liens with added provisions for clarification an (sic) one provision for giving some priority to funeral expenses of the lienee, to correct and clarify certain provisions pertaining to the financing of medical assistance and to provide that certain charitable organizations having a previous financial history must file certain reports." Amends Chapter 546 of 1969 Session Laws by re-writing GS 108-24(7) (now, defining "resident" to be a person who has resided within the state for one year prior to an application for public assistance) to define "resident" for purposes of public assistance to be a person "residing within the State voluntarily and not for a temporary purpose". Rewrites 108-29 as recodified by Chapter 546 to clarify that any person receiving aid to the aged and disabled is subject to a general claim and a lien upon real property to the extent of assistance received since specified dates. Re-writes the first sentence of 108-30 as recodified by Chapter 546 to clarify the procedure for filing the lien to require the county director of social services to file a statement showing name of applicant and date of approval of his application (now, the date he received his first payment). Re-writes GS 108-32 as recodified by Chapter 546 to provide that priority of claim against estate of recipient shall be equal in order of payment with the sixth class under GS 28-105 and that priority of lien created on realty of recipient shall be determined by laws governing priority of liens against realty (now, in order of payment with the sixth class under GS 28-105). If realty of deceased recipient is sold in judicial sale, by court foreclosure, or under power of sale, proceeds are to be treated as realty, except for necessary funeral expenses, not to exceed amount specified by GS 28-105 for priority of funeral expenses.

Re-writes GS 108-33 as recodified by Chapter 546 dealing with statute of limitations on welfare liens to provide that any lien which has been filed more than ten years prior to Jan. 1, 1970 and any lien which becomes 10 years old thereafter shall expire, unless an additional statment of such lien is filed and indexed as required by G.S. 108-30 prior to its expiration date. Re-writes GS 108-35, 108-36, 108-37 as recodified by Chapter 546 to allow six months (now, one month) after termination of public assistance for county department to examine specified records and furnish county attorney information concerning property of recipient. Requires county attorney to take such steps as he determines necessary to enforce claim or lien. Provides modified procedure for distribution of funds collected; sums collected to be deposited in county aid to aged and disabled fund (now, with clerk of superior court), with a report of such deposit to State Bd. of Social Services. Amends GS 108-71 as recodified by Chapter 546 to require every applicant with previous financial history (now, every licensee) to file required annual financial report. Effective July 1, 1969.

H 1117 Remove EMC & TMC interest limit (Iden. S 671) GS 117
Introducer: Love Sent to JUDIC 1

"To remove the interest rate limitation on electric and telephone membership corporation borrowings, and to authorize borrowing by such a corporation upon the resolution of its board of directors." Identical with S 671, digested above in today's bulletin.

H 1118 Tax exemption/goods to ship GS 105
Introducer: Mills Sent to FINANCE

"Relating to the taxable situs of goods held by manufacturers on January first but which have been sold to and are awaiting shipment to out-of-State customers." Adds new paragraph to GS 105-281 (Property subject to taxation) classifying as a special class of property under authority of Subsection 3, Art. V of NC Const, manufactured goods held by manufacturer on Jan. 1, which have been billed and sold to out-of-state customer and are awaiting shipment. Provides that such property (if not being sold to subsidiary or affiliated corp.) is not to have taxable situs in NC if it has been held for less than one year, and that no report or return of such property to be required.

H 1119 Defining accident/workmen's comp GS 97
Introducer: Short Sent to MFG LABR

"Defining the word accident in workmen's compensation matters." Adds new GS 97-2(19) to define "accident" for purposes of Workmen's Compensation Act as being "any sudden and unexpected happening or event which results in injury to the employee working within the course and scope of his employment". Definition to include strains, sprains and related injuries.

H 1120 Obstructions in streams GS 77
Introducer: Speed Sent to CONS&DEV

"To amend G. S. 77-14 concerning obstructions in streams and drainage ditches." Rewrites GS 77-14 to provide that obstruction of any stream, etc., is misdemeanor, punishable by fine up to $500, imprisonment up to 6 months, or both (now, misdemeanor conviction requires obstruction plus failure to remove within 7 days, and punishment is in discretion of court). Deletes present second paragraph of GS 77-14 providing procedure for discovery and prosecution of violations, and exempting from section Chatham, Forsyth, Franklin, Gaston, and Lee Counties.

H 1121 Comm'n for Blind organization — GS 111
Introducer: Baugh and Carson — Sent to JUDIC 1

"To amend Chapter 111 of the General Statutes relating to the North Carolina State Commission for the Blind." Rewrites GS 111-1 (creating Comm'n for Blind) to provide for nine-member Comm'n (now, three) appointed by Governor to staggered three-year (now, five) terms, with Comm'n Ch'man designated by Governor from Comm'n membership. Rewrites GS 111-2 to provide Comm'n meetings to be held at least every three months at times and places of Comm'ns determining and for special meetings called by Ch'man. Rewrites GS 111-3 to provide for office of Director to serve as chief admin. officer appointed by Comm'n and at Comm'ns pleasure. Director's duties to be established by Comm'n and Director to be subject to provisions of State Personnel Act. (Section now provides for State Health Director, Comm'r of Welfare, and Employment Service Director to be ex-officio members of Comm'n for Blind. Present GS 111-1 also provides for Sup't of State School for Blind, and State Supervisor of Vocational Rehabilitation, as ex-officio members.) Terminates terms of incumbents on effective date of Act. Effective October 1, 1969.

H 1122 Municipal salary cut repealer — GS 160
Introducer: Harkins — Sent to LOC GOVT

"To repeal G. S. 160-28." Repeals GS 160-28, which permits local governing bodies to reduce by 10% the salaries of any local officials that are fixed by statute, except for public school officials and teachers.

H 1123 Developmentally handicapped funds — APPROPRIATION
Introducer: Collins — Sent to APPROPRN

"To appropriate funds to the State Board of Health for the expansion of the child health supervisory program for identifying the developmentally handicapped." Appropriates from General Fund to State Board of Health $32,000 for fiscal year 1969-70 and $128,000 for fiscal year 1970-71, to expand Child Health Supervisory Program to make it operative in 22 additional counties. Effective July 1, 1969.

H 1126 Instruction permits-driver trainees — GS 20
Introducer: Fenner — Sent to HY SAFTY

"To amend Article 2 of Chapter 20 of the North Carolina General Statutes to provide for issuance of instructional permits to driver trainees in driver training schools approved by the Department of Public Instruction." Amends GS 20-7(L-1) as title indicates. (now, such licenses only issuable to trainee drivers in schools financed through provisions of GS 20-88.1 -- Driver Training and Safety Education Fund -- which covers only such schools in NC public high schools.)

H 1127 Privilege licenses/laundries-2 — GS 105
Introducers: Messer and L. Ramsey — Sent to FINANCE

"To equalize privilege license taxes on the related businesses of laundries and dry cleaning establishments." Amends GS 105-74 to specify scope of section (establishing cleaning business privilege license taxes) as being operation of dry cleaning plant, pressing club or hat blocking establishment. Deletes from present law provisions relating to taxing branch offices of person paying privilege license tax, at one-half the main office rate; deletes definitions of "retail outlet" and "branch office". Effective July 1, 1969.

H 1128 (Joint Resolution) Federal soil conservation funds — MISC RES
Introducers: Collins and others — Sent to CONS&DEV

"Urging reinstatement of Federal appropriations for soil and water conservation." Urges that Agricultural Conservation Program funds be reinstated for fiscal yr.1970 at $250 million for entire nation; and that funds be appropriated in future at level to enable completion of all upstream watershed projects by year 2000.

LOCAL BILLS INTRODUCED

SENATE

S 669 Deputy sheriff's pay — CHEROKEE
Introducer: West — Sent to LOC GOVT

"Providing for salary and travel allowances for the deputy sheriffs of Cherokee County." Purports to amend GS 153-48.3 (Note: apparently intended to refer to GS 153-48.5 prior to its repeal by SL 1969, Ch. 358 - H 394) to delete Cherokee from list of counties to which GS Ch. 153, Art. 6A (County Officials and Employees) applies. Sets salaries of Cherokee deputy sheriffs at $400/month, plus $200 for travel expenses. Effective July 1, 1969.

S 676 ABC funds use — WAYNE
Introducer: L. Warren — Sent to ABC

"To amend Chapter 1004, Session Laws of 1949, to authorize the Wayne County Board of Alcoholic Control to expend funds for education and rehabilitation of alcoholics." As title indicates, up to 5% of total net profits derived from Wayne County ABC stores.

HOUSE

H 1112 County Dep't of Investigation — MOORE
Introducer: Auman — Sent to LOC GOVT

"To create and establish a Department of Investigation and Identification for the County of Moore." Creates Moore Dep't of Investigation and Identification. Authorizes comm'rs to appoint chief investigator and identification expert plus one or more assistants, and directs them to provide necessary equipment and supplies. Sets forth duties of Dep't as including fingerprinting and photographing plus authority of a deputy sheriff.

H 1114 Watershed improvement programs — JOHNSTON
Introducer: Britt — Sent to FINANCE

"To grant the authority to levy, collect and expend funds for watershed improvement programs and to clarify the small watershed laws with respect to project maintenance in Johnston County." Modifies GS 139-8(6) with respect to Johnston County to provide that soil and water conservation district, counties and watershed improvement districts may maintain watershed "works and projects" as well as watershed "structures". Declares that changes are clarifying in nature and not substantive. Validates previous expenditures for such purposes. Authorizes expenditures for such purposes of (a) proceeds of previously approved taxes, and (b) proceeds of subsequently approved taxes, where election preliminaries (to authorize such taxes) have already intervened. Authorizes county comm'rs to levy maximum 1¢ per $100.00 valuation watershed improvement tax on property within county, without the vote required by GS 139-39 and -40 (general law concerning watershed elections).

H 1116 Tryon ABC profits split — POLK
Introducer: R. Jones — Sent to ABC

"To amend Chapter 939 of the Session Laws of 1951 relating to Alcoholic Beverage Control Store revenues in the Town of Tryon." Amends cited act to split profits as follows: law enforcement reserve; 5% to Harmon Field Comm'n for capital improvements for recreation; of rest: 70% to Tryon, 20% to Polk County, and 10% to Harmon Field Comm'n for current operations in recreation. (Now: 70% Tryon; 25% Polk, 5% Harmon Field Comm'n.) Effective July 1, 1969.

H 1124 Fairmont board size — ROBESON
Introducer: Campbell — Sent to LOC GOVT

"To increase the membership of the Board of Commissioners of the Town of Fairmont." Increases membership of Fairmont Board to six (now, four) with new members appointed to staggered terms by present Board within 30 days of Act's ratification. After present terms of current and appointive Board members, all terms to be two years.

H 1125 County ABC Board — HALIFAX
Introducer: Gregory — Sent to ABC

"To amend Chapter 1257, Session Laws of 1959, relating to the Halifax County Board of Alcoholic Control." Amends cited Act to permit Board to meet at Administrative Building on day of its choosing (now, first Monday at Courthouse); and to set maximum salary which may be paid employee of Board at $10,000 (now, $6,000).

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 628 Potato hauling vehicles fee (Iden. H 499) (digested in Bulletin No. 54, p. 435). Amendment adopted in Senate 5/19/69 adding effective date (ratification).

HOUSE

H 185 Vehicles-for-hire hauling liquor (House committee substitute digested in Bulletin No. 76, p. 712). Floor amendment adopted in Senate 5/19/69 to exempt from Act situations where vehicle being operated by operator for private use and alcoholic beverages being transported are owned by him and are for his private use.

H 396 Legislative fiscal research (House committee substitute digested in Bulletin No. 87, p. 864). Amendment adopted in House 5/19/69 to require Legislative Fiscal Research Committee to make periodic reports on activities to members of General Assembly.

H 643 1-gallon liquor transactions (digested in Bulletin No. 62, p. 518; House amendment digested in Bulletin No. 78, p. 731; Senate amendments digested in Bulletin No. 88, p. 876). Amendments adopted in Senate 5/19/69 adding 4 counties and 5 municipalities to which bill applies.

H 681 Felonious assault punishment (digested in Bulletin No. 63, p. 532). Clarifying amendments adopted in Senate 5/19/69.

H 682 Misdemeanor assaults (digested in Bulletin No. 63, p. 532). Floor amendment 5/19/69 adopted in Senate setting maximum fine of $500, prison term of six months or both for aggravated assault, assault and battery or affray where aggravating factor is (1) inflicting serious damage to another person; (2) assaulting female, by male person; or (3) assaulting child under twelve y.o.a. -- other aggravated assaults, assaults and batteries and affrays punishable by fine in court's discretion, imprisonment up to two years or both. Amendment applies same $500, six months imprisonment, or both limitation to assault by pointing gun (GS 14-34). Amendment makes other clarifying and technical changes.

H 729 (Guilford) Subdivision regs. (digested in Bulletin No. 64, p. 556). Technical amendment adopted in Senate 5/19/69.

H 920 Nat. Guard Mutual Assist. Compact (Iden. S 547, digested in Bulletin No. 76, p. 707). Amendment adopted in House 5/19/69 to add to original bill provisions that (1) reciprocal comp and death benefits to or for other-state forces shall include injury or death sustained going to or from duty, and (2) Compact does not authorize requesting state officials to relieve or reassign Guard officers of responding state without authorization by responding-state authorities.

H 941 Lake Norman blind fishing (digested in Bulletin No. 79, p. 741). Amendment adopted in House 5/19/69 to allow certification of blindness by optometrist as well as by physician.

H 947 Mayors to administer oaths (digested in Bulletin No. 79, p. 741; House amendment digested in Bulletin No. 88, p. 876). Amendment adopted in House 5/19/69 validating all administrations of oaths by mayors prior to this Act.

SENATE AND HOUSE CALENDAR ACTION MAY 19,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES.(5/08) S-PASSED 2ND READING.
#S. 25 SCHOOL SITE CONDEMNATION. RATIFIED - CHAPTER 516.
S. 65 TOWNSHIP PRECINCTS.(4/02, 5/07) S-PASSED 2ND & 3RD READINGS.
#S. 78 G. S. ERROR CORRECTIONS.(2/14, 5/14) RATIFIED - CHAPTER 541.
#S. 184 LOCAL AIR POLLUTION CONTROL.(3/13) RATIFIED - CHAPTER 538.
S. 192 DEALER-MFR VEHICLE LICENSE FEES.(5/01) H-PASSED 2ND READING.
#S. 211 NURSING INSTRUCTORS.(4/04, 5/13) RATIFIED - CHAPTER 524.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18, 5/15) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
#S. 319 EDUCATIONAL RESEARCH PROJECTS.(4/25) RATIFIED - CHAPTER 517.
#S. 320 TEACHER ALLOTMENT.(4/24) RATIFIED - CHAPTER 539.
#S. 324 PRISON DETENTION PENDING APPEAL.(4/16, 5/14) RATIFIED - CHAPTER 542.
#S. 341 (J.RES.) MORE DIPLOMA NURSING SCHOOLS.(5/01, 5/13) RATIFIED - RES. 58.
#S. 345 PHARMACY CONDUCT CODE. RATIFIED - CHAPTER 533.
#S. 387 INDEMNITY SLAUGHTERED ANIMALS.(4/25, 5/13) RATIFIED - CHAPTER 525.
#S. 454 NURSING SCHOOL CREDITS. RATIFIED - CHAPTER 518.
S. 457 FULL-TIME VOTER REGISTRATION. S-PLACED ON CAL FOR MAY 20.
#S. 477 SCHOOLBOOK SELECTION: LOCAL ED.BDS. RATIFIED - CHAPTER 519.
#S. 486 CHILD ADOPTION CONSENT. RATIFIED - CHAPTER 534.
S. 487 SINGLE BONDS WITHOUT COUPON. S-PASSED 2ND READING.
S. 488 MUNICIPAL BOND INTEREST. S-PASSED 2ND READING.
S. 489 COUNTY BOND INTEREST. S-PASSED 2ND READING.
S. 503 REMOVE CITY BOND INTEREST LIMIT. S-PASSED 2ND READING.
#S. 516 ATTY.GEN'L: REPRESENT CONSUMER. RATIFIED - CHAPTER 535.
#S. 539 TEACHER ASSOC. RETIREMENT. RATIFIED - CHAPTER 540.
#S. 542 (J.RES.) NURSES' WEEKS.(4/30) RATIFIED - CHAPTER 520.
S. 552 RETIREMENT PART-TIME EMPLOYEES. H-REF TO COM ON ST.PERS.
S. 579 SMALL TRAILER TURN SIGNAL. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 597 COUNTY COMM'R AS HOUSING AUTH. H-REF TO COM ON LOC GOVT.
S. 605 LOCAL GOVERNMENT ACT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 620 TRANSPORTING LIQUOR; CONFISCATION. H-REF TO COM ON ABC.
S. 628 POTATO HAULING VEHICLES FEES.(5/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 636 ABSENTEE BALLOTS/CITY ELECTIONS. S-PASSED 2ND READING; S-PLACED ON CAL FOR MAY 21.

#H. 48 UNIFORM MONDAY HOLIDAYS.(4/25, 5/08) RATIFIED - CHAPTER 521.
#H. 166 VEHICLE AXLE WEIGHTS.(4/16) RATIFIED - CHAPTER 537.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30, 5/19) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 202 BENEFITS-DRIVER LICENSE EXAMINERS. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON ROADS.
H. 230 REFUNDS OF SCHOOL FEES.(5/15) S-REF TO COM ON EDUCATN.
#H. 318 PURPOSES - REGIONAL UNIVERSITIES.(4/23, 4/29, 4/30, 5/13) RATIFIED - CHAPTER 532.
H. 396 LEGISLATIVE FISCAL RESEARCH.(5/15, 5/19) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 414 EMPLOYMENT SECURITY LAW REVISION.(4/30, 5/16) S-PASSED 3RD READING.
H. 434 GASOLINE TAX REFUNDS RESCUE SQUADS. H-PLACED ON CAL FOR MAY 21.
#H. 474 CLARIFY LAWS OF LARCENY.(5/08) RATIFIED - CHAPTER 522.
H. 475 CLARIFICATION OF BURGLARY.(4/23, 5/16) H-PLACED ON CAL FOR MAY 20.
H. 508 HISTORIC PRESERVATION.(4/22) S-PASSED 2ND & 3RD READINGS.
#H. 571 TRIAL UPON INFORMATION. H-FAILED 2ND READING.
H. 613 PUNISHING FISH LARCENY.(5/16) H-PASSED 2ND READING.
H. 681 FELONIOUS ASSAULTS PUNISHMENT.(5/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 682 MISDEMEANOR ASSAULTS PUNISHMENT.(5/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 737 POPULATION ESTIMATES-STATE FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 777 POULTRY QUARANTINE. S-REPTD FAV.
H. 785 ABOLISH MUNICIPAL BOARD OF CONTROLS. S-REF TO COM ON LOC GOVT.
H. 786 CITY NAME CHANGES. S-REF TO COM ON ST GOVT.
H. 796 APPLE ASSESSMENTS.(5/02) S-REPTD FAV.
H. 810 QUARANTINING DISEASED POULTRY.(5/16) S-REF TO COM ON AGRICULT.
H. 843 EMBALMERS OATHS, MEETINGS. H-CONCURRED IN S-AMENDMENT.
#H. 870 MUNICIPAL VEHICLE TAX. H-TABLED.
#H. 917 NUMBERED SEATS/25 HOUSE DIST. RATIFIED - CHAPTER 544.
H. 920 NAT. GUARD MUTUAL ASSIST. COMPACT.(5/19) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 922 SCHOOL INSUR,PAYROLL DEDUCTION-2.(5/09, 5/16) H-CONCURRED IN S-AMENDMENT.
H. 928 UNCONSCIONABLE CONTRACTS. S-REF TO COM ON JUDIC 2.
H. 941 LAKE NORMAN BLIND FISHING.(5/19) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 947 MAYORS TO ADMINISTER OATHS.(5/16, 5/19) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 953 STATE ART MUSEUM SITE. RATIFIED - CHAPTER 545.
H. 994 COMMITMENT FOR OBSERVATION.(5/14) S-REF TO COM ON JUDIC 1.
H. 995 UNIFORM BEER & WINE BALLOT.(5/15) S-REF TO COM ON ABC.

H. 997 (J.RES.) STUDENTS CLEAN ROOMS. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1018 REVISE HUNT-FISH TRAP FEES. H-RE-REF TO COM ON FINANCE.
H.1023 UNC-G DORMITORY FUNDS. H-RE-REF TO COM ON APPROPRN.
H.1029 HIGHWAY CONTRACTOR'S BOND CLAIMS. S-REF TO COM ON ROADS.
H.1030 CONDEMNATION DEPOSITS. S-REF TO COM ON ROADS.
H.1031 POWELL BILL ALLOCATIONS. S-REF TO COM ON ROADS.

LOCAL BILLS

#S. 92 (JACKSON) COMMISSIONERS' PAY.(4/23, 5/09) RATIFIED - CHAPTER 515.
S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03, 4/11) H-PASSED 2ND READING.
S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION.(5/19) H-AMENDMENT ADOPTED.
S. 340 (ROWAN) SPECIAL TAXES,COUNTY OFFICES. H-PASSED 2ND READING.
#S. 429 (RICHMOND) HAMLET CHARTER REVISIONS.(4/24) RATIFIED - CHAPTER 506.
#S. 442 (SURRY) COMMISSIONERS-NUMBER,TERMS.(4/24, 5/09) RATIFIED - CHAPTER 526.
S. 458 (ROWAN) OFFICIALS' SALARIES.(5/16) S-CONCURRED IN H AMEND.
S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 470 (BERTIE) VALIDATING COUNTY TAX LEVIES. H-PASSED 3RD READING.
S. 478 (ROBESON) LUMBERTON CHARTER AMENDMENTS. H-PASSED 3RD READING.
S. 575 (DURHAM) APPOINT DURHAM CITY TREASURER. H-REF TO COM ON LOC GOVT.
#S. 577 (LEE) ABOLISH COUNTY VETERANS BOARD. RATIFIED - CHAPTER 536.
S. 599 (HARNETT, LEE) CSC GUN PERMIT RECORDS. H-REF TO COM ON LOC GOVT.

H. 236 (ONSLOW) BEER & WINE LICENSES. S-REF TO COM ON ABC.
H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS.(5/16) H-CONCURRED IN S-AMENDMENT.
H. 343 (RUTHERFORD) SHERIFF-JAIL OPERATION. H-CONCURRED IN S-AMENDMENT.
H. 370 (JACKSON, SWAIN, TRANSYLVANIA) SALE OF WINE OR BEER. S-REPTD FAV.
H. 488 (WAKE) PERMANENT REGISTRATION. S-PASSED 2ND & 3RD READINGS.
#H. 624 (DAVIE) LIBRARY TAX LEVY. RATIFIED - CHAPTER 514.
H. 639 (WARREN) WARRENTON SCHOOL TAX.(5/01, 5/16) S-PASSED 3RD READING; S-SENT H TO CONCUR IN S-AMEND; H-CONCURRED IN S-AMENDMENT.
H. 643 (BUNCOMBE, NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS.(5/02, 5/16, 5/19) S-AMENDMENTS ADOPTED; S-PASSED 3RD READINGS; S-SENT H FOR CONCUR S AMEND; S-3RD READING RECONSIDERED; S-PLACED ON CAL FOR MAY 20.
H. 689 (PITT) AYDEN BOUNDARIES. S-PASSED 3RD READING.
#H. 696 (BEAUFORT) EXTRA SEAT OF COURT. RATIFIED - CHAPTER 527.
H. 709 (CALDWELL) ABOLISH CORONER. S-REF TO COM ON LOC GOVT.

H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 718 (EDGECOMBE, NASH) BATTLEBORO CORPORATE LIMITS. S-PASSED 3RD READING.
H. 729 (GUILFORD) SUBDIVISION REGS.(5/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 747 (GASTON) CHERRYVILLE CHARTER. S-PASSED 3RD READING.
#H. 766 (NEW HANOVER) TEACHERS' PENSIONS. RATIFIED - CHAPTER 528.
H. 781 (WATAUGA) AUTHORITY OF AIRPORT COMM'N. S-REF TO COM ON LOC GOVT.
H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06, 5/16) H-PLACED ON CAL FOR MAY 20.
H. 792 (DURHAM) RAZING UNFIT DWELLINGS.(5/02, 5/16) H-PLACED ON CAL FOR MAY 20.
H. 799 (CUMBERLAND) ANNEX FAYETTEVILLE AIRPORT. S-PASSED 3RD READING.
H. 812 (ORANGE) REVISE CARRBORO CHARTER.(5/15) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 825 (WAKE) HOSPITAL PROPERTY CONVEYANCE. S-REF TO COM ON LOC GOVT.
H. 829 (SAMPSON) COMMISSIONERS' PAY.(5/02) S-PASSED 2ND & 3RD READINGS.
#H. 833 (ALLEGHANY) SCHOOL LAND CONVEYANCE. RATIFIED - CHAPTER 529.
#H. 836 (MACON) SCHOOL LAND CONVEYANCE. RATIFIED - CHAPTER 530.
H. 850 (VANCE) VANCEBORO OFFICIALS' PAY.(5/09) S-PASSED 3RD READING.
H. 856 (NORTHAMPTON) WOODLAND TOWN LIMITS. S-PASSED 3RD READING.
#H. 860 (MECKLENBURG) SCHOOL EMPLOYEE GROUP INSURANCE. RATIFIED - CHAPTER 531.
H. 862 (LINCOLN) BOARD OF EDUCATION ELECTION.(5/15) S-REF TO COM ON EDUCATN.
H. 884 (HERTFORD) COFIELD INCORPORATION. S-PASSED 3RD READING.
H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS.(5/09, 5/16) S-PASSED 3RD READING; S-SENT H TO CONCUR IN S-AMEND.
H. 891 (ROBESON) ST.PAULS-TOWN MANAGER. S-PASSED 2ND & 3RD READINGS.
H. 913 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS-3. S-PASSED 2ND & 3RD READINGS.
H. 916 (GASTON) RANLO BOUNDARIES,CONTRACTS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 921 (BURKE) MORGANTON SCHOOL PROPERTY.(5/16) H-CONCURRED IN S-AMENDMENT.
H. 945 (MECKLENBURG) RAISE COUNTY OFFICERS' SALARIES.(5/16) S-REF TO COM ON LOC GOVT.
H. 946 (SURRY, WILKES) NIX PLEASANT HILL ANNEXATION.(5/16) S-REF TO COM ON LOC GOVT.
H. 948 (ROBESON) ST. PAULS' SLUM CLEARANCE. S-REF TO COM ON LOC GOVT.
H. 950 (ALAMANCE) BURLINGTON LOCAL DEVELOPMENT. S-REF TO COM ON LOC GOVT.
H. 955 (ALAMANCE) OPEN SPACES & AREAS. S-REF TO COM ON LOC GOVT.

H. 956 (ALAMANCE) COUNTY PLUMBING INSPECTOR. S-REF TO COM ON JUDIC 1.
H. 964 (MOORE) CONSTABLE SALARY. S-REF TO COM ON LOC GOVT.
H. 998 (DAVIDSON) FULL-TIME REGISTRATION. S-REF TO COM ON ELECTION.
H.1014 (HARNETT) DUNN CHARTER ACQUISITION. S-REF TO COM ON LOC GOVT.
H.1046 (BUNCOMBE) BLACK MOUNTAIN BEER-WINE SALE. S-REF TO COM ON ABC.
H.1076 (HARNETT) DUNN POLICE TO ENFORCE ABC LAWS. S-REF TO COM ON ABC.
H.1082 (ROBESON) LUMBERTON SCHOOL ANNEXATION. H-PASSED 3RD READING; H-SENT TO SENATE; S-REF TO COM ON JUDIC 1.

****

Next Sessions of Senate and House:

12 Noon, Tuesday, May 20, 1969.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 90 - 899 - TUESDAY, MAY 20, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 677 (Joint Resolution) Honoring T. Clarence Stone — MISC RES
Introducers: Penn and others — Passed and sent to House

"Honoring the memory of T. Clarence Stone, former president of the Senate of North Carolina". As title indicates.

S 678 Local debt-contract referendum — GS 130, 153, 160
Introducer: J. White — Sent to FINANCE

"Authorizing local governmental units to submit contracts which create debt to a referendum." Amends GS 153-9, 160-2 and 130-128 by adding provisions authorizing counties, cities, towns, incorporated villages, sanitary districts or other local governmental units which are political subdivisions of NC to submit to referendum any lease, contract, agreement or other contractual obligation whose effect is to create debt for local governmental unit within meaning of NC Const, Art V, Sec. 4 (limitations on increase of public debts) or Art VII, Sec. 6 (apparently intended 7 - majority of voters for contracting debt or loan). Referendum under Act to be conducted according to law applicable to bond elections for particular local governmental unit concerned.

S 679 Met sewerage districts changes — GS 153
Introducer: J. White — Sent to LOC GOVT

"Amending G.S. 153-296, 153-311 and 153-312, the same being part of the North Carolina Metropolitan Sewerage Districts Act." Adds new part. (9a) to GS 153-296(a) (definitions for Metropolitan Sewerage Districts Act) to define "revenues" to mean moneys received by district from ownership or operation of sewerage system including federal funds. Amends GS 153-311 to delete 6% per annum limitation on bond interest rates. Rewrites second par. of GS 153-312 to require that revenue bonds be approved and sold by the Local Govt. Comm'n same as municipal bonds, but allowing sale at private sale without advertisement upon approval of Comm'n upon request of district board; price to be determined by Comm'n in best interest of district, as approved by district board (now, private sale without advertsiement allowed in discretion of Comm'n, Comm'n may sell at less than par and accrued interest, but sale at price so low as to require interest at more than 6% not allowed).

S 680 County bond vote/no absentees — GS 163
Introducer: J. White — Sent to ELECTION

"To amend Chapter 163 of the General Statutes to provide for the discontinuance of the use of absentee ballots in county bond elections." Amends GS 163-136(c), 163-226 through 163-230 to provide as title indicates. Effective July 1, 1969.

S 681 Hearing-impaired children/school (Iden. H. 1139) — GS 115
Introducers: Larkins and Moore — Sent to EDUCATN

"To establish in the public schools a program for the education of hearing-impaired children, to provide funds for the operation of such program and to provide certain standards for the continuing education of hearing-impaired children." Identical with H 1139 digested below in today's bulletin.

S 682 Compensation to Lemuel Parrott — APPROPRIATION
Introducer: Larkins — Sent to APPROPRN

"To provide compensation to Lemuel Parrott, who had been unjustly convicted of a capital felony." As title indicates, directs State to pay $1,000 to Parrott for time he was unjustly incarcerated from Contingency and Emergency Fund or other available funds.

S 683 Ad val tax - marshlands — GS 105
Introducer: Moore — Sent to CONS&DEV

"To amend G.S. 105-294 to declare the policy of the State with respect to the ad valorem taxation of marshlands." Adds new GS 105-294(6), which adds impoundment of water upon marshlands, used for noncommercial purposes, to preserve or enhance natural habitat of wildlife indigenous to such marshlands to list of conservation and beautification items which tax assessors are not to consider for purpose of increasing real estate tax valuation of such property.

S 684 (Senate Resolution) Safe driver insurance/damage base — GS 20,58
Introducer: Flaherty — Sent to INSUR

"Requesting the Insurance Commissioner to amend the safe driver reward plan so that the amount of property damage on chargeable accidents will be increased from one hundred dollars ($100.00) to two hundred dollars ($200.00)". As title indicates.

S 685 Farm chemicals: sales tax (Iden. H 993) — GS 105
Introducer: Wood — Sent to FINANCE

"Relative to the sales tax on farm chemicals." Identical with H 993, digested in Bulletin No. 81, p. 772.

S 686 Defining "commercial factor" — GS 24
Introducers: Ellis and others — Sent to JUDIC 1

"To amend G.S. 24-9 so as to properly define the term 'commercial factor'." Re-writes definition of "commercial factor" to mean any foreign or domestic corporation or partnership which engages principally in secured financing as defined by GS 24-9 (now, who engages in purchase of accounts receivable, without recourse to account creditor and with notice of purchase to account debtor).

S 687 Council of State compensation — GS 143, 147
Introducer: McGeachy — Sent to ST GOVT

"To adjust and fix the compensation to be paid the members of the Council of State." Increases compensation of members of Council of State to equal that of Judges of Court of Appeals (presently, $24,000). Effective July 1, 1969.

S 688 Fayetteville State University — GS 116
Introducers: McGeachy and Henley — Sent to HIGHR ED

"To establish Fayetteville State College as a Regional University with the designation of 'Fayetteville State University'." Amends Ch 1038, SL 1967 (establishing specified regional universities) to redesignate Fayetteville State College as "Fayetteville State University" subject to GS 116-44.10 and making name change in the caption of Art. 2, GS Ch 116 and GS 116-45(5) (defining purposes of specified educational institutions), and otherwise in General Statutes. Effective July 1, 1969.

HOUSE

H 1129 Retail installment sales — GS 25,25A
Introducers: Boshamer and others — Sent to JUDIC 2

"To regulate retail installment sales and services." Enacts new GS Ch. 25A regulating retail installment sales and services. Defines retail installment sales agreements (agreements) as agreement involving finance charge, with buyer agreeing to pay for sales or service in more than one payment; includes agreements involving bailment or lease where there is option to buy; excludes revolving credit agreements or agreements reflecting a sale made pursuant thereto, agreements with under $1.00 finance charge, and agreements to pay time sale price in not over three monthly installments. Contains requirements for print size on agreements and requires agreements to include date, names and addresses of parties, and description of goods and collateral. Requires each agreement to contain "Notice to Buyer" stating: buyer not to sign if any blanks left unfilled; buyer entitled to copy at time of signing; buyer may pay off full unpaid balance and receive partial rebate on finance and insurance charges; buyer may sometimes redeem repossessed property, or require a resale; seller has no right to enter premises of buyer to redeem goods; buyer may cancel agreement if consummated by party other than at address of seller, upon notice, if goods not received or a substantial part tendered. Provides that in contracts not involving security interests, notice need not refer to security. Requires seller to deliver copy of agreement to buyer. Exempts from requirement of signature by buyer and delivery to buyer agreements negotiated by mail or telephone without personal solicitation, where terms clearly set forth in catalog or printed solicitation generally available to public; requires memorandum of terms before date of first payment. Prohibits sellers from entering agreements containing: blank spaces where this Act requires or where parties have agreed; power of attorney or confession of judgment from buyer for purpose of confessing judgment; payments irregular in size or time unless buyer given absolute right upon default to have unpaid balance made regular or unless irregular to relate to uneven seasonal income of buyer; provision permitting repossession of goods or acceleration of payments for reasons other than buyer's default; provision permitting seller to enter buyer's premises unlawfully for repossession; buyer's waiver of rights against seller or holder of agreement; any power of attorney from

buyer to seller; assignment of wages; provision altering in any way express warranty made part of terms.

Permits finance charge (that part of entire price exceeding cash sale price and insurance and official fees) at following rates: on original principal between $500 and $1000, $10 per $100/ annum over $500; between $1000 and $1500, $8 per $100/annum over $1000; over $1500, $6 per $100/annum over $1500. Requires receipts from seller for all payments in cash on amounts owing on agreements. Permits transfer of agreements from seller or holder, but permits buyer, unless notice given of assignment, to make binding payment or tender to last known holder. Permits payment in full before maturity by buyer, with entitlement to refund credit, under sum of digits method of computation; refund credit to represent at least as great a proportion of total amount of finance charge as sum of scheduled periodic time balances after date of prepayment bears to sum of scheduled periodic total time balances in original contract. Prohibits entry of deficiency judgment against buyer which includes finance charge or insurance premiums due after repossession.

Permits buyer to cancel agreement before delivery of copy from seller or upon notification of cancellation within three business days following execution of agreement, where signed at place other than address of seller. Prohibits making of security interests (in agreements) in (1) personal property other than goods sold unless such goods become affixed to such personal property, (2) after-acquired collateral other than accession to goods sold, (3) goods subject to prior agreement unless consolidated. Permits holder to extend, by agreement with buyer, due date of any installment. Sets forth requirements for such extension agreements, including limit of extension charge to 1% per month of each installment. Permits refinancing agreements and (1) limits finance charge to rates provided for original finance charge applied to sum of unpaid time balance less refund credit and additional insurance and official fees; (2) requires that terms of new agreement be clearly set forth; (3) conform generally with requirements pertaining to original agreements. Permits buyer and seller to add on subsequent purchases to terms of earlier agreements not yet paid, with each such add-on a separate agreement subject to this Act. Provides that security interest in goods to terminate at time sale price paid; each down payment to be credited only to goods on which made and all other payments to be applied toward unpaid amounts in order of purchase.

Requires, at least each six months until agreement terminated, seller to send buyer a statement of account containing specified information. Limits size of premium on insurance supplied by seller at buyer's expense, to premium actually payable by seller and also by rates filed with Comm'r of Insurance. Requires holder purchasing dual-interest insurance to send copy of policy to buyer and gives buyer privilege of purchasing such insurance from agent of own choosing. Regulates credit life insurance on such agreements. Requires, after full payment by buyer, seller to mail to buyer sufficient instruments to indicate payment and release all security in collateral.

Regulates revolving credit agreements as follows: (1) must be in writing and signed by buyer; (2) seller must deliver copy to buyer; (3) must contain "Notice to Buyer" substantially like retail installment sales agreements; (4) there may be finance charge, computed on monthly unpaid balance, as follows: on outstanding unpaid balance, 1%/month; if less than 25¢, may assess 25¢; (5) finance charges may be computed within range up to $10 on basis of median amount within selected range, provided applied to all unpaid balances within range; (6) requires at each billing period a statement of charges from seller to buyer and regulates contents; (7) requires statement of simple interest per annum rate on agreement and each statement of account.

Provides that violations of Act bars recovery by seller of finance charge but not right to unpaid principal or right to repossession. Also provides that on violation, buyer entitled to amounts already paid for finance charges, with

credits to amount of unpaid principal. Provides no such penalty where creditor establishes violation to be result of accident or error in (1) mathematical computation, (2) type size, layout, or order of clauses in agreement, and (3) failure to furnish debtor statement required by Act. Any agreement violating act may be declared void in civil action. Provides that any violation of Act is misdemeanor and punishable in discretion of court. Permits Att'y Gen'l to seek injunctions in superior court to secure compliance with Act. Effective as to contracts and transactions entered into after Jan. 1, 1970.

H 1132 Coercion by lending institutions — GS 24,53,54
Introducer: Short — Sent to JUDIC 2

"To prevent lending institutions from using coercive measures against the borrower in the selection of insurance companies." Prohibits lender of money or specified agents of any lender to directly or indirectly make loan or credit extension conditional on the borrower obtaining insurance through a particular insurer. Allows lender to approve insurer selected by borrower on reasonable, nondiscriminatory basis related to solvency of company or type of policy coverage. If lender named insured in policy, lender may specify preferred insurer in closing instructions, provided lender has no direct or indirect financial interest in insurer and no interest in any portion of premium. Allows superior court to provide injunctive relief on complaint by any person that law violated and to fine violators up to $2,000. If court order or injunction disregarded, superior court to hold guilty parties in contempt and prescribe further penalties in its discretion.

H 1133 Servicemen base pay tax exemption — GS 105
Introducers: McDaniel and others — Sent to FINANCE

"To amend G.S. 105-141,(b)(15) so as to exempt from taxation the base pay of armed forces personnel." Amends GS 105-141, (b) (15) to exclude from gross income, for NC income tax purposes, basic pay of all members of Armed Services serving on active duty. Effective on ratification and to apply to income received since January 1, 1969.

H 1134 Dr.-patient privilege disclosure — GS 8
Introducer: McMichael — Sent to JUDIC 1

"To allow a trial judge to compel the disclosure of information within the physician-patient privilege if justice requires." Amends GS 8-53 to allow any judge to compel disclosure of information protected by limited physician-patient privilege at trial or pretrial proceedings where proper administration of justice demands (now, only superior court judge may compel such disclosure). Effective July 1, 1969.

H 1135 Civil Code effective date (Iden. S 670) — GS 1A
Introducer: J. Ramsey and others — Sent to JUDIC 2

"To amend Section 10 of Chapter 954 of the Session Laws of 1967 relating to the effective date of said Chapter." Identical with S 670, digested in Bulletin No. 89, p. 885.

H 1137 A & T business manager status — GS 116, 143
Introducers: Frye and others — Sent to ST PERS

"To amend G. S. 143-46 to exempt the business manager of North Carolina Agricultural and Technical State University from the provisions of the State Personnel Act." As title indicates.

H 1138 Plaintiff attorney fees — GS 6
Introducer: McMichael — Sent to JUDIC 1

"To amend the statute which allows plaintiff attorney fees in small damage suits." Amends GS 6-21.1 to provide for court award of reasonable plaintiff attorney fees in small claim actions where defendant makes unwarranted refusal to pay claim (now, section expressly restricts court fee award to cases involving insurance company defendants making unwarranted refusal to pay claim). Adds to GS 6-21.1 provision that court restricted in attorney fee award to cases where there is unwarranted refusal by defendant to pay claim which constitutes basis of suit.

H 1139 Hearing-impaired children/school — GS 115
Introducers: Baugh and others — Sent to EDUCATN

"To establish in the public schools a program for the education of hearing-impaired children, to provide funds for the operation of such program and to provide certain standards for the continuing education of hearing-impaired children." Adds new Art 38A to GS Ch 115, "Education for Hearing-Impaired Children in the Public Schools". Defines purpose to provide program for pre-school and school-age children with hearing impairment within public schools where handicap allows special instruction by trained personnel with special equipment; not intended to duplicate function of residential schools for deaf children. Defines various degrees of hearing impairment for purpose of program. Requires State Superintendent and Bd. of Education to organize and formulate rules for program on continuing basis beginning 1969-70, including rules for determining eligibility. Requires full information on program be forwarded to local school units in time for them to meet requirements. Requires State Sup't to distinguish in prescribing procedures between program for pre-school children (to be available to all hearing-impaired children of pre-school age) and program for school-age children. Authorizes local boards of education to establish in each unit or to jointly operate programs. When a local board directs, any school superintendent must conduct survey in unit to identify such children and report to board. Children in program to be given otological and audiological examination. Authorizes local boards to expend state or local funds therefor and to make capital expenditures. Local board may request allotment of teachers from State Board. When a program meets regulations of State Board, it may provide teachers and other applicable allotments from 9 month school fund, regardless of limitations in appropriations act as to amount of teachers or other allotments for program. When request is disapproved, reason to be certified to state and local boards. Upon request of State Board, Director of Budget may authorize transfer of other budgeted funds to 9 months school fund to provide funds for programs disapproved for lack of funds. State Board to allocate to State Dep't funds for program from appropriations to 9 months school fund and other available funds. Authorizes State Board to determine allotment of teachers and other allotments it deems adequate to support the program in each unit, though in excess of allotments required for normal children and to provide a separate salary schedule for such teachers. Adds new subsec (7) to GS 115-78(b) (dealing with budgets of local school units) to include program for hearing-impaired children in list of objects of current expense fund. Adds subsec. (d) to GS 115-79(5) (dealing with objects of expenditure included in state budget) to include said program.

H 1140 Identity of crime victims — GS 14
Introducers: Raynor and others — Sent to JUDIC 1

"To prohibit the publication of the identity of the victim of certain crimes." Makes it misdemeanor for any person to intentionally publish or assist in the publication, through news media or similar methods of news dissemination, identity of any living person as victim of crime of rape, sexual intercourse without consent, sexual intercourse with child, sexual perversion, or indecent behavior with child alleged to have occurred or which did occur in NC. Misdemeanor established punishable by $500 fine,

imprisonment for not more than one year, or both. Exempts from Act publications or communications necessary in official investigation, institution, prosecution or defense of any civil or criminal proceeding or in compilation of records pertaining to such.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1130 Warsaw mayor, comm'rs pay — DUPLIN
Introducer: H. Johnson — Sent to LOC GOVT

"Relating to the compensation of the Mayor and members of the Board of Commissioners of the Town of Warsaw." Sets salary of Mayor at $50/month and of comm'rs at $25/month. Provides that SL 1969, Ch. 181 (procedures for governing boards of municipalities to set their own salaries) to be fully applicable to Warsaw in future.

H 1131 Junk car tax — GUILFORD
Introducers: Short, Coble, Frye, Payne, Phillips and Ridenour — Sent to FINANCE

"To authorize counties to tax motor vehicles for financing the disposal of junked and abandoned vehicles." Authorizes Guilford comm'rs to finance methods of disposing of junked or abondoned cars, including an annual tax up to $1 for each vehicle registered in county.

H 1136 Creedmoor charter revision — GRANVILLE
Introducer: Watkins — Sent to LOC GOVT

"To revise and consolidate the Charter of the Town of Creedmoore and to repeal prior charter acts." Consolidates Creedmoore charter as follows: (1) sets forth corporate boundaries; (2) provides for mayor elected at large for 2 years, and 5 comm'rs elected at large for 4-year staggered terms; (3) provides for compensation of mayor and board, meetings and voting; (4) regulates town elections; (5) provides for city attorney and other city officers; (6) provides town finances to be in accord with general law; (7) extends police jurisdiction one mile extraterritorially and to all city-owned property; (8) contains procedure for presentation of claims against city. Contains list of repealed acts.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 631 Service roands/controlled access (digested in Bulletin No. 85, p. 818). Committee substitute adopted in Senate 5/20/69 amending proviso of GS 136-89.55 permitting State Highway Comm'n to vacate or abandon access to local service or frontage road where such action reduces access to facility upon consent of abutting property owners or on payment of just compensation (adds elements of consent and compensation).

HOUSE

H 613 Punishing fish larceny (House committee substitute digested in Bulletin No. 88, p. 876). Floor amendments adopted in House 5/20/69 (1) setting minimum penalities in act at $100 (original, $400) and 30 days imprionment (was, 60 days); (2) limiting application to those private fish ponds which have been stocked with game fish (as well as commerical, state, or educational hatcheries); and (3) exempting Caswell, Gaston, Granville, Lincoln and Person counties.

H 643 1-gallon liquor transactions (digested in Bulletin No. 62, p. 518; House amendment digested in Bulletin No. 78, p. 731; Senate amendments digested in Bulletin No. 88, p. 876, and Bulletin No. 89, p. 891). Amendments adopted in Senate 5/20/69 deleting 1 county and adding 3 municipalities to which bill applies.

H 1019 Low-income housing corporation (digested in Bulletin No. 83, p. 793). Technical amendment adopted in House 5/20/69.

SENATE AND HOUSE CALENDAR ACTION MAY 20,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES.(5/08) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 41 SYMPHONY SOCIETY RETIREMENT.(2/21, 5/14) S-CONFEREES APPOINTED MAY 19; H-CONFEREES APPOINTED.
S. 106 REAL PROPERTY LIEN ASSESSMENT.(3/18) H-PLACED ON CAL FOR MAY 27.
S. 152 PROFESSIONAL CORPORATIONS.(5/15) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 192 DEALER-MFR VEHICLE LICENSE FEES.(5/01) H-PASSED 3RD READING.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18, 5/15) S-PLACED ON CAL.
S. 280 VOTING CORPORATE STOCK. H-RE-REF TO COM ON CORP.
#S. 301 GAS TAX EXEMPT-PRIVATE SCHOOLS-3. H-FAILED 2ND READING.
#S. 333 CHANGE OF VENUE OF SPEED TRIAL. S-REPTD UNFAV.
S. 337 STANDARDS,BAIL & RECOGNIZANCE.(5/16) H-REF TO COM ON JUDIC 1.
S. 452 WINE AND BEER REGULATION.(5/16) H-REF TO COM ON ABC.
S. 457 FULL-TIME VOTER REGISTRATION. S-PLACED ON CAL FOR MAY 21.
S. 468 AMENDING DRUG LAWS.(5/15) S-PLACED ON CAL FOR MAY 21; S-RE-REF TO COM ON JUDIC 1.
S. 472 STATE TOBACCO MUSEUM.(5/08) H-REF TO COM ON ST. GOVT.
S. 487 SINGLE BONDS WITHOUT COUPON. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 488 MUNICIPAL BOND INTEREST. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 489 COUNTY BOND INTEREST. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 493 BUSINESS CORP.ACT AMENDMENTS. S-REPTD FAV AS AMENDED.
S. 503 REMOVE CITY BOND INTEREST LIMIT. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 515 CONSUMER PROTECTION ACT. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 530 REGISTER OF DEEDS-STAMP TAX. H-REPTD FAV.
#S. 578 WORKMEN'S COMPEN. MEDICAL CHARGES. S-REPTD UNFAV.
S. 579 SMALL TRAILER TURN SIGNAL. H-REF TO COM ON ROADS.
S. 605 LOCAL GOVERNMENT ACT. H-REF TO COM ON LOC GOVT.
S. 625 NURSING BD.CREDITS CERTIFICATION.(5/16) H-REF TO COM ON HEALTH.
S. 630 URBAN TRAFFIC CONGESTION RELIEF. S-REPTD FAV.
S. 631 SERVICE ROADS/CONTROLLED ACCESS.(5/20) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.

S. 639 HIGHWAY REPAIR BY CITIES/TOWNS. S-REPTD FAV.
S. 655 HIGHWAY PATROL PLATES. S-REPTD FAV.
S. 673 (J.RES.) HONORING PHYSICIANS ATTENDING TO GA. H-REF TO COM ON HEALTH.
S. 677 (J.RES.) HONORING T CLARENCE STONE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30, 5/19) H-PLACED ON CAL FOR MAY 23.
H. 297 HIGHWAY TAX INCREASES. S-AMENDMENT FAILED; S-PASSED 2ND READING; S-PLC'D CAL 5/21-SPEC ORDER.
H. 383 MUNICIPALITIES,EMINENT DOMAIN.(4/18, 5/02) S-REPTD FAV.
H. 468 LICENSING OSTEOPATHS.(4/22, 4/23, 5/20) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
H. 475 CLARIFICATION OF BURGLARY.(4/23, 5/16) H-CONCURRED IN S-AMENDMENT.
#H. 555 LITTERBUG PRESUMPTION. S-REPTD UNFAV.
H. 571 TRIAL UPON INFORMATION. H-RECONSIDERED 2ND READING; H-RE-COM TO COM ON CONSTUTN.
H. 613 PUNISHING FISH LARCENY.(5/16, 5/20) H-AMENDMENTS ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 622 UNIFORM ARBITRATION ACT. H-REPTD FAV AS AMENDED.
H. 681 FELONIOUS ASSAULTS PUNISHMENT.(5/19) H-PLACED ON CAL.
H. 737 POPULATION ESTIMATES-STATE FUNDS. S-REF TO COM ON FINANCE.
H. 738 WADE/POWELL BILL FUNDS. S-REPTD FAV.
H. 866 NC COLLEGE-REGIONAL UNIVERSITY-2.(5/14) S-REPTD FAV.
H. 902 FUNERAL EXPENSES DECEASED'S DEBT.(5/07) S-REPTD FAV.
#H. 930 DEFAMATION BY INTERPRETATION. H-REPTD UNFAV.
H. 941 LAKE NORMAN BLIND FISHING.(5/19) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 952 VALIDATING CORPORATE DEEDS. H-REPTD FAV.
H. 965 HEARING AID BOARD.(5/16) H-TAKEN FROM CALENDAR; H-RE-REF TO COM ON HEALTH.
#H. 969 LITTERING FINE INCREASE. H-REPTD UNFAV.
H. 976 EXPLOSIVE TRUCKS-STOP AT RR'S. H-REPTD FAV AS AMENDED.
H. 979 REGISTER ICC EXEMPTIONS. H-REPTD FAV.
H. 980 SAFETY RULES-COMMON CARRIERS. H-REPTD FAV.
H. 997 (J.RES.) STUDENTS CLEAN ROOMS. S-REF TO COM ON HIGHR ED.
H.1019 LOW-INCOME HOUSING CORPORATION.(5/16, 5/20) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H.1026 (J.RES.) CONGRATULATING GARDNER WEBB COLLEGE. S-REPTD FAV AS AMENDED.
H.1092 RAVEN ROCK PARK FUNDS. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H.1128 (J.RES.) FEDERAL SOIL CONSERVATION FUNDS. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON AGRICULT.

LOCAL BILLS

S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03, 4/11) H-PASSED 3RD READING.

S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION.(5/19) H-PASSED 2ND READING.
S. 340 (ROWAN) SPECIAL TAXES,COUNTY OFFICES. H-PASSED 3RD READING.
S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15) H-REF TO COM ON LOC GOVT.

H. 370 (JACKSON, SWAIN, TRANSYLVANIA) SALE OF WINE OR BEER. S-PASSED 2ND & 3RD READINGS.
H. 643 (BUNCOMBE, NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS.(5/02, 5/16, 5/19, 5/20) S-AMENDMENTS ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 672 (CATAWBA, DAVIDSON, GASTON, GRANVILLE, GUILFORD, ROCKINGHAM, WATAUGA) AMBULANCE CHARGE GARNISHMENT.(4/25) S-REPTD FAV AS AMENDED.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING. S-REF TO COM ON LOC GOVT.
H. 729 (GUILFORD) SUBDIVISION REGS.(5/19) H-PLACED ON CAL FOR MAY 23.
H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. S-REF TO COM ON LOC GOVT.
H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06, 5/16) H-CONCURRED IN S-AMENDMENT.
H. 792 (DURHAM) RAZING UNFIT DWELLINGS.(5/02, 5/16) H-CONCURRED IN S-AMENDMENT.
H. 812 (ORANGE) REVISE CARRBORO CHARTER.(5/15) S-REF TO COM ON LOC GOVT.
H. 858 (LEE) DAMAGING SANFORD TOWN PROPERTY. S-REPTD FAV.
H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS.(5/09, 5/16) H-PLACED ON CAL.
H. 916 (GASTON) RANLO BOUNDARIES,CONTRACTS. S-REF TO COM ON LOC GOVT.
H.1057 (CRAVEN) HAVELOCK-AUTO REMOVAL LIEN. H-REPTD FAV.
H.1082 (ROBESON) LUMBERTON SCHOOL ANNEXATION. S-WITHDRAWN FROM COM; S-PASSED 2ND READING.

****

Next Sessions of Senate and House:

12 Noon, Wednesday, May 21, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 91 -911- WEDNESDAY, MAY 21, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 689 Building inspectors liability — GS 14, 128
Introducer: McGeachy — Sent to JUDIC 1

"Clarifying the potential liability of local building inspectors carrying out their duties in a lawful manner." Amends GS 14-134 to make clear that trespass as defined therein applies only to "willful and unlawful" entries upon the lands of another. Amends GS 14-159 to make clear that injury to buildings and fences and taking possession of buildings, as prohibited therein, must be "willful and unlawful." Amends GS 128-1 to exempt city and county building inspectors, electrical inspectors, plumbing inspectors, fire prevention inspectors and similar local gov't inspectors from double office holding prohibition set forth in said section.

S 690 Ins. Comm'r & local bldg inspectors — GS 14, 58, 69, 87
Introducer: McGeachy — Sent to INSUR

"Clarifying and bringing up to date the statutes governing the functions of the Commissioner of the N. C. Department of Insurance with reference to local building inspectors." Amends GS 14-68 (Failure of owner of property to comply with orders of public authorities) (1) to make clear that orders with which owners are to comply must be duly authorized; (2) adding local building (and other), inspectors, to persons (now, fire chief and State Insurance Comm'r) whose orders must be obeyed; and (3) making each day's neglect, failure or refusal to obey such orders, a violation (now, neglect only). Rewrites GS 58-10 to give Comm'r of Insurance general supervision of local fire prevention inspectors, and to authorize him to specially inspect local inspectors and require enforcement of the laws. (Now, Comm'r directed to provide forms necessary for local inspection of buildings, and to specially inspect.) Amends GS 69-4 (1) to expand list of local building officials who are entitled by law to enter buildings for fire inspection to include local building, electrical, heating or fire prevention inspectors (now, only city building inspectors); (2) to delete requirement that Comm'r of Insurance require annual and quarterly municipal fire inspections and reports to him; (3) to permit local building, electrical, heating, or fire prevention inspectors (instead of "fire committee") to investigate homes in which original inspection has discovered combustible material ordered removed and the owner has appealed; (4) to permit Comm'r to make such investigations himself (or by deputy) in counties as well as in municipalities; and (5) to delete requirement that local inspectors be paid reasonable salary or fees by municipality. Amends GS 69-13 to permit local building, electrical, heating or fire prevention inspectors, as well as (now) Comm'r of Insurance, to enforce GS Ch. 69, Art. 2 (Fire Escapes). Amends GS 69-29 (a) and (b) to change references therein to hotels of "A, A1, B, C, D, and E" construction to read, "Type I, II, III, IV, V or VI". Amends GS 87-14 to provide that contractors seeking permits to build structures costing more than $20,000 must

prove they are licensed by the State, when requesting permit from city, town, or county building inspectors (now, city, town or village building inspectors).

S 691 County bldg inspector jurisd'n — GS 153, 160
Introducer: McGeachy — Sent to JUDIC 1

"Redefining the jurisdiction of county building inspectors and recodifying the provisions concerning county electrical inspectors." Repeals GS 160-122 (dealing with county electrical inspectors in GS Ch. 160, "Municipal Corporations") and substantially recodifies in GS Ch. 153 ("Counties and County Commissioners") as GS 153-9 (47a). Amends 153-9(39b) to authorize county comm'rs to adopt county fire prevention regulations in unincorporated areas of county if not regulated by municipal ordinance (now, outside the corporate limits of any municipality); similar change made in GS 153-9(47a) above as to electrical inspection. Amends GS 153-9(47) (dealing with county plumbing inspectors) to authorize county inspector to operate in all unincorporated areas not regulated by municipal zoning (now, in unincorporated areas). Amends GS 153-9(52) (dealing with county building inspectors) to specify that territorial jurisdiction of county building inspector includes unincorporated areas in the county not regulated by municipal zoning ordinances and to authorize the comm'rs to compensate the building inspector by paying him part or all of inspection fees collected (now, any inspection fees collected).

S 692 State Building Code update — GS 143
Introducer: McGeachy — Sent to JUDIC 1

"Amending Article 9 of Chapter 143 of the General Statutes relating to the State Building Code Council and the State Building Code so as to clarify and bring up to date its provisions in light of operational experience." Amends GS 143-136: (1) to increase council membership from 9 to 10 and add new member required to be registered architect or licensed general contractor specializing in residential design or construction; (2) to permit building inspector member to be either municipal or county; and (3) to require that representative from engineering staff of State agency be a registered engineer. Amends GS 143-138: (1) to delete provision in subsection (b) that State Building Code regulations governing electrical systems may be the National Electric Code, as approved by American Standards Ass'n and filed with Sec'y of State; (2) to provide that municipal or county resolution adopting Code, under procedure in subsection (b), makes Code apply to buildings within local governing body's jurisdiction as defined in subsection (e); (3) to update references in subsection (c) to codes which are to be treated as standards for State Building Code; (4) to amend the first proviso to GS 143-138(b) to provide that article not to apply building regulations to farm buildings outside "building regulation, jurisdiction" (now, "corporate limits") of any municipality. Rewrites GS 143-138 (e) to (1) define territorial jurisdiction of locally adopted codes, approved by State Building Code Council, as follows: for municipalities, the area regulated by valid municipal zoning ordinance; for counties, rest of the county; and (2) provide that when State Building Code is amended, Council required to reconsider approval of local codes. Amends GS 143-138(g) to add judges and clerk of Court of Appeals to list of officials receiving State Building Code, chief building inspector of municipalities and counties to list of officials receiving Code by request, and making conforming changes in list where names of recipient agencies have been changed. Amends GS 143-138(h) to permit local enforcement official or Insurance Comm'r to institute court action to prevent construction, repair or maintenance of buildings in violation of State Building Code, to restrain, correct or abate such violation, or to prevent occupancy or use of such structures until violation corrected. (Now, subsection contains only criminal penalties.) Repeals GS 160-141 (Electrical wiring of houses) and re-enacts as new GS 143-143.2, substantially the same except that provision in repealed section concerning fee to be given for electrical inspection is omitted, and references to building inspectors are changed to electrical inspectors.

S 693 Obsolete building laws repealed — GS 160
Introducer: McGeachy — Sent to JUDIC 1

"Repealing obsolete municipal building laws and authorizing the creation of municipal inspection departments." Re-writes Art. 11 of GS Ch. 160 ("Regulation of Buildings") to give any municipality permissive authority to organize an inspection department, specifying duties and responsibilities of such dep't if established (functions now generally lodged in fire dep'ts). Territorial jurisdiction of municipal inspector to enforce State Building Code, fire prevention code and minimum housing standards ordinance under Art. 15, GS Ch. 160 includes municipal limits and any extraterritorial area included in municipal zoning ordinance. Authorizes two or more municipalities to create joint inspection dep't or to jointly use personnel, and authorizes county to provide inspection services within municipality upon request of municipal board. Authorizes municipal board to finance inspection dep't. Prohibits conflict of interest by personnel of inspection dep't. Recodifies GS 160-120 to make failure of inspector to perform duties a misdemeanor. Recodifies GS 160-126 to continue requirement for building permit prior to beginning construction, etc. Limits validity of unused permits to six months or such lessor time as fixed by local ordinance or if work is discontinued for 12 months, permit to expire. Prohibits unauthorized changes in terms of permit. Recodifies GS 160-126 in modified form to provide for inspection of work in progress. Provides procedures for inspector to issue stop order when work done in dangerous manner or in violation of law. Allows inspector to revoke permit on written notice for specified reasons. Recodifies GS 160-126 to provide for certificate of compliance on completion of work. Provides for periodic inspections for unsafe, insanitary, hazardous or unlawful conditions as directed by local board, replacing the mandatory quarterly inspections of buildings within fire limits under GS 160-142 and annual inspections of others under GS 160-143. Recodifies GS 160-149 to require correction of defects found by inspectors. Expands and strengthens procedures for condemnation of unsafe buildings (now, GS 160-151 to 153). Provides equitable remedies and criminal penalties for enforcement. Requires specified records be kept by inspectors (now, GS 160-144). Provides new appeal procedure under State Building Code to Comm'r of Insurance or as specified in GS 143-139, with further appeals to State Building Code Council or to courts. Recodifies GS 160-124, -125, -128, -236, -237 dealing with establishing fire limits, restrictions within primary fire limits, and failure to establish primary fire limits and provides for secondary fire limits. Amends GS 160-184 (dealing with ordinance to repair, close or demolish a dwelling) to make conforming changes. Recodifies GS 160-115 to -117 and -119 relating to municipal fire dep'ts.

S 694 Creating county inspection dep'ts — GS 153
Introducer: McGeachy — Sent to JUDIC 1

"Authorizing the creation of county inspection departments." Adds new Art. 27 of GS Ch. 153 ("County Inspection Department") to give any county permissive authority to organize an inspection department, specifying duties and responsibilities of such dep't. if established. Territorial jurisdiction of county inspector to enforce State Building Code, fire prevention code and minimum housing standards ordinance under Art. 15, GS Ch. 160 includes unincorporated areas of county other than those regulated by valid zoning ordinance. Authorizes two or more local units to create joint inspection dep't or to jointly use personnel, and authorizes county to provide inspection services within municipality upon request of municipal bd. Authorizes Comm'rs to finance inspection dep't.

Prohibits conflict of interest by personnel of inspection dept. Makes failure of inspector to perform duties a misdemeanor. Continues requirement for building permit prior to beginning construction, etc. Limits validity of unused permits to six months or such lesser time as fixed by local ordinance or if work is discontinued for 12 months, permit to expire. Prohibits unauthorized changes in terms of permit. Provides for inspection of work in progress. Provides procedures for inspector to issue stop order when work done in dangerous manner or in violation of law. Allows inspector to revoke permit on written notice for specified reasons. Provides for certificate of compliance on completion of work (sometimes called "certificate of occupancy"). Provides for periodic inspections for unsafe, insanitary, hazardous or unlawful conditions as directed by comm'rs. Requires correction of defects found by inspectors. Provides procedures for condemnation of unsafe buildings. Provides equitable remedies and criminal penalties for enforcement. Requires specified records be kept by inspectors. Provides appeal procedure under State Building Code to Comm'r of Insurance or as specified in GS 143-139, with further appeals to State Building Code Council or to courts. Authorizes comm'rs to establish fire limits, which may include business and industrial sections of county in unincorporated areas not regulated by municipal zoning and requires permits for construction within limits.

S 695 (Joint Resolution) LRC to study faculty retirement — STUDY, MISC RES
Introducers: Kirby and others — Sent to HIGHR ED

"Authorizing and directing the Legislative Research Commission to study the State's retirement system as it relates to college and university faculty members." Legislative Research Comm'n to study NC Teachers' and State Employees' Retirement System as it relates to faculty and administration members of public institutions of higher education and to recommend whether changes should be made, or alternatives authorized to assist in recruitment. LRC to report findings to 1971 Assembly, and any suggested changes not to endanger financial soundness of existing system. Teacher's and State Employees' Retirement System staff and Board of Higher Education directed to assist LRC.

S 697 Soybean study funds — GS 106, APPROPRIATION
Introducer: Wood — Sent to AGRICULT

"Appropriating funds to the Agricultural Experiment Station, North Carolina State University at Raleigh, for soybean research." As title indicates, appropriating from General Fund $40,000 for fiscal year 1969-70 and $40,000 for fiscal year 1970-71. Emphasis is to be on soybean breeding. Effective July 1, 1969.

HOUSE

H 1142 Condemnee's litigation expenses — GS 40, 136
Introducer: McFadyen — Sent to JUDIC 1

"To provide for payment by condemnor of condemnee's expenses incurred in a proceeding or action for the appropriation of property." Requires condemnor in any condemnation action (pursuant to statewide or local act) to pay all reasonable litigation expenses, including attorney fees, appraisal fees, witness fees, surveying and engineering fees, exhibit costs, etc, of condemnee. Provides that presiding judge or clerk in special proceeding terminated without appeal to determine expenses. Effective on ratification and applicable to proceedings initiated after that date.

H 1143 Training counselors/room & board — GS 134
Introducer: McFadyen — Sent to CORRECTN

"To provide for room and board under certain conditions for counselors at training schools." Adds new GS 134-98.1 providing that counselors employed by and residing at State correctional and training institutions operated by State Board of Juvenile Correction, shall receive free room and board if they reside in same buildings with trainees and are on call at schools at night at regularly recurring times. Effective July 1, 1969.

H 1145 Civil defense amendments — GS 166
Introducer: R. Jones — Sent to ST GOVT

"To amend Chapter 166 of the General Statutes relating to civil defense." Amends GS 166-1(a) (apparently GS 166-1.1) to add civil disorders or disturbances to list of occurences enumerated in statement of purpose of Civil Defense Act; and amends GS 166-2(1) to expand definition of "civil defense" to include preparation and operational emergency activities designed to cope with civil disturbances or disorders and unspecified natural disasters. Rewrites GS 166-4 (Civil Defense Advisory Council) to provide for Council composed of 12 members and ch'man, all appointed by Governor and serving at his pleasure. State CD Director to be CDAC exec. sec'y. CDAC to convene on call of Governor or ch'man and to advise Governor on all matters related to civil emergency preparedness. CDAC members serve without compensation, but may be reimbursed for reasonable and necessary expenses at same rate as State boards generally. Director to transmit recommendations of CDAC to Governor within three work days of adjournment of CDAC.

H 1146 Civil defense shelters — GS 166
Introducer: R. Jones — Sent to ST GOVT

"To amend the Civil Defense Law to allow the building of shelters in public buildings." Adds new GS 166-8(c) authorizing political subdivisions to erect new buildings or utilize existing buildings to build fall-out shelters for public or emergency governmental use; to use minimum space and fall-out protection criteria recommended by State Director of Civil Defense. Adds new GS 166-13 to permit shelters to be placed in State and local public buildings and to require State Director of Civil Defense to establish specifications for such shelters.

H 1147 Correction brake requirement — GS 20
Introducer: Paschall — Sent to HY SAFTY

"To amend G. S. 20-124 to correct error." Amends GS 20-124(f), to correct cross reference.

H 1149 County Sr. citizens info officer — GS 153
Introducers: Fulton and others — Sent to LOC GOVT

"To authorize the County Commissioners of the various counties to appoint a senior citizens information officer." As title indicates, such officer having duties of obtaining, maintaining, furnishing and publicizing information of interest and benefit to citizens 65 and other.

H 1152 Water/sewer authorities amdts — GS 162A
Introducers: Penton and Snead — Sent to WATER

"Amending Chapter 162A of the General Statutes, the same being the North Carolina Water and Sewer Authorities Act." Adds new GS 162A-2(8a) defining "revenues" as all moneys received by authority from or in connection with sewer or water system, including money received as interest grants. Purports to rewrite first paragraph (apparantly first sentence of third paragraph) of GS 162A-4 to provide that certified copies of resolutions of governing bodies creating authority (now, authority itself) to be filed with Sec'y of State consenting to additional political subdivisions joining the authority. Rewrites first paragraph of GS 162A-5 to delete requirement that Governor appoint a member of each authority and to delete requirement that at first meeting of original board, members to draw by lot for length of term to be served. Adds new GS 162A-6(12a) authorizing authority to accept monies from any public or private source and agree to use moneys under terms on which given. Amends GS 162A-7 to increase maximum interest rate on revenue bonds issuable by authority to 7% (now, 5%) and to provide that interest rate limit not to apply to bonds with respect to which any public agency has agreed to make annual interest grants to authority, with the amount of interest required to be paid on money received on such bonds to be calculated with the annual interest grants deducted from total amount of interest on the bonds.

H 1155 Mt. Holly forestry funds — APPROPRIATIONS
Introducer: Bumgardner — Sent to APPROPRN

"To appropriate to the Department of Conservation and Development funds for capital improvements at the Mount Holly District Headquarters Unit of the Division of Forestry." Appropriates $54,000 from General Fund to Dep't of Conservation and Development for acquiring land and constructing buildings, utilities, access roads and landscaping, and fencing for the Mt. Holly District Headquarters Unit of the Division of Forestry. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 696 Greensboro emergency reserve — GUILFORD
Introducers: Edwards, Bowles and Murrow — Sent to LOC GOVT

"To amend Chapter 164, Private Laws of 1929, relating to the emergency reserve fund of the City of Greensboro." Amends cited Act as amended by SL 1945, Ch. 323, to permit board to invest funds in life insurance contracts with insurance companies authorized to do business in NC. Amends cited Act as amended by SL 1967, Ch. 129 to permit maximum benefits to be increased as determined by directors upon actuarial recommendations (now, up to amount not to exceed 100% of benefits offered thereunder).

HOUSE

H 1141 Open space preservation — ROCKINGHAM
Introducer: McMichael — Sent to LOC GOVT

"To amend Article 14A of Chapter 160 of the General Statutes, relating to the preservation of open spaces and areas, so as to make the same applicable to Rockingham County." Amends GS 160-181.10 by deleting Rockingham County from list of counties excluded from application of Article 14A (Preservation of Open Spaces and Areas).

H 1144 Saluda land sale — POLK
Introducer: R. Jones — Sent to LOC GOVT

"To authorize the City of Saluda in Polk County to sell certain land and/or timber growing thereon at private sale." Authorizes Saluda governing body to sell at private sale land and/or timber not needed for municipal purposes and located in Henderson County.

H 1148 School board election — ALEXANDER
Introducers: Bostian, Kincaid and Fulton — Sent to EDUCATN

"To provide for the election of the Board of Education of Alexander County." Provides board to consist of 6 members elected for 4-year terms, and divides county into 4 districts of specified contiguous townships, giving each district 1 member, except for district 3 to have 3 members. Provides for non-partisan election to be held at general election for nominations to General Assembly. Specifies procedure for filing. Present board to hold office until specified expiration dates or until successors elected. Specifies procedure for 1970 and 1972 elections. If number of candidates does not exceed number of vacant seats, candidates to be declared elected.

H 1150 Charlotte council meetings — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell Carson, Hicks, and A. Jones — Sent to LOC GOVT

"To amend the Charter of the City of Charlotte to enlarge the voting powers of the Mayor." Requires 4 affirmative votes of council members, or 3 and the mayor in case of tie, for passage of any motion, resolution or ordinance. Provides that unless approved by at least 6 members of council, passage of any motion, ordinance or resolution may be delayed by the mayor until next regular or special meeting of council, where, to be passed, it must have approval of at least 5 members of council. Also provides that all final votes of council involving expenditure of $3000 or more (now, $1000) shall be by yeas and nays and entered on record.

H 1151 Anti single shot voting — DUPLIN
Introducer: Johnson — Sent to LOC GOVT

"To amend Chapter 775 of the Session Laws of 1967 by deleting the word 'Duplin' from G. S. 163-151(c)2." Amends cited act to delete Duplin from list of counties where voter must vote in county offices primaries for as many candidates as there are positions to be filled.

H 1153 Marryin' mayor/Sparta — ALLEGHANY
Introducers: Collins, Gentry and Barr — Sent to LOC GOVT

"To amend G. S. 51-1 to allow the Mayor of Sparta to perform marriages." Modifies GS 51-1 (giving certain officials authority to perform marriages) to give such authority to the mayor of Sparta.

H 1154 County plumbing/bldg inspectors — LENOIR
Introducers: Lilley and Elliot — Sent to LOC GOVT

"To amend G. S. 153-9 so as to authorize the appointment of county plumbing inspectors and county building inspectors in Lenoir County." Amends GS 153-9(47) and (52) as title indicates.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 128 Adjutant General's staff grades (digested in Bulletin No. 28, p. 170). Floor amendment adopted in House 5/21/69 specifically adding Viet Namese conflict to application of bill.

S 493 Business Corp. Act amendments (digested in Bulletin No. 68, p. 611). Amendments adopted in Senate 5/21/69 (1) to make clear that all types of securities of merging or consolidating corporation may be involved in any plan of merger or consolidation; (2) to permit, where merging corporation is wholly-owned subsidiary of surviving corporation and no cash or securities will be involved, directors to make statement to that effect; (3) to rewrite GS 55-67(b) to provide that shares of own stock held through subsidiary or otherwise not to be voted in election of directors, if corp. is sole fiduciary, unless instrument or court order provides that shares may be voted as directed by some person other than corp. and such person so directs; in election of directors if corp. not sole fiduciary, other fiduciary may vote corp.'s shares; in matters other than election of directors, shares held in sole or co-fiduciary capacity may be voted by registered owners unless instrument provides otherwise; (4) making technical and clarifying changes.

S 636 Absentee ballots/city elections (digested in Bulletin No. 85, p. 820). Floor amendments adopted in Senate 5/21/69 exempting municipalities in following counties from application of Act: Buncombe, Burke, Cabarrus, Caldwell, Carteret, Cleveland, Craven, Duplin, Forsyth, Greene, Haywood, Henderson, Johnston, Jones, Lenoir, Madison, Mitchell, New Hanover, Pamlico, Pender, Polk, Sampson, Stanley, Swain, Wake, Wayne, Wilkes, and Yancey.

S 655 Highway Patrol plates (digested in Bulletin No. 87, p. 856). Floor amendment adopted in Senate 5/21/69 to specify that assignment of such registration plates shall be in lieu of all other registration requirements.

HOUSE

H 468 Licensing osteopaths (digested in Bulletin No. 53, p. 419). Amendments adopted in Senate 5/20/69 deleting 5-member quorum provision of Osteopathic Examination and Licensing Board and provision that four of Board members present agree on qualifications of applicant; deleting Secs. 1 and 2 of bill specifically requiring one doctor of osteopathy and seven MD's as members of Board of Medical Examiners and relating to appointment of the specified professional degree holders to Board. Floor amendment adopted in Senate 5/21/69 revitalizing Osteopathy Board excised by original bill and providing July 1, 1969 as effective date.

H 643 1-gallon liquor transactions (bill and amendment digests cited in Bulletin No. 90, p. 906). Floor amendment adopted in Senate 5/21/69 adding 4 counties and 3 municipalities to which bill applies.

H 672 (Guilford) Ambulance charge garnishment (digested in Bulletin No. 63, p. 537; House amendment digested in Bulletin No. 73, p. 681). Floor amendments adopted in Senate adding to counties subject to Act: Buncombe, Franklin, Madison, Mitchell, Vance, and Yancey.

H 1026 Honoring Gardner Webb College (digested in Bulletin No. 84, p. 809). Clarifying amendment adopted in Senate 5/21/69.

SENATE AND HOUSE CALENDAR ACTION MAY 21,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES.(5/08) H-REF TO COM ON JUDIC 2.
S. 128 ADJUTANT GENERAL'S STAFF GRADES.(5/21) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 152 PROFESSIONAL CORPORATIONS.(5/15) H-REF TO COM ON JUDIC 2.
#S. 185 DIPLOMA NURSING SCHOOL CREDIT.(5/08) RATIFIED - CHAPTER 547.
S. 242 PORNOGRAPHIC SALES TO MINORS. S-PLACED ON CAL FOR MAY 23.
S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18, 5/15) S-CONCURRED IN H AMEND.
#S. 339 WELFARE LAW RECODIFICATION.(4/16, 5/13, 5/14) RATIFIED - CHAPTER 546.
S. 373 LICENSE FEE - OPTOMETRISTS.(5/13) H-REPTD FAV.
S. 457 FULL-TIME VOTER REGISTRATION. S-PASSED 2ND READING.
S. 485 CREDIT UNION DEDUCTIONS:STATE PAY.(5/02) H-REPTD FAV AS AMENDED.
S. 487 SINGLE BONDS WITHOUT COUPON. H-REF TO COM ON FINANCE.
S. 488 MUNICIPAL BOND INTEREST. H-REF TO COM ON FINANCE.
S. 489 COUNTY BOND INTEREST. H-REF TO COM ON FINANCE.
S. 493 BUSINESS CORP.ACT AMENDMENTS.(5/21) S-AMENDMENTS ADOPTED; S-PLACED ON CAL FOR MAY 26.
S. 503 REMOVE CITY BOND INTEREST LIMIT. H-REF TO COM ON FINANCE.
S. 515 CONSUMER PROTECTION ACT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 530 REGISTER OF DEEDS-STAMP TAX. H-PASSED 2ND & 3RD READINGS.
S. 541 UTILITIES COMM. APPEALS. H-REPTD FAV.
#S. 543 NUMBERED SEATS,4TH SEN. DIST.. RATIFIED - CHAPTER 559.
S. 549 (J.RES.) CT.COMM'N; JUDGE STUDY SOLICITOR. H-REPTD FAV.
S. 557 DRIVING-WITH-PARKING-LIGHTS BAN. S-REPTD FAV.
S. 602 BRAKE LINING STANDARDS. S-REPTD FAV.
S. 624 MANDATORY REVIEW OF PROBATION. H-REPTD FAV.
S. 628 POTATO HAULING VEHICLES FEES.(5/19) H-REF TO COM ON HY SAFTY.
S. 629 STUDY DISTURBED CHILDREN. S-REPTD FAV.
S. 630 URBAN TRAFFIC CONGESTION RELIEF. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 631 SERVICE ROADS/CONTROLLED ACCESS.(5/20) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 636 ABSENTEE BALLOTS/CITY ELECTIONS.(5/21) S-AMENDMENTS ADOPTED; S-PLACED ON CAL FOR MAY 22.
S. 639 HIGHWAY REPAIR BY CITIES/TOWNS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 654 HIGHWAY TOLL ROAD BONDS. S-REPTD FAV.
S. 655 HIGHWAY PATROL PLATES.(5/21) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 677 (J.RES.) HONORING T CLARENCE STONE. H-PASSED 2ND & 3RD READINGS.
S. 687 COUNCIL OF STATE COMPENSATION. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON APPROPRN.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08) S-REPTD FAV; S-RE-REF TO COM ON JUDIC 2.
H. 102 DRIVING UNDER INFLUENCE - 2.(5/07, 5/08) S-REPTD UNFAV WITH MIN REPORT.
H. 191 PUNISHING OF FIREARMS CRIMES.(4/29, 5/02) H-REPTD FAV AS AMENDED.
H. 259 VARIABLE ANNUITY PLAN.(5/09) S-REPTD FAV.
H. 297 HIGHWAY TAX INCREASES. S-PASSED 3RD READING.
H. 367 DEDUCT CONTRIBUTIONS-RESCUE SQUADS. H-REPTD FAV.
H. 383 MUNICIPALITIES,EMINENT DOMAIN.(4/18, 5/02) S-PASSED 2ND & 3RD READINGS.
H. 399 BEER BUYER AGE. H-REPTD FAV AS AMENDED.
H. 434 GASOLINE TAX REFUNDS RESCUE SQUADS. H-PLACED ON CAL FOR MAY 27.
H. 468 LICENSING OSTEOPATHS.(4/22, 4/23, 5/20, 5/21,) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 524 WELFARE LAW RECODIFICATION. H-REPTD UNFAV.
#H. 530 COLLEGE SPEAKERS RESTRICTIONS. H-REPTD UNFAV.
H. 622 UNIFORM ARBITRATION ACT.(5/21) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 681 FELONIOUS ASSAULTS PUNISHMENT.(5/19) H-CONCURRED IN S-AMENDMENT.
H. 682 MISDEMEANOR ASSAULTS PUNISHMENT.(5/19) H-PLACED ON CAL.
H. 706 BARBED-WIRE FENCES ON HIGHWAYS. S-REPTD FAV.
H. 738 WADE/POWELL BILL FUNDS. S-PASSED 2ND & 3RD READINGS.
#H. 765 ADD APP.CT.REP'TS TO STATE PUBS.. H-REPTD UNFAV.
H. 777 POULTRY QUARANTINE. S-PASSED 2ND & 3RD READINGS.
H. 796 APPLE ASSESSMENTS.(5/02) S-PASSED 2ND & 3RD READINGS.
H. 866 NC COLLEGE-REGIONAL UNIVERSITY-2.(5/14) S-PASSED 2ND & 3RD READINGS.
#H. 881 SCHOOL FISCAL OFFICERS. H-REPTD UNFAV.
H. 899 STATE FIREMEN'S ASSOC. H-REPTD FAV.
H. 902 FUNERAL EXPENSES DECEASED'S DEBT.(5/07) S-PASSED 2ND & 3RD READINGS.
H. 920 NAT.GUARD MUTUAL ASSIST.COMPACT.(5/19)S-REF TO COM ON VETERANS.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP. H-PLACED ON CAL FRO MAY 23.
H. 940 VEHICLE INSPECTION-RECIPROCITY. S-REPTD FAV.
H. 941 LAKE NORMAN BLIND FISHING.(5/19) S-REF TO COM ON WILDLIFE.
H. 942 AFTER-ACQUIRED PROPERTY CLAUSES. H-REPTD FAV AS AMENDED.
H. 947 MAYORS TO ADMINISTER OATHS.(5/16, 5/19) S-REF TO COM ON LOC GOVT.
H. 952 VALIDATING CORPORATE DEEDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 973 PRICE NOTICES-TYPE SIZE. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON JUDIC 2.
H. 976 EXPLOSIVE TRUCKS-STOP AT RR'S.(5/21) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 979 REGISTER ICC EXEMPTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 980 SAFETY RULES-COMMON CARRIERS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 981 TECHNICAL CHANGES-UTIL.COMM'N. H-REPTD FAV.
H. 982 INSPECT UTILITY AFFILIATE RECORDS. H-REPTD FAV.
H. 983 FALSE INFO. UTIL COMM'R. H-REPTD FAV.
H. 987 (J.RES.) HONORING DR.RUDOLPH JONES. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1016 SERVICEMEN'S DRIVING PRIVILEGE. H-REPTD FAV.
H.1019 LOW-INCOME HOUSING CORPORATION.(5/16, 5/20) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1026 (J.RES.) CONGRATULATING GARDNER WEBB COLLEGE.(5/21) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H.1027 EXCISE STAMP TAX EXEMPTION. H-REPTD UNFAV.
H.1029 HIGHWAY CONTRACTOR'S BOND CLAIMS. S-REPTD FAV.
H.1030 CONDEMNATION DEPOSITS. S-REPTD FAV.
H.1031 POWELL BILL ALLOCATIONS. S-REPTD FAV.
H.1083 VALIDATE NOTARY ACTS. H-REPTD FAV.
#H.1111 SELF-BETTERMENT & WELFARE. H-REPTD UNFAV.
H.1115 PUBLIC WELFARE PROVISIONS. H-REPTD FAV AS AMENDED.

LOCAL BILLS

S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION.(5/19) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
#S. 393 (FORSYTH) AMBULANCE FRANCHISES.(4/24) RATIFIED - CHAPTER 548.
#S. 435 (MITCHELL) RHODODENDRON FESTIVAL SUPPORT.(4/21) RATIFIED - CHAPTER 550.
#S. 440 (SURRY) SCHOOL BOARD ELECTION. RATIFIED - CHAPTER 549.
S. 446 (HALIFAX, WARREN) LITTLETON-GASTON SCHOOL DISTRICT.(5/09) H-REPTD FAV AS AMENDED.
#S. 455 (ALAMANCE, BUNCOMBE, CLEVELAND, DURHAM, ROCKINGHAM, WAKE) RELOCATION ASSISTANCE.(4/23, 4/24, 5/14) RATIFIED - CHAPTER 551.
#S. 456 (CLEVELAND) SHELBY FIREMEN'S RETIREMENT FUNDS. RATIFIED - CHAPTER 552.
#S. 460 (CASWELL) WATERSHED IMPROVEMENT. RATIFIED - CHAPTER 553.
#S. 469 (BERTIE) COMMISSIONERS' PAY.(5/01) RATIFIED - CHAPTER 554.
#S. 498 (JOHNSTON) CONSTABLE/DEPUTY PAY. RATIFIED - CHAPTER 555; RATIFIED - CHAPTER 555.
#S. 511 (FORSYTH) RURAL HALL SANIT.DIST.ELECTION. RATIFIED - CHAPTER 557.
#S. 524 (POLK) TAX LISTING PROCEDURES. RATIFIED - CHAPTER 558.
S. 538 (SURRY) N. SURRY SCHOOL COMMITTEE. H-REPTD FAV.

#H. 235 (CUMBERLAND) FAYETTEVILLE CONDEMNATION. RATIFIED - CHAPTER 560.
#H. 554 (CATAWBA) MAIL TAX LISTING.(5/09) RATIFIED - CHAPTER 523.
H. 575 (HENDERSON) HENDERSONVILLE SCHOOL BOARD. H-REPTD FAV AS AMENDED.
H. 576 (HENDERSON) HENDERSONVILLE-SCHOOL BOARD. H-REPTD FAV.
H. 577 (HENDERSON) COUNTY SCHOOL BONDS. H-REPTD FAV.
H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM. S-REQUESTED RETURN TO HOUSE; H-RECONSIDERED 3RD READING; H-RE-COM TO COM ON LOC GOVT.
H. 643 (BUNCOMBE, NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS.(5/02, 5/16, 5/19, 5/20, 5/21, S-RECALLED FROM HOUSE; S-3RD READING RECONSIDERED; S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR MAY 22.
H. 672 (CATAWBA, DAVIDSON, GASTON, GRANVILLE, GUILFORD, ROCKINGHAM, WATAUGA) AMBULANCE CHARGE GARNISHMENT.(4/25, 5/21) S-AMENDMENTS ADOPTED; S-PLACED ON CAL FOR MAY 26.
H. 729 (GUILFORD) SUBDIVISION REGS.(5/19) H-CONCURRED IN S-AMENDMENT.
H. 767 (FORSYTH) CONSTABLE FEES. H-REPTD FAV.
H. 858 (LEE) DAMAGING SANFORD TOWN PROPERTY. S-PASSED 2ND & 3RD READINGS.
H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS.(5/09, 5/16) H-CONCURRED IN S-AMENDMENT.
H. 914 (ORANGE) COUNTY SCHOOL BOARD VACANCY. H-REPTD FAV,
H.1057 (CRAVEN) HAVELOCK-AUTO REMOVAL LIEN. H-PASSED 2ND READING,
H.1082 (ROBESON) LUMBERTON SCHOOL ANNEXATION. S-PASSED 3RD READING.
H.1107 (UNION) DEPUTY SHERIFF/WORKMEN'S COMP.. H-REPTD FAV.

****

The Speaker announced the appointment of the membership of the House Calendar Committee, as follows: Mills, Chairman; Church, Vice-Chairman; DeBruhl, Vice-Chairman; Leatherman, Vice-Chairman; Martin, Vice-Chairman; Barbee; Billings; Bostian; Carter; Collins; Culpepper; Euliss; McMichael; Penton; Quinn; L. Ramsey; Strickland; Snyder; Troxell.

Next Sessions of Senate and House:

12 Noon, Thursday, May 22, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 92 -923- THURSDAY, MAY 22, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 698 Gift tax, spouses gift splitting — GS 105
Introducer: V. White — Sent to JUDIC 1

"To permit a gift by either spouse to a third person to be treated as having been made one-half by each spouse for gift tax purposes." Adds new GS 105-188.1 providing that gifts by one spouse, where both spouses resident in NC, to person other than spouse, to be considered as one-half from each spouse. Defines spouses as being married at time of gift and not remarrying during remainder of calendar year. Excepts from section gifts by spouse of interest in property if he creates in his spouse a general power of appointment, as defined in GS 105-188.2 (present 105-188.1). Requires both spouses signify consent to application of Act to all gifts during calendar year for application that year; consent to comply with regulations of Comm'r of Revenue. Permits consent to be made after close of calendar year, if made before April 15 of next year or filing of tax return for either spouse, whichever comes last, but not after notice of proposed assessment with respect to tax for year of gift has been sent to either spouse, in accord with GS 105-241. Permits revocation of consent, but not after April 15 of next year if consent signified before 15th, nor if consent signified after April 15 of next year. Provides that if consent signified, tax liability for gifts to be joint and several. Renumbers present GS 105-188.1 as 105.188.2.

S 699 Work release programs — GS 15
Introducer: Penn — Sent to COURTS

"To amend General Statutes Chapter 15, Article 20, ('Suspension of sentence and probation') with respect to local work release programs, to authorize probation officers to recruit lay personnel as sponsors of probationers, and for other related purposes." Rewrites GS 15-197 to permit judge of court with criminal jurisdiction to suspend imposition or execution of sentence, defines probation as "conditional releases by way of suspension of rendition of sentence, suspension of execution of sentence or otherwise", and declares that all defendants under conditional releases are subject to supervision and orders of probation officers. (Now, permits judge to place defendant on probation, but does not define same; provides that conditional releases may be modified in accord with GS Ch. 15, Art. 20 "Suspension of Sentence and Probation"; and contains no language about supervision by probation officers.) Rewrites (and renumbers)GS 15-199(14) to permit work release with or without incarceration, in judge's discretion, to continue present terms of GS 15-199(14) concerning incarceration and earnings while work release continues, and to permit sheriff or jailer, if jail becomes too crowded for adequate room for incarceration of work release persons, to release

such persons with directions to return after a certain interval and to credit such time of release as time incarcerated; fact of crowded facilities to be reported to court. Adds new GS 15-205.1 permitting Director of Probation to enlist lay personnel to serve as sponsors of persons on probation to end that probationers receive greater attention, permitting Director to conduct classes to train such volunteers, and providing that such volunteers to serve without compensation. Effective July 1, 1969.

S 700 Legislative Services Commission — GS 120
Introducers: Bailey and others — Sent to RULES

"To establish the Legislative Services Commission and to prescribe its duties." Adds new Art. 7 to GS Ch. 20, establishing Legislative Services Comm'n, composed of President Pro Tempore of Senate, 3 Senators appointed by him, Speaker of House and 3 Representatives appointed by him. Provides President Pro Tempore and Speaker to serve until successors elected and Senators and Representatives to serve until end of elective term of office or until ceases to be member of General Assembly, whichever comes first. Provides vacancies to be filled by original appointing officer. Makes President chairman in odd-numbered years, Speaker in even-numbered years; permits Comm'n to elect other officers from membership, to appoint other General Assembly members to committees, and to adopt rules. Provides members to be paid subsistence and travel while General Assembly not in session, at rate provided for General Assembly members while in session.

Authorizes Comm'n to: (1) determine number, titles, classification, functions, pay and other conditions of employment of joint legislative service employees of General Assembly, including but not limited to -- legislative services officer and personnel, electronic document writing system, proofreaders, legislative printing, enrolling clerk, library, research and bill drafting, printed bills, and disbursing and supply; (2) determine classification and pay of employees of each House other than elected officers, but rules of each House to prescribe duties of such employees; (3) acquire and dispose of furnishings and supplies of General Assembly; (4) contract for services required by General Assembly, its agencies and comm'ns; (5) provide for engrossing and enrolling of bills; (6) appoint Enrolling Clerk to act under its supervision; (7) provide for duplication and limited distribution of copies of ratified laws and resolutions; (8) maintain and publish such records as deems appropriate; (9) provide for Sec'y of State to index, print, bind and distribute Session Laws, as well as NC Manual, Directory and General Assembly Journals; (10) and provide Sec'y of State with such bound volumes of Journals and Session Laws as as required by him for distribution. Provides that removal of furnishings or equipment from State Legislative Bldg, except as directed by Comm'n, is misdemeanor. Provides following duties for Enrolling Clerk: (1) supervise enrolling of all bills passed by GA; (2) requires certain details for enrollment; (3) requires clerk to furnish each member of GA with conformed copy of all laws passed; (4) requires deposit of all original bills and resolutions with Sec'y of State. Requires Sec'y of State, upon end of each legislative session to publish in one volume all laws and resolutions, and provides for details of such publishing. Requires State Treasurer to pay all joint expenses incurred pursuant to this Act, upon written authorization of President Pro Tempore and Speaker, from funds appropriated to Assembly.

Provides for Legislative Services Officer, to be appointed by Comm'n, to serve at its pleasure with compensation set by Comm'n, to perfrom such duties as assigned by Comm'n, and to be available to Legislative Research Comm'n for clerical and research duties. Requires each House to elect principal clerk, reading clerk, and sgt-at-arms, to serve for 2-year terms, with following salaries during session: principal clerk - $168/week; reading clerk - $126/week; sgt-at-arms - $126/week. Provides such officers also to receive subsistence, and mileage

for one round trip home. Requires, upon completion of legislative session, each principal clerk to deliver to Sec'y of State all failed bills and resolutions, all calendar books, and such other records which may be deemed appropriate for safe keeping. Provides that officers to receive salaries during periods before and after session necessary for arranging for opening and closing of session. Provides principal clerks to receive $1,700 for services required between sessions. Repeals GS Ch. 120, Art. 8 (Preservation and Protection of Furniture and Fixtures) and GS 120-21 (Notice given of private acts), 120-22 (Enrollment of acts; duplication and distribution of copies), 120-30.15 (LRC Employees, contracts for clerical services and assistance), 120-30.17(3) and (4) (Powers and duties of Legislative Research Comm'n), 147-40 (Compensation of indexer of laws), 147-43.1 (Secretary of State to prepare index to acts and resolutions) and 147.43.2 (Secretary of State to have laws printed).

S 701 Dentists' provisional licensing (Iden H 1172) — GS 90
Introducers: Rouch and others — Sent to PUB HLTH

"To authorize the North Carolina State Board of Dental Examiners to issue provisional licenses to certain qualified dentists." Adds new GS 90.29.3 permitting State Board of Dental Examiners to grant provisional licenses to dentists licensed anywhere in world, if determine that such license granted under requirements no less exacting than NC's. Provides such license to be good only until announcement of results of next succeeding Board examination of candidates for NC dentist licenses. Prohibits issuance of such license to persons who have failed an examination conducted by NC Board. Requires provisional licensee to conform with regulations of Board, to pay fee prescribed in GS 90-39, and provides that such licensee subject to disciplinary measures and penalties set forth in GS 90-41. Makes conforming amendments to GS 90-40 and 90-41.

S 703 Fayetteville Tech funds — APPROPRIATION
Introducers: Henley and McGeachy — Sent to APPROPRN

"To make certain appropriations to the State Board of Educstion for the purpose of adding to the Fayetteville Technical Institute a two-year curriculum of transferable college courses in liberal arts and sciences." As title indicates, appropriating $100,000 for fiscal year 1970-71. Provides act not to permit Fayetteville Tech to abandon primary statutory purposes of vacational and technical training, adult education, and extension courses.

S 704 Private med schools State aid (Iden H 653) — APPROPRIATION
Introducers: Kirby and others — Sent to APPROPRN

"To provide financial assistance for the education of North Carolinians at the medical schools of Duke University and Wake Forest University." Identical with H 653, digested in Bulletin No. 62, p. 514.

S 706 Escheats reassignment (Iden. H 562) — CONSTITUTION
Introducers: Edwards and others — Sent to CONSTUTN

"To amend the Constitution of North Carolina to provide for a reassignment of the escheats." Identical with H 562, digested in Bulletin No. 58, p. 460.

S 707 Unearned premium reserve — GS 58
Introducer: Edwards — Sent to INSUR

To create an unearned premium reserve requirement as an addition to Article 14 of Chapter 58 of the General Statutes of North Carolina." Adds to

GS Ch 58 new sections 58-134.2 et seq to require domestic title insurance companies to establish an "unearned premium reserve" for title insurance consisting of unearned portions of original risk premiums to be charged as reserve liability. Specifies determination of reserve to include amount on effective date of act, plus 10% of original risk premium charged after effective date (to be reduced annually by 1/20 of aggregate). If policy reinsured, consideration received by reinsurer to constitute unearned portion of original premium, be added to its unearned premium reserve, be deemed provided for liabilities assumed during year of reinsurance, not be less than 2/3 of unearned reserve required of ceding company at time of reinsurance. Foreign companies required to maintain same reserve unless domicile state or country requires reserve as great. If reserve not maintained, company to give written notice to Comm'r and issue no further policies until deficiency corrected and Comm'r gives written approval. Specifies use of such reserve in case of liquidation, dissolution or insolvancy.

S 709 (Joint Resolution) University consolidation study — MISC RES, STUDY
Introducer: Poovey — Sent to HIGHER ED

"Authorizing the State Board of Higher Education to make a study and investigation of the feasibility of consolidating the universities of the State according to regions or the territorial areas of the state in which they are located." Directs Board of Higher Education to study possibility of consolidating universities within the state on a regional basis, specifying that UNC at Asheville-Biltmore, Western Carolina, Appalachian State could be consolidated under one board in the western part; that UNC Chapel Hill, NC State, UNC Greensboro, UNC Charlotte, NC Agri and Tech State U at Greensboro may be under one board in the central region; that Eastern Carolina, Pembroke State and UNC Wilmington could operate under one board in east. Board to report in writing to 1971 General Assembly.

S 710 (Joint Resolution) Youth summer employment — MISC RES, GS 96
Introducer: McGeachy — Passed and Sent to HOUSE

"Urging the summer employment of youth by the citizens of North Carolina." As title indicates, utilizing schools, churches and Employment Security Comm'n for listing jobs.

HOUSE

H 1157 Burial Ass'n funds transfer — GS 58, 65
Introducers: Rose and Carter — Sent to INSUR

"Authorizing the transfer of certain burial association funds for the operation of the office of the State Burial Commissioner." Authorizes transfer of funds on deposit in any bank or financial institution in name of burial association no longer operating and with no members, to office of State Burial Comm'r for operation of office and purposes provided in GS 58-228 (Assessments against associations for supervision expense).

H 1158 Burial Commissioner fees — GS 58, 65
Introducers: Rose and Carter — Sent to INSUR

"Amending G. S. 65-36 and G. S. 58-228 relating to the funds assessed perpetual care cemeteries and mutual burial associations for the operation of the office of the State Burial Commissioner." Amends GS 65-36 to eliminate the $14,000 limit on the total amount to be received from assessments on cemeteries toward budget of Burial Association Comm'r. Amends GS 58-228 to eliminate $56,000 limit on assessments against burial associations towards said budget. Effective July 1, 1969.

H 1159 Burial association revisions — GS 58
Introducers: Rose and Carter — Sent to INSUR

"Amending Article 24 of Chapter 58, relating to mutual burial associations." Rewrites GS 58-237.1 to provide that each burial association have surplus of at least $3 per member; surplus includes advanced assessments, unpaid death benefits and other unpaid expenses as liabilities at time of determining surplus. Where burial association surplus is below $3 per member - as determined by audit of Burial Comm'r, Comm'r to order Ass'n to immediately increase assessments of membership with number of increase in assessments in Comm'rs discretion, but no ass'n, unless its death loss requires, to be ordered to make more than 14 single assessments per year. When Comm'r-ordered surplus reaches $3 per member, Comm'r may decrease number of assessments of ass'n to maintain $3 per member surplus. With prior Comm'r approval, burial ass'ns may maintain surplus in excess of $3 per member. Adds to GS 58-224.2 (relating to duties of Burial Comm'r) proviso authorizing Comm'r to make regulations requiring official burial ass'n to pay, in cash, up to 1/2 of funeral benefit to official funeral director of any other mutual burial ass'n within territory of official funeral director, that is not solicited despite provisions of GS 58-22, Art. 10. Regulation to apply to all benefits in force on and after effective date of Act. No such payment to be made by official burial ass'n until certified copy of death certificate of deceased member delivered to it, and no payment to be made if Burial Comm'r satisfied that funeral solicited by funeral director rendering service. GS 58-226, Art. 4 (related to ass'n bookeeping and auditing) amended by providing that upon failure of sec'y or sec'y treas. of ass'n to comply with duties imposed by Article, Comm'r to take charge of ass'n books and bring them up to date. Costs of updating may be charged ass'n and paid from 30% allowed for ass'n operation. Same costs may beassessed ass'n when Comm'r required, in his opinion, to audit ass'n books more than three times in one year. Ass'ns required to file annual financial report with Comm'r prior to February 15. Comm'r may levy and collect $25 per day late penalty for failure to file financial report, penalty to be paid from ass'n's 30% operational expense funds, and any ass'n sec'y or sec'y-treas, failing to file financial report on time guilty of misdemeanor punishable by $100 fine, 30 days' imprisonment or both, with each late day constituting separate offense. Rewrites GS 58-226, Art. 11 to delete language relating to excess assessment funds and provide excess assessment funds be handled as GS 58-237.1 (above) provides.

H 1163 Ins. Comm'r: assigned risk rates — GS 20
Introducers: Mayfield and Coble — Sent to INSUR

"Requiring the Insurance Commissioner to establish rates for assigned risk policies which reflect the loss experience of such policies as a group." Amends GS 20-279.34 to require Comm'r of Ins. to establish assigned risk rates higher than approved manual rates (now, Comm'r may establish such rates higher than approved manual rates, but not required to), equitably reflecting the loss experience of all assigned risk policies as a group. Effective on ratification as to assigned risk policies written and renewed after that date.

H 1165 Non-profit buses: speed, licenses — GS 20
Introducers: Short and others — Sent to HY SAFTY

"To exempt non-profit organization activity bus drivers from the chauffeur's license requirement and to restrict the speed of such buses to 45 mph when loaded." Amends GS 20-6 to exempt non-profit organization activity bus drivers holding valid operator's license from definition of "chauffeur" (now, only church or school bus drivers exempted). Adds new GS 20-218.1 to limit non-profit organization buses to 45 mph speed limit, with fine of not more than $50 or imprisonment of not more than 30 days punishment for violation.

H 1166 Controlled-access condemnation — GS 136
Introducer: Harkins — Sent to JUDIC 1

"To clarify the law relating to controlled-access facilities constructed on new location and to aid in the computation of just compensation in connection therewith." Re-writes portion of GS 136-89.52 dealing with access to new highways, to provide that property owners abutting new "controlled-access highway locations" are not entitled to access (now,"new highway locations") and that no abutter's easement of access attaches to said property. If part of tract taken for controlled-access highway, nature of use of part taken and whether owner has direct access may be considered in determining fair market value of remaining property.

H 1169 Public records subpoena — GS 1A
Introducer: H. Campbell — Sent to JUDIC 1

"To permit any custodian of public records to tender the records and an affidavit of authentication in lieu of a personal appearance in response to a subpoena duces tecum." Adds language to new Rule 45(c), SL 1967, Ch. 954, as title indicates. Effective July 1, 1969, and applicable to then pending proceedings as well as new proceedings.

H 1172 Work release programs (Iden. S 699) — GS 15
Introducer: McMichael — Sent to JUDIC 1

"To amend General Statutes Chapter 15, Article 20, ('Suspension of Sentence and Probation') with respect to local work release programs, to authorize probation officers to recruit lay personnel as sponsors of probationers, and for other related purposes." Identical with S 699, digested above in today's bulletin.

H 1173 Curing notary deed acknowledgment — GS 10
Introducer: McMichael — Sent to JUDIC 1

"Validating certain deeds and other instruments improperly acknowledged before notaries public prior to January 1, 1945." As title indicates, validating acknowledgments taken as notary public of person acting through another by virtue of execution of power of attorney and by said person acting in his individual capacity, where notary has failed to include within certificate acknowledgment of said person in capacity as attorney-in-fact but the acknowledgment is otherwise duly probated and recorded.

H 1174 Perpetual care cemeteries' sale — GS 65
Introducers: Kincaid and others — Sent to JUDIC 2

"Rewriting G. S. 65-29 relating to perpetual care cemeteries, so as to permit their sale to established churches." Rewrites GS 65-29 to give a church authority equivalent to authority of municipality to purchase perpetual care cemetery, provided cemetery adjoins church cemetery and church established 25 years at present location prior to purchase. Defines "church" for purpose of act.

H 1175 Sake sale — GS 18
Introducer: Carson — Sent to ABC

"To amend the definition of fortified wines so as to allow the sale of sake-" Amends GS 18-96 to add wines made by fermentation of rice to definition of fortified wines.

H 1177 Sealed instrument Stat. of Limit'n — GS 1
Introducer: Warlick — Sent to JUDIC 1

"To remove the ten year statute of limitations in G. S. 1-47 actions on a sealed instrument." As title indicates. Effective as to instruments executed subsequent to ratification.

H 1179 Beer sale, resident manufacturers — GS 18
Introducer: Andrews — Sent to ABC

"To amend Section 67 of Chapter 18 of the General Statutes relating to the sale of beer in North Carolina by resident brewers or manufacturers." Amends cited section to permit resident brewers to sell only to licensed wholesalers (now, to persons licensed for resale).

H 1181 Dentists' provisional licensing (Iden. S 701) — GS 90
Introducers: Stanford and Mills — Sent to HEALTH

"To authorize the North Carolina State Board of Dental Examiners to issue provisional licenses to certain qualified dentists." Identical with S 701, digested above in today's Bulletin.

H 1182 Tax exemption: sick pay — GS 105
Introducers: McDaniel and others — Sent to FINANCE

"To amend G. S. 105-141(b) so as to exempt from taxation sick pay received by continuous salaried employees." Adds new GS 105-141(b)(17) to provide that amounts received by employee through accident or health insurance financed by employer for benefit of employees not to be included within term "gross income", and exempt from income taxation. Effective on ratification but retroactive to cover all sick pay received since January 1, 1969.

H 1183 ABC - bottle information — GS 18
Introducer: Beard — Sent to ABC

"To amend Chapter 18 of the General Statutes so as to require certain information to be affixed to each bottle of alcoholic beverages sold in ABC stores." Adds new GS 18.46.1 requiring each bottle sold in ABC stores to have firmly affixed a label containing purchase price, date of sale, name of county, and number of store from which purchase made, and directing State ABC Board to make regulations to carry into effect. Prohibits purchase or sale without sticker, as well as removal of sticker from bottle, and makes violation a misdemeanor punishable in discretion of court. Effective Jan. 1, 1970.

LOCAL BILLS INTRODUCED

SENATE

S 702 Ambulance services: you must pay — STANLY
Introducer: Patterson — Sent to JUDIC 2

"Amending G. S. 14-111.2 relating to obtaining ambulance services without intending to pay therefor, so as to make said act applicable to Stanly County." As title indicates. (Section prohibits obtaining ambulance service without intending to pay, subject to misdemeanor penalty.)

S 705 City-county school consolidation (Iden H 1162) WILSON
Introducer: Kirby Sent to FINANCE

"To provide, subject to a vote of the qualified voters of Wilson County, for the creation of an interim Board of Education for Wilson County and the subsequent consolidation of the Wilson City School Administrative Unit, The Elm City School Administrative Unit and the Wilson County School Administrative Unit, for the issuance of not exceeding six million eight hundred thousand dollars ($6,800,000.00) school bonds of Wilson County and for the levying of a countywide supplemental school tax not to exceed forty cents ($.40) per one hundred dollars ($100.00) assessed valuation." As title indicates, consolidation, bond and supplemental tax levy vote issues to be called by Comm'rs in answer to joint petition of captioned boards. On favorable vote 6-member Interim Board to be established, organizing December 1, 1969, to administer location and construction of all new Wilson school facilities; however, all powers not specifically granted to Interim Board by Act to remain with separate existing boards until their termination, July 1, 1972. After January 1, 1972 Interim Board vested with all administrative authority of consolidated school system for 1972-73 and subsequent school years; Interim Board to terminate July 1, 1972 when permanent board established and styled Wilson County Board of Education with nine members in numbered seats; requirements and terms of each seat set out in Act. Various duties, powers and limitations of Board set out and perpetual succession provided.

S 708 Validating Greensboro school use GUILFORD
Introducers: Edwards, Bowles and Murrow Sent to EDUCATN

"To validate the prior operation by the Greensboro City Board of Education of a school owned by the Board but located outside the Greensboro City Administrative Unit and to authorize the continued operation of the school hereafter." As title indicates, referring to Edwin Anderson Alderman School.

HOUSE

H 1156 County land conveyance GUILFORD
Introducers: Coble, Ridenhour, Phillips, Short, Frye and Payne Sent to LOC GOVT

"To authorize the Guilford County Board of County Commissioners to use or sell certain real property." As title indicates, setting out metes and bounds.

H 1160 Watershed improvement tax LINCOLN
Introducer: Leatherman Sent to LOC GOVT

"Pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Lincoln County." Authorizes board of comm'rs to levy a watershed improvement tax not to exceed 3 cents per $100 valuation by appropriate resolution without election, and to expend such funds for special purpose under Art. 3, Ch. 139.

H 1161 County school board compensation JOHNSTON
Introducer: Britt Sent to LOC GOVT

"Fixing the compensation of the Johnston County Board of Education." As title indicates, setting compensation as same paid to Chairman and members of Johnston county comm'rs. Effective July 1, 1969.

H 1162 City-county school consolidation (Iden. S 705) WILSON
Introducers: A. Campbell and Paschall Sent to FINANCE

"To provide, subject to a vote of the qualified voters of Wilson County, for the creation of an interim board of education of Wilson County and the subsequent consolidation of the Wilson City school administrative unit, the Elm City school administrative unit and the Wilson County school administrative unit, for the issurance of not exceeding six million eight hundred thousand dollars ($6,800,000.00) school bonds of Wilson County and for the levying of a county-wide supplemental school tax not to exceed forty cents ($.40) per one hundred dollars ($100.00) assessed valuation." Identical with S 705, digested above in today's bulletin.

H 1164 Jamestown ABC profits split GUILFORD
Introducer: Short Sent to LOC GOVT

"To amend Section 6 of Chapter 792 of the 1961 Session Laws to extend the use of profit of the Town of Jamestown Board of Alcoholic Control to rehabilitation of alcoholics." Amends SL 1961, Ch 792 to authorize board to use 5-10% of profits for alcoholic rehabilitation, as well as law enforcement and education.

H 1167 County retirement fund investment FORSYTH
Introducers: McKnight, McDaniel, Wills, and Jemison Sent to LOC GOVT

"Amending Chapter 298 of the Session Laws of 1945, as amended, to permit the investment of a maximum of fity percent (50%) of the assets of the Forsyth County Employees Retirement Fund in common stocks." As title indicates.

H 1168 Asheville tax scrolls BUNCOMBE
Introducers: Stevens, DeBruhl and Harkins Sent to LOC GOVT

"Relating to the tax records of Buncombe County and the City of Asheville." Provides that taxes due Asheville or Buncombe County or Buncombe Board of Tax Supervision from 1944 thru 1950 and all taxes on realty or personalty from 1951 thru 1967 which do not appear unpaid on the condensed tax scrolls shall be presumed paid upon adoption of said scrolls by resolution of Board of Tax Supervision so Buncombe tax collector not responsible for omission from tax scrolls of such unpaid taxes.

H 1170 Appoint Tryon school board POLK
Introducer: R. Jones Sent to EDUCATN

"To appoint members of the Tryon City board of education." Appoints Woodrow, L. Hague, Dr. J. T. Mize, Russell Constance, Guy Mell Smith and Ralph Lawrence to 2-year terms on school board, commencing first Monday in April, 1969.

H 1171 City ABC elections ROCKINGHAM
Introducer: McMichael (by request) Sent to ABC

"To permit a referendum in municipalities concerning the sale of alcholic beverages in Rockingham County." Authorizes any Rockingham municipality with organized municipal police force of one or more full-time officers each receiving annual salary, to conduct a liquor referendum upon receipt of petition from 25% of registered voters voting in last municipal election. Regulates election and provides for establishment of city ABC board, subject to same powers and duties as county ABC boards. Provides net profits, after 5-15% for law enforcement and education, to be distributed 50% to city and 50% to county. Provides for transfer of city system to county system in case of favorable county referendum. Permits governing board to place beer and wine questions on referendum ballot also.

H 1175 Morganton Retirement Fund — BURKE
Introducers: Fulton, Kincaid and Bostian — Sent to LOC GOVT

"To permit the investment of a maximum of fifty percent (50%) of the assets of the Morganton Employees Retirement Fund in common stocks." Adds proviso to Sec 5, Ch 612, SL 1959 to make 10% limit of GS 58-79(a) (6) (limiting investments of insurance companies) inapplicable and authorizing investment of 50% of assets of fund in common stocks. Provides that limitation of GS 58-79(a) (6) prohibiting investment of more than 3% of admitted assets of fund in stock of one corporation to be interpreted as limitations to be determined at time of investment.

H 1178 Eden mayor's term — ROCKINGHAM
Introducer: McMichael — Sent to LOC GOVT

"To amend the Charter of the City of Eden, Chapter 967 of the Session Laws of 1967, relating to the term of mayor." Provides mayor elected by Council in June 1970 to serve 1-year term (charter states mayor term to be 2 years).

H 1180 County voter registration — ORANGE
Introducer: Stanford — Sent to ELECTION

"To authorize the Board of Elections of Orange County to transfer the names of supplemental registrants to the registration books of Orange County." Authorizes transfer of names of persons registering for May, 1969, Chapel Hill municipal and school board elections to permanent registration books of Orange County, and directs that it be done.

H 1184 Glen Alpine school property — BURKE
Introducers: Fulton, Kincaid and Bostian — Sent to EDUCATN

"To transfer all of the school property, both real and personal, of the Glen Alpine city school unit to the Burke County school system since these units have been merged." As title indicates.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 311 Dredge permits-riparian owners (digested in Bulletin No. 53, p. 418). Committee substitute adopted in Senate 5/22/69 providing as follows: (1) Requires permit to dredge or fill in any estuarine waters, tidelands, marshlands or State-owned lakes (originally, in any "navigable waters"). Defines State-owned lakes as including man-made as well as natural lakes, and defines estuarine waters as coextensive with jurisdiction of Dep't of Conservation and Development over coastal fishing waters. (2) Makes Dep't of C & D (originally, Dep't of Administration) responsible for issuing dredge and fill permits. Provides that Dep't of Water & Air Resources shall continue to coordinate navigation projects with Corps of Engineers. (3) Eliminates provisions of original bill for charges for materials dredged from State-owned lakes and navigable waters for use as private fill. (4) Provides for Dep't of C & D in passing upon permit applications to consider value of project, value of riparian property, effect on public water use, public health-safety-welfare, conservation of water supplies, and fish and wildlife; Dep't to issue permit if finds application not contrary to public interest (originally, Dep't to issue permit if finds project would not interfere with

use of water by public, nor interfere with adjoining riparian property, nor undesirably affect estuarine ecology). Expressly authorizes conditioning of permits. (5) Provides detailed notice and hearing procedures (modelled upon Water Use Act of 1967, GS 143-215.4(d)), for review of Departmental action on permits by a 5-member Review Board, upon request of applicant or any State agency; Board to consist of directors of Dep'ts of Administration, C & D and Water-Air, and of Wildlife Resources Comm'n and Board of Health (original provision merely made Departmental actions subject to approval of Governor and Council of State). (6) Requires encasing of excavated materials so as to minimize movement back into affected waters. (7) Makes violation of Act a misdemeanor and also authorizes injunctions against violations of Act or of provisions of dredge or fill permits. (8) Makes Act applicable to State or local as well as private activities, but exempts mosquito control functions of State and local health departments under GS 130 -206 to -209. (9) Codifies Act in GS 113-229 (originally, GS 146-6.3).

S 312 Navigable waters-save beauty (digested in Bulletin 53, p. 418). Committee substitute adopted in Senate 5/22/69 providing as follows: (1) Codifies Act as rewrite of GS 76-40 (relating to littering and obstructing of navigable waters of Carteret or Onslow Counties or of any NC river, with sanctions enforced by obsolete comm'rs of navigation). (2) Excludes from prohibitions against littering of navigable waters, spoil materials lawfully dug or dredged from navigable waters and deposited in spoil areas designated by Dep't of Conservation and Development. (3) Modifies prohibitions against erecting signs or structures in navigable waters by eliminating references to Corps of Engineers permits and provisions making expenses of removal a lien against owner; and by adding exemption for duck blinds as well as (original) commercial fishing nets. (4) Makes penalty for violations of Act maximum $500 fine and/or 6 months' imprisonment (originally, fine and/or imprisonment in discretion of court). (5) Adds definition of "navigable waters" for purposes of Act as not including waters within boundaries of reservoir, pond or impoundment used in connection with electric generating, or reservoir project owned or operated by U.S. (6) Provides for enforcement of Act in coastal waters by Dep't of C & D and in inland waters by Wildlife Resources Comm'n, in cooperation with Dep't of Water-Air Resources.

S 636 Absentee ballots/city elections (digested in Bulletin No. 85, p. 820; Senate amendments digested in Bulletin No. 91, p. 918). Floor amendments adopted in Senate 5/22/69 exempting following counties from application of Act: Bladen, Brunswick, Caswell, Chatham, Cherokee, Clay, Columbus, Edgecombe, Gaston, Graham, Halifax, Harnett, Jackson, Lee, Macon, Mecklenburg, Person, Pitt, Rockingham, Swain, Transylvania, and Warren; also exempting the City of Durham.

HOUSE

H 191 Punishing of firearms crimes (House Comm. Sub. digested in Bulletin No. 75, p. 703; House amendment digested in Bulletin 78, p. 730). Floor amendment adopted in House 5/22/69 deleting provision that prior conviction or guilty plea certified under seal of clerk of court in this State to be prima facie proof of prior conviction or guilty plea.

H 643 1-gallon liquor transactions (bill and amendment digests cited in Bulletin No. 90, p. 906; Senate amendment digested in Bulletin 91, p. 918). Floor amendments adopted in House 5/22/69 adding three counties and 2 municipalities to which bill applies.

H 705 Cleared land fence height (digested in Bulletin No. 64, p. 548). Comm. Sub. adopted in House 5/22/69 repealing GS 68-1 as well as GS 68-2. (Original merely amended GS 68-1.)

H 779 (Lincoln) Lincolnton-Lincoln C of C dues (digested in Bulletin No. 66, p. 584). Committee substitute adopted in House 5/22/69 placing annual $1,000 maximum payment to C of C on fiscal year basis (beginning f.y. 1968-69) and requiring that such payment be made only from non ad valorem tax revenues. Payment to C of C to be made on reimbursement basis upon receipt of statements.

H 802 Curfew on non-univ. personnel (digested in Bulletin No. 67, p. 596). Committee Substitute adopted in House 5/22/69 (1) retaining authority of university administrative official to declare a curfew against non-authorized persons, but adding reporters to persons not subject to curfew, (2) deleting language prohibiting persons suspended or expelled from universities for various disruptive acts from entering the campus, and (3) restricting the prohibitions on sound-amplifying equipment to period of curfew and providing that this prohibition shall not include radios and TVs.

H 844 (Cumberland) Fayetteville utility extensions (digested in Bulletin No. 70, p. 639). Comm. Sub. adopted in House 5/22/69 amending Ch 190, Private Laws 1929, to eliminate the three-mile limitation on construction, maintenance or operation of water and sewerage lines.

SENATE AND HOUSE CALENDAR ACTION MAY 22,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17, 4/28) H-REPTD FAV.
#S. 65 TOWNSHIP PRECINCTS.(4/02, 5/07) RATIFIED - CHAPTER 570.
S. 128 ADJUTANT GENERAL'S STAFF GRADES.(5/21) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 311 DREDGE PERMITS-RIPARIAN OWNERS.(5/22) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-PLACED ON CAL FOR MAY 26.
S. 312 NAVIGABLE WATERS-SAVE BEAUTY.(5/22) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-PLACED ON CAL FOR MAY 26.
S. 373 LICENSE FEE - OPTOMETRISTS.(5/13) H-PASSED 2ND READING.
S. 409 AMBULANCE SERVICE LIENS.(4/25) H-REPTD FAV.
S. 457 FULL-TIME VOTER REGISTRATION. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02) H-REPTD FAV.
S. 485 CREDIT UNION DEDUCTIONS:STATE PAY.(5/02, 5/22) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
S. 496 ELECTRICAL CONTRACTOR EXAMINERS.(5/14) H-REPTD FAV.
#S. 499 N.C.COLLEGE-REGIONAL UNIVERSITY. S-POSTPONED INDEF.
#S. 500 PHYSICAL THERAPY PRACTICE ACT.(5/07) RATIFIED - CHAPTER 556.
S. 509 (J.RES.) STUDY AUTO LIAB.INSURANCE. H-REPTD FAV.
S. 515 CONSUMER PROTECTION ACT. H-REF TO COM ON JUDIC 1.
S. 520 CONTROL WINE SALE TO ABC STORES. H-REPTD FAV; H-PLACED ON CAL FOR MAY 27; H-RECALLED FROM CAL; H-RE-REF TO COM ON FINANCE.
S. 541 UTILITIES COMM. APPEALS. H-PASSED 2ND & 3RD READINGS.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08) H-REPTD FAV.
S. 549 (J.RES.) CT.COMM'N; JUDGE STUDY SOLICITOR. H-PASSED 2ND & 3RD READINGS.
S. 553 (J.RES.) FOOD STAMP DISTRIBUTION. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON PUB WELF.
S. 557 DRIVING-WITH-PARKING-LIGHTS BAN. S-PASSED 2ND READING.
S. 574 REMOVE CARS FROM STATE LOTS. H-REPTD FAV.
S. 579 SMALL TRAILER TURN SIGNAL. H-REPTD FAV.
S. 590 REGISTER ICC EXEMPTIONS. S-REPTD FAV.
S. 591 SAFETY RULES-COMMON CARRIERS. S-REPTD FAV.
S. 592 TECHNICAL CHANGES-UTIL. COMM'N. S-REPTD FAV.
S. 602 BRAKE LINING STANDARDS. S-PASSED 2ND READING; S-PLACED ON CAL FOR MAY 26.

S. 624 MANDATORY REVIEW OF PROBATION. H-PASSED 2ND & 3RD READINGS.
S. 629 STUDY DISTURBED CHILDREN. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 630 URBAN TRAFFIC CONGESTION RELIEF. H-REF TO COM ON ROADS.
S. 631 SERVICE ROADS/CONTROLLED ACCESS.(5/20) H-REF TO COM ON ROADS.
S. 635 INDEMNIFICATION OF DIRECTORS. S-REPTD FAV AS AMENDED.
S. 636 ABSENTEE BALLOTS/CITY ELECTIONS.(5/21, 5/22) S-AMENDMENTS ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 639 HIGHWAY REPAIR BY CITIES/TOWNS. H-REF TO COM ON ROADS.
S. 642 LICENSE NURSING HOME ADM'ORS. S-REPTD FAV.
S. 643 SCHOOL ATTENDANCE ASSIGNMENT. S-REPTD FAV AS AMENDED.
S. 654 HIGHWAY TOLL ROAD BONDS. S-RE-REF TO COM ON FINANCE.
S. 663 COUNTY AID TO SHELTERED WORKSHOPS. S-REPTD FAV.
S. 671 REMOVE EMC & TMC INTEREST LIMIT. S-REPTD FAV.
S. 672 NURSING BOARD COMPOSITION. S-REPTD FAV AS AMENDED.
S. 679 MET SEWERAGE DISTRICTS CHANGES. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON FINANCE.
S. 710 (J.RES.) YOUTH SUMMER EMPLOYMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

#H. 45 VOTING-6 MONTHS RESIDENCE. H-REPTD UNFAV.
H. 53 MUNICIPAL BOARDS' SELECTION.(4/17, 4/29) S-REPTD FAV.
H. 102 DRIVING UNDER INFLUENCE - 2.(5/07, 5/08) S-MIN REPORT ADOPTED; S-RE-REF TO COM ON JUDIC 2.
H. 191 PUNISHING OF FIREARMS CRIMES.(4/29, 5/02, 5/22) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 202 BENEFITS-DRIVER LICENSE EXAMINERS. H-REPTD FAV.
#H. 225 WAIVER OF JURY TRIAL - CIVIL CASES. H-REPTD UNFAV.
H. 259 VARIABLE ANNUITY PLAN.(5/09) S-PASSED 2ND & 3RD READINGS.
#H. 348 DEFINING RESIDENT-VEHICLE LAWS.(3/20, 3/21, 5/14) RATIFIED - CHAPTER 561.
#H. 359 COMMUNITY COLLEGES PURPOSES.(4/30) RATIFIED - CHAPTER 562.
H. 367 DEDUCT CONTRIBUTIONS-RESCUE SQUADS. H-PASSED 2ND READING.
#H. 375 STOP AND FRISK.(4/11) H-REPTD UNFAV.
H. 396 LEGISLATIVE FISCAL RESEARCH.(5/15, 5/19) S-REF TO COM ON RULES.
H. 399 BEER BUYER AGE.(5/22) H-AMENDMENT ADOPTED; H-PASSSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 414 EMPLOYMENT SECURITY LAW REVISION.(4/30, 5/16) RATIFIED - CHAPTER 575.
#H. 459 5-YEAR NOTARY PUBLIC TERM.(5/09) RATIFIED - CHAPTER 563.
H. 465 PERSONAL TAX EXEMPTIONS SET BY G.A.. H-REPTD FAV.
H. 468 LICENSING OSTEOPATHS.(4/22, 4/23, 5/20, 5/21) H-CONCURRED IN S-AMENDMENT.
H. 490 VOTING RESIDENCE PERIOD. H-REPTD FAV AS AMENDED.
#H. 508 HISTORIC PRESERVATION.(4/22) RATIFIED - CHAPTER 577.
H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06, 5/08) S-REPTD FAV AS AMENDED.
H. 522 SCHOOL DAY LENGTH.(4/24) S-REPTD FAV AS AMENDED.
H. 537 INTERSTATE TEACHER CERTIFICATION. S-REPTD FAV.
H. 613 PUNISHING FISH LARCENY.(5/16, 5/20) S-REF TO COM ON WILDLIFE.

H. 682 MISDEMEANOR ASSAULTS PUNISHMENT.(5/19) H-CONCURRED IN S-AMENDMENT.
H. 705 CLEARED LAND FENCE HEIGHT.(5/22) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 706 BARBED-WIRE FENCES ON HIGHWAYS. S-PASSED 2ND & 3RD READINGS.
H. 741 FULL-TIME VOTER REGISTRATION. H-REPTD FAV AS AMENDED.
#H. 758 PRIVATE VEHICLE REG.FEES. H-REPTD UNFAV.
H. 785 ABOLISH MUNICIPAL BOARD OF CONTROLS. S-REPTD FAV AS AMENDED.
H. 802 CURFEW ON NON-UNIV. PERSONNEL.(5/22) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 805 BUILDING CODE TO REGULATE INGRESS. RATIFIED - CHAPTER 567.
H. 837 REGISTER OF DEEDS-BOND LIMITS.(4/30) S-REPTD FAV.
H. 838 REGISTER AS EX OFFICIO NOTARY. S-REPTD FAV.
H. 854 (J.RES.) STUDY AUTO LIAB.INSURANCE. H-REPTD FAV.
#H. 880 STATE EXECUTIVES SELECTION. H-REPTD UNFAV.
H. 882 STUDENT TEACHER LEGAL STATUS. S-REPTD FAV.
H. 899 STATE FIREMEN'S ASSOC. H-PLACED ON CAL FOR MAY 27.
H. 919 RURAL RECREATION DISTRICTS. H-REPTD FAV.
H. 933 NOTARIAL ACTS VALIDATION. S-REPTD FAV.
H. 940 VEHICLE INSPECTION-RECIPROCITY. S-PASSED 2ND & 3RD READINGS.
H. 942 AFTER-ACQUIRED PROPERTY CLAUSES.(5/22) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 944 APPOINTING MUNICIPAL ABC BOARDS. H-REPTD UNFAV.
H. 952 VALIDATING CORPORATE DEEDS. S-REF TO COM ON JUDIC 1.
#H. 966 STATE ABC BOARD APPOINTMENTS. H-REPTD UNFAV.
H. 974 CARRIER REGISTRATION PENALTIES. S-REPTD FAV.
H. 975 GAS LINE INSPECTION AGREEMENTS. S-REPTD FAV.
H. 976 EXPLOSIVE TRUCKS-STOP AT RR'S.(5/21) S-REF TO COM ON HY SAFTY.
H. 979 REGISTER ICC EXEMPTIONS. S-REF TO COM ON PUB UTIL.
H. 980 SAFETY RULES-COMMON CARRIERS. S-REF TO COM ON PUB UTIL.
H. 981 TECHNICAL CHANGES-UTIL.COMM'N. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 982 INSPECT UTILITY AFFILIATE RECORDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 983 FALSE INFO. UTIL COMM'R. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 991 LATER POST-CONVICTION PETITIONS. H-REPTD FAV.
H. 995 UNIFORM BEER & WINE BALLOT.(5/15) S-REPTD FAV.
H.1000 PROPERTY TAXES-GARNISMENT. H-REPTD FAV.
#H.1016 SERVICEMEN'S DRIVING PRIVILEGE. H-TABLED.
H.1019 LOW-INCOME HOUSING CORPORATION.(5/16, 5/20) S-REF TO COM ON ST GOVT.
H.1026 (J.RES.) CONGRATULATING GARDNER WEBB COLLEGE.(5/21) H-CONCURRED IN S-AMENDMENT.
H.1028 CONTROLLED ACCESS HIGHWAY DRIVING. H-REPTD FAV AS AMENDED.
H.1029 HIGHWAY CONTRACTOR'S BOND CLAIMS. S-PASSED 2ND & 3RD READINGS.
H.1030 CONDEMNATION DEPOSITS. S-PASSED 2ND READING.
H.1031 POWELL BILL ALLOCATIONS. S-PLACED ON CAL FOR MAY 27.
H.1069 (J.RES.) LOCAL GOV'T STUDY COMM'N. H-REPTD FAV.

H.1083 VALIDATE NOTARY ACTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1104 PASSENGER BUS WIDTH. H-REPTD FAV AS AMENDED; H-PLACED ON CAL FOR MAY 27.
H.1109 INSURING LOCAL GOV'T AMBULANCES. H-REPTD FAV.
H.1110 HEALTH INSURANCE/RETARDED CHILDREN. H-REPTD FAV.
H.1115 PUBLIC WELFARE PROVISIONS. H-PLACED ON CAL FOR MAY 26.
H.1128 (J.RES.) FEDERAL SOIL CONSERVATION FUNDS. H-REPTD FAV.

LOCAL BILLS

S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION.(5/19) S-PLACED ON CAL FOR CONCUR.
#S. 297 (BUNCOMBE) COUNTY COMMISSIONER'S PAY.(4/04) H-REPTD UNFAV.
#S. 399 (CALDWELL) HUDSON ABC VOTE. H-REPTD UNFAV.
S. 423 (HARNETT) ANGIER ABC ELECTION.(5/02) H-REPTD FAV AS AMENDED.
#S. 436 (YANCEY) ADDITIONAL DEPUTY. H-REPTD UNFAV.
#S. 438 (YANCEY) DEPUTIES' PAY. H-REPTD UNFAV.
S. 446 (HALIFAX, WARREN) LITTLETON-GASTON SCHOOL DISTRICT.(5/09, 5/22) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
#S. 458 (ROWAN) OFFICIALS' SALARIES.(5/16) RATIFIED - CHAPTER 571.
#S. 470 (BERTIE) VALIDATING COUNTY TAX LEVIES. RATIFIED - CHAPTER 572.
#S. 478 (ROBESON) LUMBERTON CHARTER AMENDMENTS. RATIFIED - CHAPTER 573.
S. 538 (SURRY) N. SURRY SCHOOL COMMITTEE. H-PASSED 2ND & 3RD READINGS.
S. 648 (GASTON) GASTONIA POLICE JURISDICTION. S-REPTD FAV.
S. 656 (SURRY) POLICE JURISDICTION-DOBSON. S-REPTD FAV.
S. 676 (WAYNE) ABC FUNDS USE. S-REPTD FAV.

#H. 236 (ONSLOW) BEER & WINE LICENSES. S-REPTD UNFAV.
#H. 248 (ROCKINGHAM) REIDSVILLE SCHOOL BOARD TERMS.(5/16) RATIFIED -CHAPTER 574.
H. 420 (BUNCOMBE) ADDITIONAL JUDGES AND SOLICITORS. S-REPTD FAV.
H. 447 (PITT) COUNTY EMPLOYEES MILEAGE ALLOWANCE. H-REPTD FAV AS AMENDED.
#H. 488 (WAKE) PERMANENT REGISTRATION. RATIFIED - CHAPTER 576.
#H. 553 (NEW HANOVER) TAX SETTLEMENT - PONY LEAGUE. RATIFIED - CHAPTER 564.
H. 561 (FORSYTH) KERNERSVILLE CHARTER CHANGES. H-REPTD FAV.
H. 575 (HENDERSON) HENDERSONVILLE SCHOOL BOARD.(5/22) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 576 (HENDERSON) HENDERSONVILLE-SCHOOL BOARD. H-PASSED 2ND READING.
H. 577 (HENDERSON) COUNTY SCHOOL BONDS. H-PASSED 2ND READING.
#H. 615 (ALLEGHANY) COUNTY REVENUE POST. RATIFIED - CHAPTER 565.
H. 643 (BUNCOMBE, NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS.(5/02, 5/16, 5/19, 5/20, 5/21, 5/22) S-AMENDMENTS ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND; H-CONCURRED IN S-AMENDMENT.

H. 646 (UNION) COUNTY COMM'RS-NUMBER,TERMS. H-REPTD FAV.
#H. 655 (CATAWBA) TAX PREPAYMENT DISCOUNTS. RATIFIED - CHAPTER 566.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES.(5/09) S-REPTD FAV.
H. 695 (VANCE) HENDERSON CHARTER AMENDMENT. H-REPTD FAV AS AMENDED.
H. 709 (CALDWELL) ABOLISH CORONER. S-REPTD FAV.
H. 715 (ORANGE) CHAPEL HILL EMINENT DOMAIN. H-REPTD FAV AS AMENDED.
H. 736 (GUILFORD) G'BORO CHARTER RE: GOV'T FORM. H-REPTD FAV.
H. 739 (BUNCOMBE) COUNTY COMMRS' PAY. H-REPTD FAV AS AMENDED.
#H. 740 (BUNCOMBE) COUNTY OFFICIALS' PAY. H-REPTD UNFAV.
H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. S-REPTD FAV.
H. 745 (GASTON, LINCOLN) LINCOLNTON-CHERRYVILLE AIRPORT. H-REPTD FAV AS AMENDED.
#H. 746 (GASTON, LINCOLN) LINCOLNTON-CHERRYVILLE AIRPORT AUTH. H-REPTD UNFAV.
H. 767 (FORSYTH) CONSTABLE FEES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 769 (SCOTLAND) WAGRAM BEER/WINE SALE. S-REPTD FAV.
H. 779 (LINCOLN) LINCOLNTON-LINCOLN C.OF C DUES.(5/22) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 780 (AVERY) COMM'RS TERMS,SALARIES. H-REPTD FAV AS AMENDED.
H. 781 (WATAUGA) AUTHORITY OF AIRPORT COMM'N. S-REPTD FAV.
H. 812 (ORANGE) REVISE CARRBORO CHARTER.(5/15) S-REPTD FAV.
H. 825 (WAKE) HOSPITAL PROPERTY CONVEYANCE. S-REPTD FAV.
H. 844 (CUMBERLAND) FAYETTEVILLE UTILITY EXTENSIONS.(5/22) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 862 (LINCOLN) BOARD OF EDUCATION ELECTION.(5/15) S-REPTD FAV.
#H. 865 (ROBESON) FAIRMONT SCHOOL DIST. BOUNDARY. RATIFIED - CHAPTER 569.
H. 892 (CUMBERLAND) REVOKING MANCHESTER CHARTER. H-REPTD FAV.
H. 914 (ORANGE) COUNTY SCHOOL BOARD VACANCY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 916 (GASTON) RANLO BOUNDARIES,CONTRACTS. S-REPTD FAV.
H. 945 (MECKLENBURG) RAISE COUNTY OFFICERS' SALARIES.(5/16) S-REPTD FAV.
H. 948 (ROBESON) ST. PAULS' SLUM CLEARANCE. S-REPTD FAV.
H. 950 (ALAMANCE) BURLINGTON LOCAL DEVELOPMENT. S-REPTD FAV.
H. 955 (ALAMANCE) OPEN SPACES & AREAS. S-REPTD FAV.
H. 964 (MOORE) CONSTABLE SALARY. S-REPTD FAV.
H.1005 (MECKLENBURG) CHARLOTTE/MECKLENBURG CIVIC CENTER. H-REPTD FAV.
H.1006 (YADKIN) BOARD OF EDUCATION SALE. S-REPTD FAV AS AMENDED.
H.1011 (BEAUFORT) BELHAVEN CHARTER REVISION. H-REPTD FAV.
H.1012 (ROCKINGHAM) EDEN EMPLOYEE RETIREMENT SYSTEM. H-REPTD FAV.
H.1014 (HARNETT) DUNN CHARTER ACQUISITION. S-REPTD FAV.
H.1015 (HARNETT) DUNN CHARTER REVISION. H-REPTD FAV AS AMENDED.
H.1021 (DURHAM) APPOINT DURHAM CITY TREASURER. H-REPTD FAV.
H.1032 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS. H-REPTD FAV.
H.1046 (BUNCOMBE) BLACK MOUNTAIN BEER-WINE SALE. S-REPTD FAV.
H.1047 (SAMPSON) BOARD OF EDUCATION PAY. S-REPTD FAV.
H.1048 (RUTHERFORD) EXTEND ELLENBORO LIMITS. H-REPTD FAV.

H.1053 (BRUNSWICK) STAGGER TERMS-COUNTY COMM'RS. H-REPTD FAV AS AMENDED.
H.1057 (CRAVEN) HAVELOCK-AUTO REMOVAL LIEN. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1076 (HARNETT) DUNN POLICE TO ENFORCE ABC LAWS. S-REPTD FAV.
H.1080 (CRAVEN) NEW BERN FIREMEN'S INSURANCE. H-REPTD FAV.
H.1096 (UNION) TAX PREPAYMENT DISCOUNTS. H-REPTD FAV.
H.1097 (UNION) TAX LISTING REGULATIONS. H-REPTD FAV.
H.1107 (UNION) DEPUTY SHERIFF/WORKMEN'S COMP.. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Session of Senate: 10:00 a.m., Friday, May 23, 1969.

Next Session of House: 9:00 a.m., Friday, May 23, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 93 -941- FRIDAY, MAY 23, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 711 Correct typo-SL 1969, Ch 442 GS 128
Introducer: Patterson Sent to PERS & EMP

"To amend Chapter 442 of the 1969 Session Laws so as to correct a typographical error." Amends typo in S 264 (Local retirement system revision), SL 1969, Ch 442 to make clear the GS section amended by Sec. 11 of the ratified bill (GS 128-27(g)).

S 712 (Joint Resolution)Leg'ye Citizens Advis. Comm MISC RES, GS 120
Introducer: Henley Sent to ST GOVT

"Providing for a Citizens Advisory Committee on the General Assembly of North Carolina; and defining the method of appointment, powers, and duties of the Committee." Provides for named Committee of 30 members, 15 appointed by President of Senate, 15 by Speaker, to be appointed within 30 days of ratification. Directs Committee to meet within 15 days after appointment, choose chairman and officers from non-legislative members and provide rules. Gives Committee full access to legislative records and Legislative Building. Directs Committee to study legislative needs, organization, facilities and functions with end of improvement therein. Requires interim and final reports, when Committee finished. Permits Committee to accept offersof services, equipment and funds.

S 713 Intermediate care licensing (Iden. H 1186) GS 130
Introducers: Henley and James Sent to PUB HLTH

"To amend G. S. 130-9 to provide for the licensing of intermediate care facilities by the State Board of Health." Amends GS 130-9(e) as follows: (1) retitles "Nursing Homes and Intermediate Care Facilities" from "Nursing Homes" and makes conforming changes elsewhere, including making intermediate care facilities subject to licensing and inspection; (2) defines intermediate care facility as institution for chronic or convalescent patients not in need of range of services of nursing home but still requiring individualized program of treatment under supervision of doctor, providing such care for three or more persons unrelated to licensee and distinguishes such facilities from homes for aged by presence of this individualized program; (3) permits combinations of nursing homes, intermediate care facilities and homes for aged under same regulation as now existing for combinations of nursing homes and homes for aged; and (4) adds intermediate care facilities to homes for aged as institutions residents of which State Board of Health to inspect to determine if there should be transfer to nursing home.

S 714 Solid waste disposal programs — GS 130
Introducer: Henley — Sent to PUB HLTH

"Relating to the planning, development and conduct of solid waste disposal programs." Adds new Art. 13B (Solid Waste Disposal) to GS Ch. 130. Directs State Board of Health to maintain appropriate administrative unit to promote sanitary disposal of solid waste. Defines solid waste as garbage (putrescible wastes), refuse (non-putrescible wastes), trash and other discarded solid materials resulting from industrial, commercial and agricultural operations and community activities, but does not include pollutants in water reservoirs. Directs State Board of Health to engage in research, experimentation, inspections and to establish a statewide solid waste disposal system and an appropriate administrative unit. Permits Board to: (1) establish standards for establishment and use of solid waste disposal sites and facilities, but excluding therefrom disposal of solid waste accumulated by individual and family and disposed of on their own property; (2) develop comprehensive program for implementation of safe and sanitary practices for disposal; and (3) advise and cooperate with other federal, State and local gov't agencies in carrying out program. Permits Board to accept loans and grants from federal gov't and other sources and directs to adopts regs for distribution to local units. Designates State Board of Health as single agency for State for purposes of Federal Solid Wastes Disposal Act (PL 89-272) and for purpose of other State or federal legislation now or hereafter enacted to assist in proper disposal of such wastes.

S 715 Beer sale, resident manufacturers (Iden. H 1179) — GS 18
Introducer: Bailey — Sent to ABC

"To amend Section 67 of Chapter 18 of the General Statutes relating to the sale of beer in North Carolina by resident brewers or manufacturers." Identical with H 1179, digested in Bulletin No. 92, p. 929.

S 716 Municipal Revenue Bond Act amdts. — GS 160
Introducer: Ellis

"Amending G. S. 160-414, 160-415, 160-416 and 160-421.1, the same being part of the Revenue Bond Act of one thousand nine hundred and thirty-eitht." Rewrites first sentence of GS 160-414 (4) to delete reference to municipal operation from definition of "parking facilities", and delete reference to on-street meters. Adds new GS 160-414(5) to define "revenue" as all moneys received by municipality from connection with or ownership or operation of an undertaking, including moneys received from USA. Amends GS 160-414(5) to renumber as subsection (6) and add CATV systems to definition of "undertaking" therein. Rewrites GS 160-415(7) to provide that municipalities may pledge all or part of proceeds from on-street parking meters to payment of cost of operating parking facilities and of principal and interest on revenue bonds for parking facilities (now, merely authorizes use of such proceeds to finance the bonds), and to eliminate provisions concerning meters. Amends GS 160-416 to extend to 18 (now, 6) months the period after construction period during which engineering, inspection, fiscal and legal expenses may be included in cost of undertaking to cover which bonds are to be issued. Rewrites first paragraph of GS 160-421.1 to permit issuance under its terms of revenue refunding bonds for refunding revenue bonds outstanding issued by the municipality other than under the provisions of GS Ch. 160, Art. 34 (Revenue Bond Act of 1938) for undertaking revenues of which are pledged to payment of such bonds.

S 717 Local gov'ts convey hosp. prop. GS 131
Introducer: Ellis Sent to JUDIC 1

"To amend G. S. 131-126.26 with respect to the power of local governmental units to convey certain hospital property." Adds to GS 131-126.26 provision to permit aid to nonprofit corporations in order to provide physical medical facilities to persons in municipality in form of gift of hospital property to the corp., even if such property acquired and constructed from bond sale proceeds.

S 718 Controlled-access condemnation (Iden. H 1166) GS 136
Introducer: Ellis Sent to JUDIC 1

"To clarify the law relating to controlled-access facilities constructed on new location and to aid in the computation of just compensation in connection therewith." Identical with H 1166, digested in Bulletin No. 92, p. 928.

S 719 Highway Relocation Assistance Act (Iden.H 1195) GS 136
Introducer: Harrington Sent to ROADS

"To provide relocation assistance to individuals, families and business displaced by highway construction." Authorizes State Hignway Comm'n to provide relocation advisory assistance program (1) to determine needs for relocation of persons, businesses and farms to be relocated because of State Highway Project; (2) to assure within reasonable time before displacement there will be sufficient replacement housing available meeting Comm'n standards of safety, which housing reasonably accessible to jobs of persons displaced and in areas as desirable in regard to utilities and rent as areas from which displaced; (3) to assist owners of displaced businesses and farms in obtaining and becoming established in suitable locations, and (4) to supply info concerning FHA home acquisition program under Sec. 221(d)(2) of National Housing Act, small business disaster loan program under Sec. 7(b)(3) of Small Business Act and other State and federal programs. Permits Comm'n, as part of right of way acquisition, to compensate displaced persons for actual and reasonable expenses of relocation of household or business or farm. Authorizes optional payments to persons displaced from dwellings of moving expense allowance up to $200 and dislocation allowance of $100. Authorizes optional payments to business or farm operators in amount equal to average annual net earnings of business or farm, or $5,000, whichever less; business not to receive such payment unless Comm'n satisfied that business cannot relocate without substantial loss of existing patronage and is not part of commercial enterprise having at least one other establishement engaging in same or similar business; defines "average annual net earnings" as one-half net earnings, before taxes, in two taxable years immediately preceding taxable year in which business or farm moves and includes any compensation paid owner, spouse or dependents during such 2-year period; requires farm or business to make State tax records and financial records available to Comm'n.

Authorizes Comm'n to make payment to owner of property improved by one, two or three family dwelling in which owner has lived for at least one year prior to initiation of negotiations for acquisition of property, up to $5,000. Provides such payment to be amount which, when added to acquisition payment, equals average price required for dwelling comparable in safety and area to displaced dwelling. Requires owner to purchase and occupy new dwelling within one year from displacement.

Permits payments to persons not eligible for above payments, who have occupied dwelling for 90 days prior to negotiations, up to $1500, of amount necessary to enable person to lease up to two years or make down payment on purchase of comparable dwelling to one from which displaced. Authorizes Comm'n to reimburse owners of property reasonable and necessary expenses for conveying such property, penalty costs for prepayment of mortgage, and pro rata share of property taxes paid which are allocable to period subsequent to date of vesting of title in State or date of possession by Comm'n, whichever earlier. Provides that payments received under this Act are not income for purposes of NC income tax nor public assistance. Permits Comm'n to carry out functions under Act by utilizing facilities, personnel, and services of other gov't agencies having established organization for such relocation assistance; permits cities furnishing right of way for State Highway Project to utilize services of NC or USA and authorizes city, in acquisition of right of way for any State Highway System street, to render services and payments permitted by this Act. Permits Comm'n to adopt regulations, including adoption of federal regulation. Repeals GS 136-19.2 (Authority to compensate displaced property owners for moving expenses). Effective Jan. 1, 1970.

S 720 (Joint Resolution) State retirement admin've study — STUDY, MISC RES
Introducer: Poovey — Sent to PERS&EMP

"Providing for an investigation by the State Department of Administration of administrative procedures of various state retirement systems." As title indicates, results to be reported to 1969 (apparently intends 1971) Assembly no later than February 1, 1969 (apparently intends February 1, 1971).

S 721 ECU med school study (Iden. H. 1199) — GS 116, APPROPRIATION
Introducers: Allsbrook and V. White — Sent to HIGHR ED

"To provide funds for planning and developing a curriculum for the school of medicine autorized by GS 116-46.4." Appropriates from General Fund $375,000 to East Carolina University, in addition to all other appropriated funds for 1969-71 biennium, for planning and developing 2-yr school of medicine curriculum authorized by GS 116-46.4

S 722 Train teachers in economics — GS 115
Introducer: McGeachy — Sent to EDUCATN

"Directing the State Board of Education to study the feasibility of commencing a program to train teachers so that they will be prepared to instruct courses in economics and the free enterprise system, and introducing into the public school curriculum courses of instruction in economics and the free enterprise system." As title indicates, and authorizing State Board of Education to use all State personnel and facilities reasonably required, and to accept all gifts and services from foundations, private individuals and other sources in carrying out resolution. Board to report results to Governor by July 1, 1970 and to Assembly by January 1, 1971.

HOUSE

H 1185 Radio stations-vehicle plates — GS 20
Introducer: Bumgardner — Sent to JUDIC 2

"To allow radio broadcast stations to obtain special motor vehicle registration plates bearing the call letters of the station." Amends GS 20-81.1, as title indicates, limiting each AM and FM station to special plates under this section for one vehicle. Drops final paragraph of GS 20-81.1, relating to effective date of section when passed in 1955. Effective Dec. 31, 1969.

H 1186 Intermediate care facilities (Iden. S 713) GS 130
Introducers: Chase and Twiggs Sent to HEALTH

"To amend G. S. 130-9 to provide for licensing of intermediate care facilities by the State Board of Health." Identical with S 713 digested above in today's bulletin.

H 1188 Legislative Ethics Committee GS 120
Introducers: Rhyne and Harris Sent to JUDIC 1

"Relating to legislative ethics of members of the North Carolina General Assembly." Adds new Art. 11 (Ethics of Members of the General Assembly) to GS Ch. 120. Prohibits legislators from: (1) receiving any form of compensation from private sources for performance of duties as public official; (2) agreeing to receive compensation for services in connection with any judicial or administrative proceeding or activity wherein official position could reasonably afford unusual influence; (3) asking for or receiving anything of monetary value, or accept any special favor or gift, upon understanding that action will be influenced thereby; (4) using official position to secure privileges for self or others, having any interest, engaging in any business transaction or professional activity or incurring any obligation, which is in substantial conflict with proper discharge of duties. Requires each legislator to file annually on or before Jan. 31 with Sec'y of State, a written report of each financial interest of value exceeding $100, or self, spouse or dependants in any activity which is subject to jurisdiction of any regulatory agency of State or local gov't.

Establishes Joint Legislative Committee on Ethics, consisting of two Democrat and two Republican members of each House, appointed by presiding officer of each House. Direct Comm. to receive complaints against legislators alleged to have violated Act and investigate such complaints;also to hold hearing pursuant to GS 120-60(b) and make report to Att'y Gen'l containing any recommendations for further action. Directs Att'y Gen'l to aid Comm. in administering Act. Directs that any allegation of violation is to be confidential until time of hearing, which is to be public if the Comm. finds probable cause. Provides that hearing to have presentation of evidence and that alleged violator to have notice of such hearing. Effective 10 days after convening of 1971 Session of General Assembly.

H 1189 Unsolicited bank credit cards GS 24, 53
Introducer: Gentry Sent to BANKS

"To prohibit banks from issuing and distributing unsolicited credit cards." Makes it unlawful for any bank in NC to issue and distribute to any person any credit card not requested by person to whom card issued or by card holder for member of family. Exempts from scope of Act unrequested replacement credit cards. Effective July 1, 1969.

H 1190 Banking Commission members GS 53
Introducer: A Campbell Sent to BANKS

"Relating to the membership of the State Banking Commission." Amends GS 53-92 (dealing with appointment of Comm'r and members of State Banking Comm'n) to increase the number of members to 12 (now, 10) and to require two members be selected to prepresent the borrowing public who shall have no interest in any bank nor be involved in retail credit sales, specifying terms for two additional members. (Until April 1, 1973, successors for 4-year terms.) Effective July 1, 1969.

H 1191 Tax discount schedules — GS 105
Introducer: Harkins — Sent to LOC GOVT

"Authorizing local taxing units to adopt discount schedules for the prepayment of taxes." Designates present GS 105-345 (fixed schedule of discounts for prepayment) as 105-345(a) and adds new 105-345(b) permitting any political subdivision levying taxes under GS Ch. 105, SubCh. II (ad valorem taxes) to establish by resolution a schedule of discounts for prepayments of taxes as the governing body deems appropriate. Requires adoption of resolution not later than May 1 next preceding due date of tax levy to which schedule to first apply and also requires submission of the schedule to State Board of Assessment for approval, which may disapprove in whole or part if it feels the discounts to be excessive or unreasonable. Provides that upon Board approval, local governing board to cause schedule to be published at least once in newspaper with general circulation in taxing unit. Adds to GS 105-378 provision that no taxing unit required to accept any tender of prepayment until annual budget estimate has been filed as required by law. Provides that Act to take precedence over local acts fixing discount schedules, but such schedules to be effective until changed in accord with Act.

H 1192 Sewer system debt — GS 160
Introducers: S. Johnson and others — Sent to FINANCE

"To amend G.S. 160-383(a)(2)f, being a part of the Municipal Finance Act, 1921, relating to the deduction in certain instances of the amount of bonded debt included in the gross debt and incurred or to be incurred for sanitary sewer system purposes." Rewrites cited section to provide that among deductions from gross debt (to determine net debt included upon statement required to be filed with clerk before final passage of a bond ordinance) is amount of bonded debt included in gross debt and incurred or to be incurred for sanitary sewer system purposes if Local Gov't Comm'n determines that the following were, in each of five complete fiscal years immediately preceding filing, sufficient to pay operating expenses of such systems and principal and interest on all bonds issued therefor as due and payable: (a) revenues from sanitary sewer system and water system or (b) if sanitary sewer and water system are operated as consolidated system, the revenues from consolidated system, or (c) if two were consolidated during but not for entire five complete fiscal years immediately preceding filing, revenues of the separate and then the consolidated system, (Now, substantially the same, except that merely requires that systems can support themselves and pay off the bonds from rate collections with no provisions for Local Gov't Comm'n determinations nor requirements that such support have continued in each of previous five fiscal years.)

H 1193 Governmental Ethics Act — GS 143A, 120, 143, 7A
Introducers: C. Taylor and others — Sent to JUDIC 1

"To establish ethical standards in State government, to prescribe penalties for violations, and to create a Board of Ethics." Adds new GS Ch. 143A. Creates Board of Ethics of four members: one Senator appointed by President pro tempore, another by minority leader, one Representative appointed by Speaker and another by minority leader, each to serve for 2-year terms expiring on Dec. 30 of even numbered years. Provides Board to elect chairman and meet as often as necessary, with each member reimbursed reasonable expenses for attending meetings. Provides that Board, upon own initiative or request of legislator, to render adivsory opinion on questions arising

under all parts of Act except sections involving lobbyists and requiring disclosure, on criminal statutes dealing with legislator conflicts of interest and ethics, and on other ethical issues affecting legislators; Board to publish, with such deletions as necessary to protect identity of person seeking opinion, opinions periodically. Directs Board, upon signed complaint or own initiative, to inquire into possible violations of "Rules of Conduct for Legislators" and "Ethical Principles for Persons with Legislative interests, and for Persons who are close Economic Associates of Legislators." Provides Board may hold hearings on questions, with notice to persons affected; hearings may be closed although person affected may demand open hearing. Grants Board subpoena power. Provides that info discovered by Board other than by public hearing is confidential, and not to be released except as Board finds good cause for releasing; violation of this provision punishable by fine up to $5000, imprisonment up to one year, or both. Permits Board to publish written reports of inquiries, findings and conclusions; to send results to Att'y Gen'l or other appropriate law enforcement officer. Directs Board to provide continuing program of education and information to legislators with regard to ethics, to administer disclosure portions of Act pertaining to legislative and executive branches, and to make rules. Provides that malicious filing of false charge of misconduct with Board is punishable by fine up to $5,000, imprisonment up to one year, or both.

Prohibits lobbying, for compensation, by legislators; punishment for violation is fine up to $5,000. Provides that if person with close economic association (person associated with legislator in partnership, association or professional service corp) lobbies for compensation, legislator must immediately disclose that fact to Board, identifying person, objects of lobbying activity, and general type of economic activity of person on whose behalf lobbying being done, although need not identify by name that person; such statements open to public and violation punishable by fine up to $500. Prohibits acceptance of compensation, other than as provided by law, for legislative duties and prohibits making of such payments; does permit acceptance of contributions to defray costs of adequate performance of legislative duties, but must file, as Board prescribes, written statement describing amounts received and uses to which put; violation punishable by fine up to $500.

Enacts "Rules of Conduct for Legislators" prohibiting: (1) soliciting or accepting or agreeing to accept gifts, etc having aggregate value over $100 in any calendar year from any person known to have legislative interests (that is, an economic interest, apart from public interest) so that improper influence could be inferred; exempts political contributions so used, tickets or advertisements for political dinners, and commercially reasonable loans made in ordinary course of business; (2) accepting economic opportunity under circumstances creating substantial possibility of influencing conduct; (3) charging or accepting fee for sale or lease of property or furnishing of services from person with legislative interest, substantially in excess of normal fee; (4) disclosing confidential info acquired in course of official duties; (5) accepting representation case with substantial reason to believe it was offered to obtain improper influence over State agency; (6) using improper means to influence State agency in representation case in which legislator or person with close economic assoc. is participating; (7) engaging in other conduct unbecoming to legislator or violating public trust. Provides that suspected violations to be inquired into by Board, but disciplinary action to come only from House in which legislator member. Enacts "Ethical Principles for Legislators": (1) avoid economic opportunities which present substantial threat to independence of judgment; (2) in conflict situations, consider possibility of eliminating interest or abstaining; (3) if active in conflict

situations, act in public, not private, interest; (4) in representation cases, attempt to have other persons appear before State agencies. Provides above are guides and Board to have no power to inquire into suspected violations.

Enacts "Ethical Principles for Persons with Legislative Interests, and for Persons who are close Economic Associates of Legislators," providing: (1) persons with legislative interests should not offer economic opportunities to legislators with intent to influence conduct or create good will; (2) parallel guide for such opportunities to persons with close economic assoc. with legislators; (3) close persons should not accept representation cases where probable intent is to influence State Agency. Provides purpose of above is guide, but Board may inquire into suspected violations, make findings and communicate such findings to legislature, etc.

Requires legislators and candidates for legislature to file with Board written statements of economic interests and relationships likely to create conflicts of interest including: list of economic interests of person and family, except for bank and S & L Ass'n accounts and equity interests under $5,000 and less than 5% of total family equity interests; list of offices, directorships, and salaried employment of person and family, in all entities subject to State agency regulation or having legislative interest, except for those in political, religious, charitable and educational entities where compensation less than $1,000/annually; list of entities with legislative interests to whom person furnished compensated services of value greater than $1,000 during period covered by report; and list of other interests which could create serious conflicts. Provides that such statements to be open to public and published in Journal of each House; permits Board, on vote of three members, to keep particular items confidential. Provides that values of interests reported need not be disclosed, nor need entities be identified by name but rather by principal type of economic activity along with other detail required by Board; however entities which are or are represented by lobbyists must be listed by name. Violation of disclosure requirements punishable by fine up to $500, and Board may report such violation to appropriate House or prosecutor.

Requires elected executive officials and candidates to make same statement (as legislators) to Board, with same provisions as to publicity, disclosure of values and names and penalties, except no provision for reporting violations to appropriate House or prosecutor. Requires every judge of General Court of Justice and candidates therefor to file with Supreme Court or its designee, written statements of economic interests, like those required of legislative and executive officers. Requires disclosure of names, identities, types of association, but not of values. Provides violation punishable by fine up to $500. Effective Jan. 30, 1970.

H 1194 Junior lien holders notice — GS 1, 45
Introducer: Andrews — Sent to JUDIC 1

"To require that all junior lien holders be notified by registered mail of any sale of real property subject to liens, mortgages or deeds of trust pursuant to G. S. 1-399.1, G. S. 1-399.44 and G. S. 45-21.16." Amends GS 1-339.17(a) (dealing with procedure for public sale of real property) to add requirement that lien holders of record be notified by registered mail at last known address on date public notice is posted at courthouse door in county where property located. Makes similar change in GS 1-339.52(a) (dealing with procedure for execution sale on realty). Adds proviso to GS 45-21.16 (defining procedures for sale under power of sale in mortgage or deed of trust) to require that notice of sale include names and addresses of a lienholders, lien claimants, mortgagees, trustees under deeds of trusts, etc. if they claim encumbrance on realty based on mortgage, deed of trust or claim of lien recorded subsequent to recording date of instrument pursuant to which sale is held, if name and address stated in instrument under which claim made. Amends GS 45-21.17 (providing for notice of sale of realty under mortgage or deed of trust) to require notice by registered mail to each person named above. Amends GS 45-21.17(b) (prescribing procedure for sale under mortgage or deed of trust which contains no procedure for notice of sale) to add proviso that copy of notice be mailed by registered mail to persons listed above.

H 1195 Highway Relocation Assistance Act (Iden. S 719) GS 136
Introducer: Mills Sent to ROADS

"To provide relocation assistance to individuals, families and business displaced by highway construction." Identical with S 719 digested above in today's bulletin.

H 1199 ECU med school study (Iden. S 721) GS 116, APPROPRIATION
Introducers: Reid and Rountree Sent to APPROPRN

"To provide funds for planning and developing a curriculum for the school of medicine authorized by G.S. 116-46.4." Identical with S 721 digested above in today's bulletin.

H 1200 State assume post-conviction costs GS 15
Introducers: Speros and others Sent to COURTS

"To require the State of North Carolina to assume costs in post-conviction proceedings presently borne by the various counties." Amends GS 15-220 and GS 15-222 to replace references to "county" with "State of North Carolina", to provide as title indicates and to require State (now, county) to make available records for review by certiorari in Court of Appeals. Effective July 1, 1969.

H 1203 Validating married women deeds GS 39
Introducer: Steven Sent to JUDIC 1

"To amend G.S. 39-13.1 regarding the validation of certain deeds, etc., executed by married women without private examination." Adds new GS 39-13.1(b) to validate any deed, contract, conveyance lease or other instrument executed prior to February 7, 1945 which is irregular only for failure to take private examination of married woman party to instrument. Act not to effect litigation pending at time of its ratification.

H 1204 Indexing death certificates GS 130
Introducer: Warlick Sent to JUDIC 1

"To amend G.S. 130-70 so as to require the indexing of death certificates by the register of deeds in the county of the residence of persons who died outside the county." Adds to GS 130-70 provision incorporating GS 130-69.1 provisions requiring register of deeds of each county to file and preserve and keep within proper index copies of certificates of birth, death and fetal death (excepting case of child born out of wedlock) filed in another county and furnished him by State Registrar, (now under GS 130-70 county register of deeds only required to preserve copies of birth and death certificates furnished him by local registrars). Effective July 1, 1969.

H 1205 Incompetents' surplus income GS 35
Introducer: Warlick Sent to JUDIC 1

"Relative to the distribution of surplus income of incompetents." Amends GS 35-19 (dealing with use of income of insane widow for children's support) to make estate of such mother liable for support of children or children of deceased child to same extent as estate of father. Amends GS 35-20 to authorize clerk of superior court, "with the approval of the resident judge" (adds quoted words) to expend surplus funds from estate of "incurably mentally incompetent" (now, nonsane) person who has more than sufficient income for support of himself for support of specified relatives of such incompetent (adds aunts, uncles and their descendants to present list). Amends GS 35-25 to add proviso that distribution of such surplus income to be same as distribution of personal property of deceased intestates.

H 1206 Speed limits - U. S. Mail — GS 20
Introducer: McMichael — Sent to HY SAFTY

"To raise the speed limits applicable to vehicles transporting United States Mail to the speeds applicable to passenger cars." Amends GS 20-141(b)3a, and GS 20-141(b)4 (GS 20-141 deals with speed restrictions) to place vehicles engaged in transportation or delivery of U. S. Mail on same footing as passenger cars generally (55 mph except where subject to exceptions).

H 1207 Insur. Dept. arrest power — GS 58
Introducer: J. Ramsey — Sent to INSUR

"Relating to Insurance Department investigators and providing general power of arrest for such investigators in connection with violations of insurance laws of the State." Amends GS 58-9.2 to authorize Insurance Comm'r to use investigators for conduct of examinations, investigations and hearings and giving Comm'r or investigator power to arrest with warrant or to cause arrest of persons where there is evidence to charge same with criminal violations of insurance laws.

H 1208 Review post-conviction proceedings — GS 7A
Introducer: J. Ramsey — Sent to JUDIC 2

"To allow the State to move for certification for review by the Supreme Court of criminal and post-conviction causes after determination by the Court of Appeals." As title indicates, adding provision to GS 7A-31(a).

H 1210 Credit sentence time pending app. — GS 15
Introducer: Strickland — Sent to JUDIC 2

"To amend Chapter 266 of the Session Laws of 1969 so as to clarify the intent of that Act to give credit towards satisfaction of sentences for time spent in custody pending final disposition of appeals." Amends cited Chapter by (1) adding new GS 15-186.1, instead of adding language to GS 15-184 and (2) making clear that section applies either where Appellate Division of General Court of Justice has affirmed a conviction, or where an appeal has been withdrawn pursuant to GS 15-184, and sentence begins as of date of committment.

H 1211 W. Carolina to receive books — GS 147
Introducer: C. Taylor and Messer — Sent to HIGHR ED

"To provide that Western Carolina University shall receive copies of the Session Laws, General Statutes of North Carolina and publications of state officials and department heads." Amends GS 147-45 and -50 (dealing with distribution of state publications) to require distribution of one copy each of the Session Laws, Journals, Supreme Court Reports, and (on request) two copies of publications of state agencies to Western Carolina University. Corrects reference to Wake Forest University (now, College).

H 1212 W. Carolina campus traffic laws — GS 20, 116
Introducer: C. Taylor — Sent to HY SAFTY

"To make the motor vehicle laws of the State applicable to the streets, roads, alleys and driveways on the campus of Western Carolina University." As title indicates, but nothing in Act to interefere with WCU Trustee ownership and control of streets, roads, alleys and driveways of WCU. WCU Trustees authorized to make additional rules and regulations with respect to WCU streets etc. and to establish campus parking areas not inconsistent with GS Ch. 20 provisions. Regulations and ordinances adopted under Act to be recorded in WCU Trustee proceedings, printed, and filed with Sec'y of State. Violator of such regulations and ordinances guilty of

misdemeanor punishable by fine up to $50, imprisonment up to 30 days or both. WCU campus parking subject to Trustee regulation and ordinance-making authority and owners intentionally using campus parking places or keeping vehicle on campus are subject to trustee parking jurisdiction. WCU Trustees authorized to establish parking citation system and may transfer to administrative officers or student government or combination of both administration of system with power to prohibit repeated violators of parking regulations and ordinances from campus parking privilege.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1187 County liquor by the drink — MOORE
Introducer: Auman — Sent to ABC

"Authorizing elections in Moore County to determine whether mixed beverages may be sold by the drink under rules and regulations promulgated by the county Board of Alcoholic Control." Substantially identical to H 534, digested in Bulletin No. 56, p. 463, except as follows: (1) Directs county ABC board to promulgate comprehensive plan for administration, sale and enforcement of mixed beverages by the drink, which must be filed with CSC prior to Sept. 15, 1969, published for at least 10 days in Moore newspapers, and approved by Director of State ABC Board or successor; (2) issues of beverages by drink and comprehensive plan to be submitted to voters of voting unit upon petition of at least 15% of registered voters voting in last gubernatorial election; (3) authorizes issuance of Mixed Beverage license to persons operating auditorium or convention center with table seating capacity at least 50 persons (in addition to restaurant license), with non-liquor receipts exceeding liquor receipts; permits service of drinks in rooms of center and requires meals served to be prepared by restaurant with Grade A rating; (4) deletes prohibitions on licensees allowing striptease acts or allowing persons connected with business to appear nude or seminude; (5) permits delivery to consumer of original bottle of liquor where it is a miniature container of one drink; (6) raises additional purchase price of liquor to licensees to $5 per gallon; and (7) contains different license tax schedule for licensees, generally lower than the general bill.

H 1196 Pistol hunting — DAVIDSON
Introducers: Snyder and Hege — Sent to WILDLIFE

"Amending Chapter 858 of the Session Laws of 1967 so as to permit the hunting of squirrels and rabbits with pistols in Davidson County." Makes SL 1967, Ch. 858 (amending GS 113-104 to allow hunting of squirrels or rabbits on one's own land with a specified type of pistol) applicable to county.

H 1197 Cable TV franchise — DAVIDSON
Introducers: Hege and Snyder — Sent to LOC GOVT

"To authorize Davidson County to operate or grant franchises for the operation of cable television systems outside municipalities in Davidson County." Authorizes county comm'rs to establish, operate and maintain cable television system, but not within one mile of any municipality, and make reasonable charges for same. Comm'rs authorized to grant franchises not to exceed 20 years for operation of same, to levy franchise taxes on such business and to prohibit operation without franchise. Defines cable t.v. for purposes of act.

H 1198 Annexation law exemptions — DAVIDSON
Introducers: Hege and Snyder — Sent to JUDIC 1

"To exempt Davidson County from certain provisions of the General Statutes." Amends GS 160-453.12 and GS 160-453.24 to exempt municipal corporations within Davidson County from provisions of general laws allowing annexation without referendum.

H 1201 School study commission — ROBESON
Introducers: Speros, R. Campbell, R. McMillan and McFadyen — Sent to EDUCATN

"Creating a commission to study the public school system of Robeson County." Creates 13-member comm'n to be appointed as specified by six bds of education in county (county board and Lumberton, Fairmont, Maxton, Red Springs, and Saint Pauls City Boards) and county comm'rs, not to include any professional educators. Chairman of bd of comm'rs to call organizational meeting when comm'n to elect chairman. Comm'n to study merging six school units and file report with six school bds and comm'rs by July 1, 1970. If merger of some or all units recommended, report to contain plan for same and comm'rs to call election before March 1, 1971. Comm'n to meet with comm'rs and bds of education to present report and to publish report or summary thereof for public distribution. Comm'n authorized to adopt rules for proceedings, employ personnel, and secure needed information from schools and local government. Comm'n members to be reinbursed for actual expenses in lieu of per diem, to be paid by six school units on basis of per capita school enrollment for 1968-69 school year.

H 1202 Fairmont slum clearance — ROBESON
Introducers: Campbell, McMillan, and Speros — Sent to JUDIC 1

"Amending Article 15, Chapter 160 of the General Statutes of North Carolina relating to the repair, closing and demolition of unfit dwellings." Modifies GS 160-184(3) and (4) (relating to ordinance provisions as to repair, closing and demolition of dwelling on order of public officer) as same apply to Town of Fairmont only. Amendments add demolition of dwellings to list of actions public officer may order.

H 1209 Pinebluff comm'rs — MOORE
Introducer: Auman — Sent to LOC GOVT

"To amend the chart (sic) of the Town of Pinebluff, Chapter 274 of the Private Laws of 1913, to increase the number of commissioners from 3 to 5." Rewrites Priv. L. 1913, Ch. 274, Sec. 3, to specify town election for mayor and 5 comm'rs for two-year terms be held first Monday in May, 1971 and biennially thereafter.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 85 Security interests on title (digested in Bulletin No. 21, p. 115). Committee substitute adopted in Senate 5/23/69 making following changes: (1) requiring application for notation of security interest in vehicle registered in NC to be accompanied by existing certificate of title unless in possession of prior secured party (original, if in possession of debtor or secured party); (2) requiring application for notation of security interest made in order to continue perfection of

security interest perfected in another jurisdiction to be accompanied by documentary evidence of such perfection and requiring for validity of such application an application also for certificate of title in NC; (3) deleting requirement that endorsed certificate contain priority of each security interest and date of delivery of application to Department; (4) permitting Dep't to deliver, as well as mail, certificate to first secured party; (5) permitting Dep't, as well as owner or another secured party, to require in writing that secured party disclose info as to security agreement and indebtedness secured thereby; (6) delete provisions concerning reports to the Dep't concerning vehicles acquired by attachment, levy or the like, and prohibiting owners fraudulently assigning or transfering his title to or interest in the vehicle after such attachment; (7) providing that Act not to be construed to invalidate any security interest in motor vehicle properly perfected in NC prior to Act; and (8) repealing GS 20-58.9 (Excepted liens and security interests).

S 242 Pornographic sales to minors (digested in Bulletin No. 46, p. 337). Amendments adopted in Senate 5/23/69 (1) permitting solicitor and prosecutor to begin action upon belief that distribution or dissemination of any type is occuring (original, sales only) and making conforming changes elsewhere; (2) changing to 18 (original, 17) the age which person must reasonably believe recipient of pornographic matter to be to escape guilt under Act; (3) changing definition of minor to persons under 18 (original, 17); and (4) making technical changes.

S 364 (Cleveland) Kings Mtn. Lake Authority (Earlier Senate Committee Substitute digested in Bulletin No. 72, p. 665). Committee Substitute as follows: (1) terms of members of Lake Authority to be staggered; (2) deletes specific terms for officers of Authority and provides that vacancies in offices to be filled by Authority (instead of town governing board); (3)permits Authority to secure lands and waters within the Buffalo Creek Water Reservior area (earlier substitute, within Buffalo Creek Watershed in Cleveland County), and makes conforming changes elsewhere; (4)permits City or Authority to pay premiums on bonds required on Chairman of Authority.

S 466 Foreign corporation executors (digested in Bulletin No. 65, p. 563; Senate amendment digested in Bulletin No. 78, p. 730). Floor amendment adopted in House 5/23/69 providing that foreign corporation executors must give bond if assets of the estate are to be removed from NC.

S 557 Driving-with-parking-lights-on ban (digested in Bulletin No. 78, p. 727). Floor amendment adopted in Senate 5/23/69 making it unlawful for any person to drive a motor vehicle on a street or highway.

S 635 Indemnification of directors (digested in Bulletin No. 85, p. 819). Amendment adopted in Senate 5/23/69 (1) providing that in cases where person to be indemnified has not had a completely successful defense, corporation may still indemnify expenses and fine or penalty if in a criminal action or proceeding he had no reasonable cause to believe his conduct was unlawful; (2) deleting amendments to GS 55-156(a)(2) and (3), involving payment of tax on filing of articles of amendment; and (3) making clarifying amendment.

S 642 License nursing home adm'ors (digested in Bulletin No. 86, p. 833). Floor amendment adopted in Senate 5/23/69 to make act inapplicable to religious institution for care of sick which depends on prayer for healing in practice of such religion; no license, registration or provisional license to be required of individual reponsible for planning, organizing, directing, controlling and administering such religious institution.

S 643 School attendance assignment (digested in Bulletin No. 86, p. 835). Amendment adopted in Senate 5/23/69 increasing maximum penalty for violation of GS 115, Art. 20 (General Compulsory Attendance Law) to $50, or 30 days imprisonment, or both (now, $5 - $25 and up to 30 days imprisonment for failure to pay fine).

S 660 Elizabeth City University (digested in Bulletin No. 87, p. 858). Committee Substitute adopted in Senate 5/23/69 to amend Art. 1A, GS Ch. 116 to redesignate Elizabeth City State College as Elizabeth City State University, Fayetteville State College as Fayetteville State University, and Winston-Salem State College as Winston-Salem State University, and to make such insitutions subject to GS 116-44.10 (providing for regional universities). Makes conforming change in caption of Art. 2, GS Ch. 116.

S 663 County aid to sheltered workshops (digested in Bulletin No. 88, p. 869). Floor amendment adopted in Senate 5/23/69 adding other vocational rehabilitation facilities to caption of GS 153-9(60) ("Aid to Sheltered Workshops" in original bill).

S 672 Nursing Board composition (digested in Bulletin No. 89, p. 885). Amendment adopted in Senate 5/23/69 permitting the two physicians appointed to Board of Nursing to be affiliated with a licensed practical nursing school, as well as a diploma nursing school.

HOUSE

H 367 Deduct contributions-rescue squad (digested in Bulletin No. 44, p. 322). Floor amendment adopted in Senate 5/23/69 limiting Act's application specifically to rescue squads, volunteer fire dept's and Civil Air Patrol.

H 521 Landscape architect registration (House committee substitute digested in Bulletin No. 80, p. 759; House amendment digested in Bulletin No. 82, p. 784). Amendment adopted in Senate 5/23/69 deleting entitlement of Board to services of Att'y Gen'l.

H 1006 (Yadkin) Board of Education sale (digested in Bulletin No. 82, p. 782). Amendment adopted in Senate 5/23/69 authorizing sale of another described parcel of land by the Board.

SENATE AND HOUSE CALENDAR ACTION MAY 23,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17, 4/28) PASSED 2ND READING.
S. 85 SECURITY INTERESTS ON TITLE.(5/23) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-PLACED ON CAL FOR MAY 27.
S. 128 ADJUTANT GENERAL'S STAFF GRADES.(5/21) S-CONCURRED IN H AMEND.
S. 242 PORNOGRAPHIC SALES TO MINORS.(5/23) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 373 LICENSE FEE - OPTOMETRISTS.(5/13) H-PASSED 3RD READING.
S. 409 AMBULANCE SERVICE LIENS.(4/25) H-PLACED ON CAL FOR MAY 27.
S. 457 FULL-TIME VOTER REGISTRATION. H-REF TO COM ON ELECTION.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02, 5/23) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 485 CREDIT UNION DEDUCTIONS:STATE PAY.(5/02, 5/22) S-CONCURRED IN H AMEND.
S. 490 NON-CONFORMING USE AMORTIZATION.(5/06) H-REPTD FAV.
S. 496 ELECTRICAL CONTRACTOR EXAMINERS.(5/14) H-PLACED ON CAL FOR MAY 27.
S. 509 (J.RES.) STUDY AUTO LIAB.INSURANCE. H-PASSED 2ND & 3RD READINGS.
S. 510 (J.RES.) STUDY USE OF ENC SANITORIUM. S-PLACED ON CAL FOR MAY 30.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08) H-PLACED ON CAL FOR MAY 28.
#S. 557 DRIVING-WITH-PARKING-LIGHTS BAN.(5/23) S-AMENDMENT ADOPTED; S-TABLED.
S. 574 REMOVE CARS FROM STATE LOTS. H-PASSED 2ND & 3RD READINGS.
S. 579 SMALL TRAILER TURN SIGNAL. H-PASSED 2ND & 3RD READINGS.
S. 590 REGISTER ICC EXEMPTIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 591 SAFETY RULES-COMMON CARRIERS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 592 TECHNICAL CHANGES-UTIL. COMM'N. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 629 STUDY DISTURBED CHILDREN. H-REF TO COM ON MENTAL HLTH.
S. 635 INDEMNIFICATION OF DIRECTORS.(5/23) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 642 LICENSE NURSING HOME ADM'ORS.(5/23) S-AMENDMENT ADOPTED; S-PASSED 2ND READING; S-PLACED ON CAL FOR MAY 27.
S. 643 SCHOOL ATTENDANCE ASSIGNMENT.(5/23) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR MAY 26.
S. 655 HIGHWAY PATROL PLATES.(5/21) H-REF TO COM ON ROADS.
S. 660 ELIZABETH CITY UNIVERSITY. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 663 COUNTY AID TO SHELTERED WORKSHOPS.(5/23) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 671 REMOVE EMC & TMC INTEREST LIMIT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 672 NURSING BOARD COMPOSITION.(5/23) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 695 (J.RES.) LRC TO STUDY FACULTY RETIREMENT. S-REPTD FAV.
S. 704 PRIVATE MED SCHOOLS STATE AID. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON HIGHR ED.

H. 53 MUNICIPAL BOARDS' SELECTION.(4/17, 4/29) S-PASSED 2ND & 3RD READINGS.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30, 5/19) H-FAILED TO CONCUR IN S-AMEND; H-CONFEREES APPOINTED.
#H. 202 BENEFITS-DRIVER LICENSE EXAMINERS. H-FAILED 2ND READING.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15) S-REF TO COM ON CONSTUTN.
H. 367 DEDUCT CONTRIBUTIONS-RESCUE SQUADS.(5/23) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 465 PERSONAL TAX EXEMPTIONS SET BY G.A.. H-PASSED 2ND READING.
#H. 468 LICENSING OSTEOPATHS.(4/22, 4/23, 5/20, 5/21 RATIFIED - CHAPTER 612.
#H. 475 CLARIFICATION OF BURGLARY.(4/23, 5/16) RATFIED - CHAPTER 543.
#H. 490 VOTING RESIDENCE PERIOD.(5/23) H-AMENDMENT ADOPTED; H-TABLED.
H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06, 5/08, 5/23) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H. 522 SCHOOL DAY LENGTH.(4/24, 5/23) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H. 537 INTERSTATE TEACHER CERTIFICATION. S-PASSED 2ND & 3RD READINGS.
H. 568 EXECUTIVE REORGANIZATION. H-REPTD FAV AS AMENDED.
H. 705 CLEARED LAND FENCE HEIGHT.(5/22) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 741 FULL-TIME VOTER REGISTRATION. H-PLACED ON CAL FOR MAY 27.
H. 785 ABOLISH MUNICIPAL BOARD OF CONTROLS. S-PLACED ON CAL FOR MAY 26.
H. 802 CURFEW ON NON-UNIV. PERSONNEL.(5/22) H-PLACED ON CAL FOR MAY 26.
H. 837 REGISTER OF DEEDS-BOND LIMITS.(4/30) S-PASSED 2ND & 3RD READINGS.
H. 838 REGISTER AS EX OFFICIO NOTARY. S-PLACED ON CAL FOR MAY 28.
#H. 843 EMBALMERS OATHS,MEETINGS.(5/05, 5/16) RATIFIED - CHAPTER 584.
H. 853 (J.RES.) STUDY USE OF ENC SANATORIUM. H-REPTD FAV.
#H. 854 (J.RES.) STUDY AUTO LIAB.INSURANCE. H-POSTPONED INDEF.

H. 882 STUDENT TEACHER LEGAL STATUS. S-PASSED 2ND & 3RD READINGS.
H. 919 RURAL RECREATION DISTRICTS. H-PASSED 2ND READING.
#H. 922 SCHOOL INSUR,PAYROLL DEDUCTION-2.(5/09, 5/16) RATIFIED - CHAPTER 591.
H. 933 NOTARIAL ACTS VALIDATION. S-PASSED 2ND& 3RD READINGS.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP. H-PLACED ON CAL FOR MAY 28.
H. 937 SUP'T OF PUBLIC INSTRUCT.-APPT.. H-REPTD FAV.
H. 965 HEARING AID BOARD.(5/16) H-REPTD FAV AS AMENDED.
H. 974 CARRIER REGISTRATION PENALTIES. S-PASSED 2ND & 3RD READINGS.
H. 975 GAS LINE INSPECTION AGREEMENTS. S-PASSED 2ND & 3RD READINGS.
H. 981 TECHNICAL CHANGES-UTIL.COMM'N. S-REF TO COM ON PUB UTIL.
H. 982 INSPECT UTILITY AFFILIATE RECORDS. S-REF TO COM ON PUB UTIL.
H. 983 FALSE INFO. UTIL COMM'R. S-REF TO COM ON PUB UTIL.
H. 991 LATER POST-CONVICTION PETITIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 995 UNIFORM BEER & WINE BALLOT.(5/15) S-PASSED 2ND & 3RD READINGS.
H. 999 AMORTIZE CLEANING DEVICES. H-REPTD FAV.
H.1000 PROPERTY TAXES-GARNISMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1028 CONTROLLED ACCESS HIGHWAY DRIVING. H-PLACED ON CAL FOR MAY 26.
H.1030 CONDEMNATION DEPOSITS. S-PASSED 3RD READING.
H.1069 (J.RES.) LOCAL GOV'T STUDY COMM'N. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1075 CLASSIFY WATER FOR SCIENTIFIC USES. H-REPTD FAV.
H.1083 VALIDATE NOTARY ACTS. S-REF TO COM ON JUDIC 2.
H.1087 REVISE MEDICAL LIEN LAW. H-REPTD FAV AS AMENDED.
H.1109 INSURING LOCAL GOV'T AMBULANCES. H-PLACED ON CAL FOR MAY 27.
H.1110 HEALTH INSURANCE/RETARDED CHILDREN. H-PASSED 2ND READING.
H.1113 SAMARCAND MANOR. H-REPTD FAV.
H.1128 (J.RES.) FEDERAL SOIL CONSERVATION FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION.(5/19) S-PLACED ON CAL FOR MAY 26.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 423 (HARNETT) ANGIER ABC ELECTION.(5/02, 5/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
S. 424 (STANLY) ALBEMARLE CABLE TV. H-REPTD FAV.
S. 425 (STANLY) NO GAME FROM HIGHWAYS. S-REPTD FAV.
S. 434 (MITCHELL) INCREASING CARTWAYS WIDTH. H-REPTD FAV.
#S. 445 (IREDELL) COURTHOUSE SITE. H-REPTD UNFAV.
S. 446 (HALIFAX, WARREN) LITTLETON-GASTON SCHOOL DISTRICT.(5/09, 5/22) H-PASSED 3RD READING; H-SENT TO SENATE; S-CONCURRED IN H AMEND.
S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15) H-REPTD FAV.
S. 473 (CABARRUS) CONCORD SEWER BONDS,CHARTER AMDT.. H-REPTD FAV.
S. 512 (FORSYTH) TAX DISCOUNTS-KERNERSVILLE. H-REPTD FAV.

S. 537 (PITT) WINTERVILLE RETIREMENT SYSTEM. H-REPTD FAV.
S. 575 (DURHAM) APPOINT DURHAM CITY TREASURER. H-REPTD FAV.
S. 599 (HARNETT, LEE) CSC GUN PERMIT RECORDS. H-REPTD FAV.
S. 648 (GASTON) GASTONIA POLICE JURISDICTION. S-PASSED 2ND &3RD READINGS; S-SENT TO HOUSE.
S. 656 (SURRY) POLICE JURISDICTION-DOBSON. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 676 (WAYNE) ABC FUNDS USE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 420 (BUNCOMBE) ADDITIONAL JUDGES AND SOLICITORS. S-PASSED 2ND & 3RD READINGS.
H. 447 (PITT) COUNTY EMPLOYEES MILEAGE ALLOWANCE.(5/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 561 (FORSYTH) KERNERSVILLE CHARTER CHANGES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 576 (HENDERSON) HENDERSONVILLE-SCHOOL BOARD. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 577 (HENDERSON) COUNTY SCHOOL BONDS. H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 639 (WARREN) WARRENTON SCHOOL TAX.(5/01, 5/16) RATIFIED - CHAPTER 578.
H. 646 (UNION) COUNTY COMM'RS-NUMBER,TERMS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES.(5/09) S-PLACED ON CAL FOR MAY 28.
H. 667 (POLK) SNAGGING NON-GAME FISH. S-REPTD FAV.
#H. 689 (PITT) AYDEN BOUNDARIES. RATIFIED - CHAPTER 579.
H. 695 (VANCE) HENDERSON CHARTER AMENDMENT.(5/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 709 (CALDWELL) ABOLISH CORONER. S-PASSED 2ND & 3RD READINGS.
H. 715 (ORANGE) CHAPEL HILL EMINENT DOMAIN.(5/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 718 (EDGECOMBE, NASH) BATTLEBORO CORPORATE LIMITS. RATIFIED - CHAPTER 580.
H. 736 (GUILFORD) G'BORO CHARTER RE: GOV'T FORM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 739 (BUNCOMBE) COUNTY COMMRS' PAY.(5/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. H-RECALLED FROM SENATE; H-RECONSIDERED 3RD READING; H-RECONSIDERED 2ND READING; H-PASSED 2ND READING.
H. 745 (GASTON, LINCOLN) LINCOLNTON-CHERRYVILLE AIRPORT.(5/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 747 (GASTON) CHERRYVILLE CHARTER. RATIFIED - CHAPTER 581.
H. 767 (FORSYTH) CONSTABLE FEES. S-REF TO COM ON LOC GOVT.
H. 769 (SCOTLAND) WAGRAM BEER/WINE SALE. S-PASSED 2ND & 3RD READINGS.
H. 779 (LINCOLN) LINCOLNTON-LINCOLN C.OF C.DUES.(5/22) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 780 (AVERY) COMM'RS TERMS,SALARIES.(5/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 781 (WATAUGA) AUTHORITY OF AIRPORT COMM'N. S-PASSED 2ND & 3RD READINGS.
#H. 799 (CUMBERLAND) ANNEX FAYETTEVILLE AIRPORT. RATIFIED - CHAPTER 582.
H. 812 (ORANGE) REVISE CARRBORO CHARTER.(5/15) S-PASSED 2ND READING.
H. 825 (WAKE) HOSPITAL PROPERTY CONVEYANCE. S-PASSED 2ND & 3RD READINGS.
#H. 829 (SAMPSON) COMMISSIONERS' PAY.(5/02) RATIFIED - CHAPTER 583.
H. 844 (CUMBERLAND) FAYETTEVILLE UTILITY EXTENSIONS.(5/22) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 850 (VANCE) VANCEBORO OFFICIALS' PAY.(5/09) RATIFIED - CHAPTER 585.
#H. 851 (CABARRUS) SCHOOL BOND LIMITS. RATIFIED - CHAPTER 568.
#H. 856 (NORTHAMPTON) WOODLAND TOWN LIMITS. RATIFIED - CHAPTER 586.
H. 862 (LINCOLN) BOARD OF EDUCATION ELECTION.(5/15) S-PASSED 2ND & 3RD READINGS.
#H. 884 (HERTFORD) COFIELD INCORPORATION. RATIFIED - CHAPTER 587.
#H. 891 (ROBESON) ST.PAULS-TOWN MANAGER. RATIFIED - CHAPTER 588.
H. 892 (CUMBERLAND) REVOKING MANCHESTER CHARTER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 913 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS-3. RATIFIED - CHAPTER 589.
H. 914 (ORANGE) COUNTY SCHOOL BOARD VACANCY. S-REF TO COM ON EDUCATN.
H. 916 (GASTON) RANLO BOUNDARIES,CONTRACTS. S-PASSED 2ND READING.
H. 927 (PITT) GRIFTON CHARTER REVISION. H-REPTD FAV AS AMENDED.
H. 945 (MECKLENBURG) RAISE COUNTY OFFICERS' SALARIES.(5/16) S-PASSED 2ND & 3RD READINGS.
H. 948 (ROBESON) ST. PAULS' SLUM CLEARANCE. S-PASSED 2ND & 3RD READINGS.
H. 950 (ALAMANCE) BURLINGTON LOCAL DEVELOPMENT. S-PASSED 2ND & 3RD READINGS.
H. 951 (ALAMANCE) CITY-COUNTY AIRPORT AUTHORITY. H-REPTD FAV AS AMENDED.
H. 955 (ALAMANCE) OPEN SPACES & AREAS. S-PASSED 2ND & 3RD READINGS.
H. 964 (MOORE) CONSTABLE SALARY. S-PASSED 2ND & 3RD READINGS.
H.1005 (MECKLENBURG) CHARLOTTE/MECKLENBURG CIVIC CENTER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1006 (YADKIN) BOARD OF EDUCATION SALE.(5/23) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS.
H.1011 (BEAUFORT) BELHAVEN CHARTER REVISION. H-PASSED 2ND READING.
H.1012 (ROCKINGHAM) EDEN EMPLOYEE RETIREMENT SYSTEM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1014 (HARNETT) DUNN CHARTER ACQUISITION. S-PASSED 2ND & 3RD READINGS.
H.1015 (HARNETT) DUNN CHARTER REVISION.(5/23) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H.1021 (DURHAM) APPOINT DURHAM CITY TREASURER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1032 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS. H-PASSED 2ND READING.
H.1040 (CLEVELAND) INCORPORATE POLKSVILLE. H-REPTD FAV AS AMENDED.
H.1046 (BUNCOMBE) BLACK MOUNTAIN BEER-WINE SALE. S-PASSED 2ND & 3RD READINGS.
H.1047 (SAMPSON) BOARD OF EDUCATION PAY. S-PASSED 2ND & 3RD READINGS.
H.1048 (RUTHERFORD) EXTEND ELLENBORO LIMITS. H-PASSED 2ND READING.
H.1053 (BRUNSWICK) STAGGER TERMS-COUNTY COMM'RS. H-RE-COM TO COM ON LOC GOVT.
H.1057 (CRAVEN) HAVELOCK-AUTO REMOVAL LIEN. S-REF TO COM ON JUDIC 2.
H.1076 (HARNETT) DUNN POLICE TO ENFORCE ABC LAWS. S-PASSED 2ND & 3RD READINGS.
H.1080 (CRAVEN) NEW BERN FIREMEN'S INSURANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1081 (ROBESON) SCHOOL BOARD ELECTION. H-REPTD FAV.
H.1094 (YADKIN) VALIDATE ARLINGTON ELECTION. H-REPTD FAV.
H.1096 (UNION) TAX PREPAYMENT DISCOUNTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1097 (UNION) TAX LISTING REGULATIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1107 (UNION) DEPUTY SHERIFF/WORKMEN'S COMP.. S-REF TO COM ON PERS&EMP.
H.1112 (MOORE) COUNTY DEP'T OF INVESTIGATION. H-REPTD FAV AS AMENDED.
H.1130 (DUPLIN) WARSAW MAYOR,COMM'RS PAY. H-REPTD FAV.
H.1136 (GRANVILLE) CREEDMOOR CHARGER REVISION. H-REPTD FAV.

****

Next Sessions of Senate:

9:30 a.m., Saturday, May 24, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, May 26, 1969.

Next Sessions of House:

10:00 a.m., Saturday, May 24, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, May 26, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 94 -961- MONDAY, MAY 26, 1969

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, May 24, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 724 Repeal Nurse Practice Act — GS 90
Introducers: James & J. White — Sent to PUB HLTH

"To repeal Chapter 578 of the Session Laws of 1965, known as the Nurse Practice Act, and to re-enact the laws theretofore in effect concerning registered nurses and licensed practical nurses." Repeals Nurse Practice Act, SL 1965, Ch. 578 (rewriting and consolidating Arts. 9 and 9A of GS Ch. 90) and re-enacts previous Arts. 9 and 9A of GS Ch. 90, relating to licensing of registered and practical nurses. Transfers all records, property, etc. of NC Board of Nursing to NC Board of Nurse Registration and Nursing Education, and NC Board of Nurse Registration and Nursing Education Enlarged, effective 7/1/69. Changes all statutory references to NC Bd of Nursing to other bds so as to reinstate prior references. Provides that above transfers not to affect any transaction undertaken prior to time of transfers except that new boards and reinstated procedures to be used in resolving such matters. Provides that NC Board of Nurse Registration and Nursing Education be changed in General Statutes to read NC Board of Nursing. Effective July 1, 1969.

S 725 Work incentive: AFDC recipients — GS 108
Introducer: Gurganus — Sent to PUB WELF

"To provide for a work incentive program for certain recipients of Aid to Families with Dependent Children welfare assistance." Adds new GS 108-39.1 adopting Part C of Title IV of federal Social Security Act pertaining to Work Incentive Program for recipients of Aid to Families with Dependent Children (AFDC) and provides that program to be subject to all provisions of AFDC program with inconsistent provisions of section to override those of AFDC program. Provides that written notice by US Sec'y of Labor that person refused without good cause to accept employment or participate in project to be binding on State. Provides that Governor to appoint members and ch'man to serve at his pleasure of as many Special Work Projects (SWP) Panels as he deems necessary to review applications approved by Sec'y of Labor for SWPs established under §432(b)(3) of Title IV of Social Security Act. Panels to consist of three to five members including one representative of employers and one of employees, with others to represent general public. Requires that no SWP be established without prior approval from SWP panel.

Provides that Governor to set times, places, etc. of panel meetings unless such authority delegated to ch'man, with compensation provided as with other boards and committees under GS 108-35. Provides that Gov'r may enter into agreements with Sec'y of Labor for creation and operation of panels and that protective and vendor payments made under program to be in accord with regulations of State Board of Public Welfare (Board of Social Services). Effective July 1, 1969.

S 726 License child-care organizations (Iden. H 1232) GS 110
Introducer: Gurganus Sent to PUB WELF

"To amend G. S. 110-49 to provide for licensing of those providing full-time child care whether or not the placement of children is involved." Amends cited sec. to provide that any individual, agency, etc. "giving full-time care to children" or placing dependent, orphaned, etc., children must have permit from State Bd of Social Services (adds quoted words); exempts child-caring institutions with $60,000 assets owned or operated by religious or fraternal organizations as referenced in GS 108-78(c) (stated as GS 108-73(c)). Effective July 1, 1969.

S 727 Att'ys for welfare recipients (Iden. H 1231) GS 108
Introducer: Gurganus Sent to PUB WELF

"To amend G. S. 108-44 to provide for furnishing the services of attorneys for welfare applicants or recipients to the extent required by federal laws or regulations." Adds new GS 108-44(f) to provide that, to extent that federal law or regulation requires as condition of federal participation in public assistance that welfare applicants or recipients receive services of attorneys for appeals or litigation arising therefrom, that such services be provided to extent funds made available, in accord with regulations approved by Gov'r, Advisory Budget Comm'n, State Board of Social Services and NC State Bar Council. Until funds appropriated for attorney services, payment to be made by State Bd of Social Services from funds transferred from Contingency and Emergency appropriations.

S 728 Continue welfare pending appeals (Iden. H 1234) GS 108
Introducer: Gurganus Sent to PUB WELF

"To amend G. S. 108-44 to provide for the continuation of public assistance pending the outcome of a hearing or litigation if and when federal laws or regulations are enacted requiring such continuation of assistance." Adds new GS 108-44(g) to provide as title indicates.

S 729 Direct vendor payments-welfare (Iden H. 1233) GS 108
Introducer: Gurganus Sent to PUB WELF

"To provide for vendor and protective payments under public assistance programs." Re-writes GS 108-50 (as amended by SL 1969, Ch. 546) to provide that welfare payments may be made direct to vendors of goods and services provided recipients or applicants and to protective payees who manage assistance for such persons when such payments necessary to comply with federal laws or regulations. Effective July 1, 1969.

S 730 TSER Board additions (Iden. H 1240) — GS 135
Introducer: Patterson — Sent to PERS&EMP

"To provide for a representative of higher education and for a representative of retired teachers and State employees on the Board of Trustees of the Teachers' and State Employees' Retirement System." Amends GS 135-6(b) to provide as title indicates; new members' terms to be for four years beginning by appointment of Governor on July 1, 1969. Effective July 1, 1969.

S 732 Public records subpoena (Iden. H. 1169) — GS 1A
Introducer: Allsbrook — Sent to JUDIC 1

"To permit any custodian of public records to tender the records and an affidavit of authentication in lieu of a personal appearance in response to a subpoena duces tecum." Identical to H 1169, digested in Bulletin No. 92, p. 928.

S 733 Validate foreign conveyances — GS 28
Introducer: Allsbrook — Sent to JUDIC 1

"To amend G. S. 28-39.1 relating to the validation of certain conveyances by foreign executors and administrators." Amends GS 28-39.1 to validate real estate conveyances of non-resident administrators as well as (now) non-resident executors acting under power of sale contained in wills of non-residents, provided such conveyances made prior to May 1, 1969 (now, January 1, 1957). Act not to apply to pending litigation.

S 734 Local-state property transfers — GS 160, 153, 143
Introducer: McGeachy — Sent to ST GOVT

"To authorize the sale, lease, exchange, joint use of property between and among local governmental and state agencies." Adds new GS 160-61.2 authorizing any municipality or county or agency thereof, local board of education, NC Highway Comm'n, or any other State department, agency, or comm'n to exchange, lease, sell, purchase, or enter into agreements regarding joint use of any interest in real property it owns with any of the above named local or state governmental units. Terms and conditions to be determined by parties. Authorized action to be taken by governing body or other body responsible for unit's property. Action by municipality, county, or school board to be only after public hearing with notice. Action by state agency other than NC Highway Comm'n to be only after approval of NC Division of Property Control of Dep't of Administration.

S 735 Unsolicited credit prohibition — GS 14, 25
Introducer: McGeachy — Sent to JUDIC 1

"To prohibit the mailing of credit authorization without consent." Prohibits product or service marketers or others to mail credit cards or other credit authorization to anyone without written request from such person. Makes violation a misdemeanor, punishable by fine of not more than $500 and/or imprisonment for not more than six months, in court's discretion. Makes each mailing of card separate offense. Effective January 1, 1970.

S 736 (Joint Resolution) Blind and deaf schools study — STUDY, GS 131, 116
Introducer: L. Warren — Sent to APPROPRN

"Creating a commission to study and report on the operation and needs of North Carolina Schools for the Blind and Deaf, the North Carolina Sanatorium System,

and related institutions of declining use." Creates Comm'n described in title, consisting of three members appointed by Governor, to study facility requirements of schools for blind and deaf, feasibility of using unneeded facilities of sanatorium system for other State medical, educational or health needs, and other possible utilization of other State institutions with declining use. Comm'n authorized to hold hearings and meetings, employ assistance, and request information from state agencies affected. Members entitled to per diem and expenses as for State boards generally, payable from C&E Fund; to report to Governor and Advisory Budget Comm'n by July 1, 1970.

S 738 Dep't Admin. property acquisition — GS 146, 40
Introducer: L. Warren — Sent to JUDIC 1

"To amend Chapter 146 of the General Statutes of North Carolina to authorize the Department of Administration to acquire property by purchase or condemnation." Adds new GS 146-22.1 to permit Dep't of Administration to purchase, condemn or otherwise acquire following: land to construct State buildings and parking facilities; specific area in Raleigh to expand State facilities; land to locate and improve hospital and mental health facilities maintained by State; land for public parks and forests; land to locate and improve educational or correctional institutions; land to provide public access to State waters; land for agricultural and research facilities; utility and access easements, etc. to lands needed for operation of State facilities; land to develop and preserve estuarine areas; land to develop waterways in State. Amends GS 146-23 to provide that Dep't to acquire land at request of Gov'r and Council of State upon compliance with investigation required by statute. Adds new GS 146-24.1 to give Dep't power of eminent domain and condemnation as prescribed by GS 146-24 to be supplemental to that vested in other State agencies as defined in GS 146-64. Dep't may exercise power in behalf of such agencies and follow procedures prescribed above or procedure of agencies, in discretion of Dep't. Adds new GS 146-24.2 to ratify prior actions of Dep't in acquiring land and land interests.

S 739 (Joint Resolution) LRC clinical lab study — STUDY
Introducer: Bowles, James, Henley — Sent to RULES

"Directing the Legislative Research Commission to study the question of the licensing of certain clinical laboratories." Directs LRC to study feasibility and advisability of licensing clinical labs (including public health labs) and personnel who examine human specimens for diagnostic purposes; study to include recommendations as to regulation by State Bd of Health, review of model law and consultation with various groups; LRC to report to 1971 General Assembly.

S 741 Onslow Tech liberal arts courses (Iden. H 1223) — GS 115A
Introducer: Ellis — Sent to APPROPRN

"To authorize adding to the Onslow Technical Institute a two-year curriculum of transferable college courses in liberal arts and sciences." Authorizes NC Bd. of Education in accordance with GS Ch. 115A and subject to approval of Governor, Advisory Budget Comm'n, and funds available on or after March 1, 1970, to add two-year liberal arts and sciences curriculum at freshman and sophomore levels to Onslow Tech. Nothing to authorize Onslow Tech to neglect or abandon primary function of providing vocational, technical, and general adult education curricula and extension short courses.

HOUSE

H 1213 Statute of Limitations: slander — GS 1
Introducer: Carter — Sent to JUDIC 2

"Making the one year Statute of Limitations apply to actions for slander." Amends GS 1-54 and 1-55 to provide as title indicates (now, six months).

H 1214 Repealing county exemptions — GS 153, 160
Introducers: Harkins and others — Sent to LOC GOVT

"Removing county exemptions from certain General Statutes." Repeals following sections, exempting specified counties from described provisions: GS 153-294.19 (special assessments for county water and sewer facilities), GS 153-266.9 (county subdivision regulations), GS 153-266.22 (county zoning regulations), GS 153-9(52) (last para.) (county building inspectors), GS 160-181.2 (last sentence and proviso: municipal extraterritorial jurisdiction), GS 160-227.1 (municipal subdivision regulations). Effective July 1, 1969.

H 1216 Parkway Playhouse funds — APPROPRIATIONS
Introducers: Messer & L. Ramsey — Sent to APPROPRN

"To appropriate funds to the University of North Carolina at Greensboro to be used for repairing Parkway Playhouse." Appropriates from General Fund $10,000 for '69-'71 biennium to UNC-G to repair Parkway Playhouse in Burnsville, N. C. Effective July 1, 1969.

H 1217 Duplicate license fee — GS 20
Introducer: Leatherman — Sent to ROADS

"To amend Article 2 of Chapter 20 of the General Statutes of North Carolina to increase the fee for a duplicate license, for limited extract of license record and to initiate a reinstatement fee where licenses have been revoked or suspended." Adds new GS 20-7(i)(1) to require payment of restoration fee of $10 prior to issuance of new operator's or chauffeur's license to person whose license previously suspended, cancelled or revoked. Rewrites GS 20-14 (Duplicate certificates) to require payment of $1 fee (now, $.50) to obtain duplicate or substitute license when operator's or chauffeur's license lost or destroyed, or (added) issuee changes name or address. Amends GS 20-26(c)(1) to make conforming change. Effective July 1, 1969.

H 1218 Dealing in lotteries — GS 14
Introducers: A. Jones and others — Sent to JUDIC 1

"To amend Chapter 14 of the North Carolina General Statutes to make it clear that any consideration sufficient to support a contract is sufficient to make out the offense of dealing in a lottery, where the other elements of the offense are present." Amends GS 14-290 as title indicates. Effective Jan. 1, 1970.

H 1220 Support handicapped dependents — GS 14
Introducers: Short & Rountree — Sent to JUDIC 2

"To protect physically handicapped or mentally retarded dependents by requiring their parents to provide financial support after the eighteenth birthday." Adds new GS 14-322.2 to make a misdemeanor the willful failure of parent to adequately support physically handicapped or mentally retarded child who becomes 18 years old and is unable to be self-supporting. Makes failure a continuing offense until child able to become self-supporting. Effective July 1, 1969.

H 1221 Omnibus court amendments-2 — GS 7, 7A, 9, 11, 15, 84, 115, 147, 163
Introducers: Short and others — Sent to COURTS

"To extend the District Court system to seventeen additional counties, to make certain additions and revisions to General Statutes Chapter 7A ('The Judicial Department'), to repeal, revise, or transfer various sections of General Statutes Chapter 7 ('Courts'), and for other related purposes." Identical with Senate Committee Substitute for S 497 (original bill digested in Bulletin No. 69, p. 624, Substitute digested in Bulletin No. 82, p. 783).

H 1223 Onslow Tech liberal arts courses (Iden. S 734) — GS 115A
Introducer: Ragsdale — Sent to APPROPRN

"To authorize adding to the Onslow Technical Institute a two-year curriculum of transferrable college courses in liberal arts and sciences." Identical with S 734, digested above in today's Bulletin.

H 1225 Water Safety Committee — GS 75A
Introducer: Baugh — Sent to ST GOVT

"To establish a North Carolina Water Safety Committee, to empower local governments to create and sponsor local water safety committees, to grant the Wildlife Resources Commission the power to make regulations over matters of water safety, and to implement the Uniform State Waterway Marking System." Redesignates GS Ch. 75A as "Boating and Water Safety" (now, "Motorboats") and existing provisions as "Art. 1 Boating Safety Act" and adds new "Art. 2 N. C. Water Safety Committee," as follows: Creates Water Safety Committee, of 25-50 members appointed by Governor, to consist of at least one professional representative from each of the following: Dep'ts of Conservation and Development, Public Instruction, and Water-Air Resources; NC Recreation Comm'n, Wildlife Resources Comm'n, State Bd of Health. Other members to represent other public and private interests concerned with water safety; executive committee to consist of a designated representative from each listed agency plus six other 3-year term members to be named by Governor, who may modify terms to achieve necessary overlapping of terms. Chairman to be one of agency members on executive committee and to serve as such at pleasure of Governor. Specifies organizational procedures and that administrative and staff support for committee be provided by State agencies designated by Governor.

Authorizes local water safety committees to be sponsored by local government or groups of local gov'ts with membership of 15-35 interested persons and organization procedures provided either by charter of sponsor or by Act; members to serve without compensation except for public officers and employees who may receive reimbursement as allowed by law; sponsor may provide staff services and finance projects of committee.

Sponsor may support particular activities of existing organization relating to water recreation and safety in lieu of creating separate local committee. Sponsor to give notice of sponsorship, or withdrawal thereof, of local committee to Ch'rmn of NC Water Safety Committee and Exec. Dir. of Wildlife Resources Comm'n. Meetings of local committee or other sponsored group to be open to public; members to study water recreation and safety problems, make reports, and help with public education in water safety.

Rewrites GS 75A-15 (provisions for local regulation of vessels on local waters) to authorize Wildlife Resources Comm'n to make special regulations for local waters as to operation of vessels, promotion of water safety, and placement of navigational aids, after investigating needs of local water area and any standards of NC Water Safety Committee, and in its discretion, after public hearings. Provides that subdivisions of State and NC Water Safety Committee may request Comm'n for special regulations on local waters (now, includes proviso that rules governing the operation of vessels on State-owned lakes shall be made exclusively by Dep't of C & D). Special regulations of Comm'n to supersede all local regulations in conflict.

Adopts Uniform State Waterway Marking System and authorizes Wildlife Resources Comm'n to make regulations implementing the System, including necessary additions and modifications, supplementary standards, and regulations governing markers in waters. Makes unlawful the placement of markers in violation of System or regulations.

Repeals all special private and local acts in conflict and specifically SL 1955, Ch. 227 and 1115 (Lake Wylie) and Ch. 1219 (Catawba River in certain Counties).

H 1226 State Construction Bonds — GS 143
Introducers: Eagles and others — Sent to ST GOVT

"To create a State Construction Finance Authority authorized to issue revenue bonds to finance certain state government building projects." Creates NC State Construction Finance Authority (hereinafter Authority) consisting of five members: Governor, Dir. of Dept. of Administration, State Treasurer, State Auditor, and Lt. Gov. Makes Authority corporate body with authority to issue revenue bonds and revenue refunding bonds payable from rentals, charges, and fees and other revenues without pledge of taxes or faith and credit of State, Authority, or any agency or political unit of state. Further authorizes Authority to pay costs of acquiring or constructing necessary state buildings and parking decks. Sets out authority and manner for issuing revenue bonds providing that no sale of bonds to be at price requiring payment of more than 6% interest. Authorizes Authority to secure bonds by trust agreement. Bonds to be exempt from taxation.

H 1227 Insurance agents examination — GS 58
Introducer: J. Ramsey — Sent to INSUR

"Relating to the examination of insurance agents and providing a shorter waiting period for re-examination." Changes waiting period for re-examination to 30 days (now, 90 days) for applicants for licensing as insurance agent, general agent, or adjuster.

H 1229 (Joint Resolution) Dep't Admin. budget procedure — STUDY, GS 143
Introducer: S. Johnson — Sent to APPROPRN

"A Joint Resolution encouraging the Department of Administration to develop improved methods for preparing and presenting budgets." Encourages development of improved methods of preparing budget information by empowering Dep't of Administration to explore new developments in field and appropriating funds to develop model budgets. Encourages Dep't to obtain federal and other grants to assist in developing such improvements.

H 1230 Gas tax refunds to RFD's — GS 105
Introducers: Hege and others — Sent to FINANCE

"To amend Chapter 105 of the General Statutes to provide for motor fuel tax refunds to non-profit county fire departments." Amends GS 105-446.1 (Refunds of taxes paid by counties and municipalities) by adding non-profit county fire departments to (now) the State Highway Comm'n, counties and municipalities as units entitled to refund of motor fuel tax levied by GS 105-434, and making other conforming changes.

H 1231 Att'ys for welfare recipients (Iden. S 727) — GS 108
Introducer: Green — Sent to PUB WELF

"To amend G.S. 108-44 to provide for furnishing the services of attorneys for welfare applicants or recipients to the extent required by federal laws or regulations." Identical with S 727, digested above in today's Bulletin.

H 1232 License child care organizations (Iden. S 726) — GS 110
Introducer: Green — Sent to PUB WELF

"To amend G.S. 110-49 to provide for licensing of those providing full-time child care whether or not the placement of children is involved." Identical with S 726, digested above in today's Bulletin.

H 1233 Direct vendor payments-welfare (Iden. S 729) — GS 108
Introducer: Green — Sent to PUB WELF

"To provide for vendor and protective payments under public assistance programs." Identical with S 729, digested above in today's Bulletin.

H 1234 Continue welfare pending hearings (Iden. S 728) — GS 108
Introducer: Green — Sent to PUB WELF

"To amend G.S. 108-44 to provide for the continuation of public assistance pending the outcome of a hearing or litigation if and when federal laws or regulations are enacted requiring such continuation of assistance." Identical with S 728, digested above in today's Bulletin.

H 1235 Work incentive-AFDC recipients (Iden. S 725) — GS 108
Introducer: Green — Sent to PUB WELF

"To provide for a work incentive program for certain recipients of Aid to to Families with Dependent Children welfare assistance." Identical with S 725, digested above in today's Bulletin.

H 1236 Teacher payroll deductions — GS 115
Introducer: Baugh by request — Sent to EDUCATN

"Permitting public school teachers to allow payroll deductions from their salary checks to credit unions." Adds new GS 115-160.5 to permit public school teachers who are members of credit unions established under GS Ch. 54 (Co-operative Organizations) to make written request to school administrative units to authorize that periodic payments to credit unions be deducted from salaries and be paid to such credit unions.

H 1240 TSER Board additions (Iden. S 730) GS 135
Introducer: Britt Sent to ST PERS

"To provide for a representative of higher education and for a representative of retired teachers and state employees on the Board of Trustees of the Teachers' and State Employees' Retirement System." Identical with S 730, digested above in today's Bulletin.

H 1241 School bus-duty to stop GS 20
Introducers: Warlick & Andrews Sent to HY SAFTY

"To amend G. S. 20-217 to strengthen the requirement that vehicles stop upon approaching school buses." Rewrites 1st sentence of GS 20-217 (Motor vehicle to stop for school, church and Sunday school buses in certain instances) to make following changes: (1) extends statute to streets of any town (now, "incorporated" town); (2) extends statute to include "road", highway, or "street" (now, unquoted word only); (3) requires vehicles to stop while affected bus "is displaying its mechanical stop signal" (now, while "stopped and engaged in receiving or discharging passengers therefrom") and to remain stopped "until the mechanical stop signal of the bus has been withdrawn or until such bus has moved on" (now, until passengers received or discharged and until stop signal has been withdrawn or until bus has moved away; (4) makes other grammatical changes.

LOCAL BILLS INTRODUCED

SENATE

S 723 Alcohol sales in Sunset Beach BRUNSWICK
Introducer: Robinson Sent to ABC

"To authorize the qualified voters of the Town of Sunset Beach to determine whether Alcoholic Beverage Control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof." Provides that on or before Nov. 1, 1969, Sunset Beach Bd of Comm'rs on own motion or on receipt of petition signed by 15% of town's eligible voters to order election to determine if ABC stores should be operated in town. Sets out election procedure and provides for revocation of ABC stores at subsequent election. Provides for creation of Town Bd of Alcoholic Control if first election favorable, terms of members, and Bd's powers and duties. Provides that from gross profits derived from operation of ABC store, 5 to 10% be expended for law enforcement purposes (as specified); and that from net profits, the following be allocated: 15% to Shallotte Volunteer Rescue Squad, Inc.; 65% to town's general fund; 20% to Brunswick Bd. of Education.

S 731 Raleigh paving petitions WAKE
Introducers: Bailey & Coggins Sent to LOC GOVT

"To amend the City Charter of the City of Raleigh (Chapter 1184 of the Session Laws of North Carolina, 1949, as amended) as it relates to paving of certain residential streets." Amends SL 1949, Ch. 1184, §105a to provide that petition for paving street not longer than 1500 feet and classified as residential street by City Council and located between two paved steets shall be sufficient if signed by majority of abutting property owners or if signatures represent over 1/2 of lineal footage of property occupied by abutting owners.

S 737 Goldsboro Charter amendments
Introducer: L. Warren

WAYNE
Sent to LOC GOVT

"To amend the Charter of the City of Goldsboro, North Carolina, as revised, reorganized and amended by Chater 447 of the Session Laws of 1961, as amended." Changes date of Goldsboro Aldermen organization meeting from Tuesday to Friday after election. Adds: (a) prohibition against writein votes in City primary and election; (b) procedure for disposal of surplus realty on upset bids and deposits; and (c) procedures for disposal of surplus personalty at private sale, on informal bids and on sealed bids, for property valued under $1,000, at $1-2,000, and over $2,000, respectively.

S 740 Annexation procedure
Introducers: Henley and McGeachy

CUMBERLAND
Sent to LOC GOVT

"To make Parts 1, 2, and 3 of Article 36 of Chapter 160 of the General Statutes applicable in Cumberland County and to amend GS 160-453.2 and GS 160-453.14 to prohibit annexation in Cumberland County when a majority of the registered voters object by petition." Amends GS 160-453.12 and -453.24 to delete Cumberland from listed counties exempted from application of general law municipal annexation procedure without a vote. Amends GS 160-453.2 and -453.14 to add proviso that municipality shall not annex area if majority of registered voters in area to be annexed file petition opposing annexation within 30 days following publication of intent to annex.

HOUSE

H 1215 Recreation district vote
Introducers: Harkins, Beam, DeBruhl and Stevens

BUNCOMBE
Sent to FINANCE

"Authorizing the establishment of a recreation district within Buncombe County, the levying of a recreation tax and the issuance of bonds in behalf of the recreation district." Authorizes referendum within Black Mtn.-Swannanoa Recreation District on petition to county comm'rs of at least 15% of resident freeholders within the area, concerning levy of stated tax and issuance of stated amount of county bonds for recreation purposes, with proceeds (if successful) to be administered by a recreation district comm'n, of described composition. County comm'rs to order county board of elections to conduct election.

H 1219 Watershed improvement programs
Introducers: Snead, Penton

NEW HANOVER
Sent to FINANCE

"To grant the authority to levy, collect, and expend funds for watershed improvement programs and to clarify the small watershed laws with respect to project maintenance in New Hanover County." Modifies GS 139-8(6) with respect to New Hanover County to provide that soil and water conservation district, counties and watershed improvement districts may maintain watershed "works and projects" as well as watershed "structures". Declares that changes are clarifying in nature and not substantive. Validates previous expenditures for such purposes. Authorizes expenditures for such purposes of (a) proceeds of previously approved taxes, and (b) proceeds of subsequently approved taxes, where election preliminaries (to authorize such taxes) have already intervened. Authorizes county comm'rs to levy maximum 5¢ per $100.00 valuation watershed improvement tax on property within county, without the vote required by GS 139-39 and -40 (general law concerning watershed elections).

H 1222 Licensing carnivals — ORANGE
Introducer: Stanford — Sent to LOC GOVT

"To restrict licensing of carnivals within Orange County." Authorizes county bd of comm'rs to direct sheriff or county tax collector to refuse to issue license to carnivals or similar shows conducted for profit when comm'rs believe public welfare endangered by licensing. Amends SL 1947, Ch. 670 to delete Orange County therefrom (statute forbids carnivals from operating for longer than one day).

H 1224 Boone elections; corp. limits — WATAUGA
Introducer: Holshouser — Sent to LOC GOVT

"To delete a certain area from the corporate limits of the Town of Boone, and to provide staggered terms for members of the Board of Aldermen, and to authorize the sale of certain property." Amends SL 1967, Ch. 988 to delete area described by metes and bounds from corporate limits and provides that Town's Board of Aldermen to be elected for staggered 4-year terms. Requires that Board execute option to sell at private sale for not less than $75,000 certain land described by metes and bounds.

H 1228 County buildings lease — BURKE
Introducers: Fulton and Bostian — Sent to LOC GOVT

"Authorizing the Board of County Commissioners of Burke County to lease facilities to be used as a courthouse, jail, and county office building." Authorizes Burke Comm'rs to contract with private persons, firms, or corporations for construction of building for courthouse, jail, and county office building, in accord with specs approved by Comm'rs and with no cost to county; Comm'rs may lease building on agreed terms, with option to purchase, but with no term exceeding 75 years. Building may be on county-owned land but not farther than one mile from courthouse. Contract to be submitted to public bids in accord with GS Ch. 143, Art. 8. Declares full faith and credit of county pledged to contract, approval of General Assembly for special purpose ad valorem taxes, and expenses to be considered necessary expense, not requiring voter approval; limitations of County Fiscal Control Act not to apply. Provides Comm'rs not to enter contract without notice and public hearing.

H 1237 7 Springs comm'rs — WAYNE
Introducers: Strickland & Chase — Sent to LOC GOVT

"To amend the Charter of the Town of Seven Springs to increase the number of commissioners from three to four." Amends town's charter as title indicates; additional comm'r to be appointed by elected comm'rs until regular 1971 election.

H 1238 County manager and sheriff — TRANSYLVANIA
Introducer: C. Taylor — Sent to LOC GOVT

"To provide that the Chairman of the Board of County Commissioners of Transylvania County shall be the County Manager, to set his salary, to set the salary of the sheriff and his deputies and for other purposes." Makes ch'man of County Comm'rs manager of County, with duties purportedly set out in GS 153-121 (apparently intends GS 153-21) and following additional duties: hold regular office hours; inspect public facilities for which county responsible; vote on matters before Bd. Sets salary of ch'man/manager at $3,500 yearly and provides 7¢ per mile for car operation on official business (not to exceed $400 yearly).

Makes ch'man separate office for election purposes. Sets yearly salary of sheriff at $7,200 unless he fails to complete prescribed training course, in which case it is $6,200. County to furnish sheriff's car for official use but deputies to furnish own and receive $150 monthly for operation and maintenance. Requires all vehicles of sheriff's dep't to be marked as law enforcement vehicles. County to furnish sheriff and deputies with two sets of uniforms yearly. Provides that two deputies to be added on July 1, 1969. Requires sheriff and deputies to attend and successfully complete basic training course for small law enforcement agencies given by Dep't of Community Colleges. Provides that after July 1, 1969, deputy sheriffs to receive $4,000 yearly until, upon completion of above course, salary to be increased to $5,000 yearly; if deputy sheriff fails above course, salary reduced to $3,500 yearly. Effective July 1, 1969.

H 1239 Maxton school board — ROBESON
Introducers: Speros, Campbell, McMillan and McFadyen — Sent to EDUCATN

"To provide for the appointment and subsequent election of the members of the Board of Trustees of the Maxton City Administrative School Unit." Appoints following trustees for terms expiring second Monday in June, 1971: Mrs. J. D. Hagler, E. B. Stanton, Robert Buchanan, Everett S. Morris, and Elbert L. Jones. Repeals SL 1955, Ch. 300 and amends SL 1953, Ch. 425 to provide for 5-member board of trustees who must reside within school unit (now, four must reside in Maxton township and one in administrative unit in area outside Maxton township). Provides for non-partisan election on first Tuesday in May, 1971 with three receiving highest vote to serve 4-year terms and next two to serve 2-year terms. Vacancies to be filled by trustees for remaining term.

H 1242 Fayetteville annexations-2 — CUMBERLAND
Introducers: Bryan, Carter, Rose and Raynor — Sent to LOC GOVT

"To provide for a referendum in Cumberland County upon the applicability of the 1959 annexation laws." As title indicates, with election to be called at any time within discretion of Fayetteville governing body; expense to be borne by county if called at same time as any other county-wide election, by city if otherwise. Resolution to request county board of elections to conduct election; no absentee ballots to be permitted and no new registration required.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 311 Dredge permits-riparian owners (digested in Bulletin No. 53, p. 418; committee substitute digested in Bulletin No. 92, p. 932). Technical amendments adopted in Senate 5/26/69.

S 602 Brake lining standards (digested in Bulletin No. 82, p. 777). Amendment adopted in Senate 5/26/69 to delete prohibition on use of non-approved brake linings.

HOUSE

H 568 Executive reorganization (digested in Bulletin No. 58, p. 461). Amendments adopted in House 5/26/69 to provide that Gov'r may make administrative changes in departments and agencies of State and submit them to General Assembly not later than 60th calendar day of its session; they shall become law upon adjournment sine die of the session unless disapproved by resolution of either house or modified by joint resolution (originally, changes submitted to General Assembly while in session and become effective 60 days after submission or upon adjournment sine die, whichever sooner, unless modified or disapproved by joint resolution of both houses).

H 622 Uniform Arbitration Act (digested in Bulletin No. 61, p. 499). Amendment adopted in House 5/20/69 to exempt insurance contracts from act.

H 672 Ambulance charge garnishment (digested in Bulletin No. 63, p. 537; House amendments digested in Bulletin No. 73, p. 681; Senate amendments digested in Bulletin No. 91, p. 918). Amendment adopted in Senate 5/26/69 to add Edgecombe, Halifax, Lincoln, and Pitt to the other 13 counties in which Act applicable.

H 785 Abolish Municipal Board of Control (digested in Bulletin No. 66, p. 579). Amendment adopted in Senate 5/26/69 to declare that all charters issued by Municipal Bd of Control before effective date of Act are to remain in effect as issued.

H 927 (Pitt) Grifton charter revision (digested in Bulletin No. 77, p. 719). Amendment adopted in House 5/26/69 to (1) make technical changes in metes and bounds description of corporate boundaries, (2) provide for regular municipal elections annually (originally, quadrennially), with mayor and two comm'rs elected to 2-year terms in odd-numbered years and three comm'rs elected in even years (originally, 4-year terms), and (3) prohibit single-shot voting by requiring voters to vote for as many candidates as offices to be filled.

H 951 (Alamance) City-county airport authority (digested in Bulletin No. 79, p. 745). Amendment adopted in House 5/26/69 providing that Burlington-Alamance Airport Authority to consist of two members appointed by Burlington City Council, two members appointed by Alamance County Commissioners, and one appointed by Council and Comm'rs jointly. (Originally, three to be appointed by Council and two by Comm'rs.)

H 965 Hearing Aid Board (digested in Bulletin No. 80, p. 756; House amendments digested in Bulletin No. 88, p. 877). Amendments adopted in House 5/26/69 to provide as follows: (1) decreases to 4 (from 5) members appointed from list of 8 (was 10) hearing aid fitters for terms up to 4 (was 5) years, with subsequent terms to be for 4 (was 5) years; (2) provides for additional Board member to be appointed by Governor from list of 2 audiologists compiled by NC Speech and Hearing Ass'n for initial term of 3 years with subsequent appointments to 2-year terms (3) deletes provision that apprenticeship license be for minimum period of one year before eligible for license exam; (4) provides that apprenticeship license to not be renewed if person "21 years or older" holding it fails to take next succeeding exam after one full year as apprentice (adds quoted part); (5) provides that if apprentice fails exam after "a minimum of" one year of apprenticeship, then Board may only renew license for 30 days past next exam (adds quoted part).

H 1028 Controlled access highway driving (digested in Bulletin No. 84, p. 810). Amendments adopted in House 5/26 to (1) provide for exception to 45MPH minimum on controlled access highway upon issuance of permit (continuing or otherwise) by SHC and (2) to make Act inapplicable to partially controlled access facilities.

H 1040 (Cleveland) Incorporate Polkville (digested in Bulletin No. 85, p. 823). Amendment adopted in House 5/26/69 changing date of election on incorporation to July 22, 1969 (originally, June 24, 1969) and making appropriate changes in registration dates, appointment of registrar, Challenge Day, election notice, and time for filing.

H 1075 Classify water for scientific uses (digested in Bulletin No. 86, p. 844). Technical amendments adopted in House 5/26.

H 1087 Revise medical lien law (digested in Bulletin No. 87, p. 860). Amendment adopted in House 5/26 to add State to list of those who may claim lien and to make technical changes.

H 1112 (Moore) County Dep't of Investigation (digested in Bulletin No. 89, p. 890). Technical amendment adopted in House 5/26.

SENATE AND HOUSE CALENDAR ACTION MAY 26,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17, 4/28) H-PLACED ON CAL FOR MAY 28.
#S. 192 DEALER-MFR VEHICLE LICENSE FEES.(5/01) RATIFIED - CHAPTER 593.
S. 311 DREDGE PERMITS-RIPARIAN OWNERS.(5/22, 5/26) H-PASSED 2ND READING; S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 312 NAVIGABLE WATERS-SAVE BEAUTY.(5/22) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02, 5/23) H-PLACED ON CAL FOR MAY 27.
S. 490 NON-CONFORMING USE AMORTIZATION.(5/06) H-PASSED 2ND & 3RD READINGS.
S. 493 BUSINESS CORP.ACT AMENDMENTS.(5/21) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 509 (J.RES.) STUDY AUTO LIAB.INSURANCE. RATIFIED - RES. 65.
#S. 549 (J.RES.) CT.COMM'N; JUDGE STUDY SOLICITOR. RATIFIED - RES. 62.
S. 590 REGISTER ICC EXEMPTIONS. H-REF TO COM ON PUB UTIL.
S. 591 SAFETY RULES-COMMON CARRIERS. H-REF TO COM ON PUB UTIL.
S. 592 TECHNICAL CHANGES-UTIL. COMM'N. H-REF TO COM ON PUB UTIL.
S. 602 BRAKE LINING STANDARDS.(5/26) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 643 SCHOOL ATTENDANCE ASSIGNMENT.(5/23) S-PLACED ON CAL FOR MAY 28.
S. 660 ELIZABETH CITY UNIVERSITY. S-PLACED ON CAL FOR MAY 27.
S. 663 COUNTY AID TO SHELTERED WORKSHOPS.(5/23) H-REF TO COM ON MENTAL H.
S. 671 REMOVE EMC & TMC INTEREST LIMIT. H-REF TO COM ON PUB UTIL.
#S. 677 (J.RES.) HONORING T CLARENCE STONE. RATIFIED - RES. 59.
S. 695 (J.RES.) LRC TO STUDY FACULTY RETIREMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 710 (J.RES.) YOUTH SUMMER EMPLOYMENT. RATIFIED - RES. 63.

H. 191 PUNISHING OF FIREARMS CRIMES.(4/29, 5/02, 5/22) S-REF TO COM ON JUDIC 2.
H. 367 DEDUCT CONTRIBUTIONS-RESCUE SQUADS.(5/23) S-REF TO COM ON FINANCE.
H. 399 BEER BUYER AGE.(5/22) S-REF TO COM ON ABC.

H. 465 PERSONAL TAX EXEMPTIONS SET BY G.A.. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06, 5/08, 5/23) S-PASSED 3RD READING; S-SENT H TO CONCUR IN S-AMEND.
H. 522 SCHOOL DAY LENGTH.(4/24, 5/23) S-PLACED ON CAL FOR MAY 27.
H. 568 EXECUTIVE REORGANIZATION.(5/26) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR MAY 28.
H. 622 UNIFORM ARBITRATION ACT.(5/21) S-REF TO COM ON JUDIC 2.
H. 705 CLEARED LAND FENCE HEIGHT.(5/22) S-REF TO COM ON AGRICULT.
H. 785 ABOLISH MUNICIPAL BOARD OF CONTROLS.(5/26) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H. 802 CURFEW ON NON-UNIV. PERSONNEL.(5/22) H-PLACED ON CAL FOR MAY 28.
H. 853 (J.RES.) STUDY USE OF ENC SANATORIUM. H-PLACED ON CAL FOR JUNE 4.
H. 886 PUBLIC SERVICE CO.ASSESSMENTS. H-REPTD FAV AS AMENDED.
H. 919 RURAL RECREATION DISTRICTS. H-PASSED 3RD READING; H-SENT TO SENATE.
H. 937 SUP'T OF PUBLIC INSTRUCT.-APPT.. H-PLACED ON CAL FOR MAY 27.
H. 942 AFTER-ACQUIRED PROPERTY CLAUSES.(5/22) S-REF TO COM ON JUDIC 1.
H. 965 HEARING AID BOARD.(5/16, 5/26)H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR MAY 28.
H. 991 LATER POST-CONVICTION PETITIONS. S-REF TO COM ON COURTS.
H. 999 AMORTIZE CLEANING DEVICES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1000 PROPERTY TAXES-GARNISMENT. S-REF TO COM ON JUDIC 1.
H.1008 OLDSTERS HUNT/FISH LICENSES. H-COM SUB REPTD W/O PREJUDICE.
#H.1026 (J.RES.) CONGRATULATING GARDNER WEBB COLLEGE.(5/21) RATIFIED - RES. 64.
#H.1028 CONTROLLED ACCESS HIGHWAY DRIVING.(5/26) H-AMENDMENT ADOPTED; H-FAILED 2ND READING.
H.1069 (J.RES.) LOCAL GOV'T STUDY COMM'N. S-REF TO COM ON LOC GOVT.
H.1075 CLASSIFY WATER FOR SCIENTIFIC USES.(5/26) H-AMENDMENT ADOPTED. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1077 (J.RES.) HONORING STEPHEN RICHARDSON. RATIFIED - RES. 61.
H.1087 REVISE MEDICAL LIEN LAW.(5/26) H-AMENDMENT ADOPTED; H-RE-REF TO COM ON JUDIC 1.
H.1110 HEALTH INSURANCE/RETARDED CHILDREN. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1113 SAMARCAND MANOR. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1115 PUBLIC WELFARE PROVISIONS.(5/26) H-AMENDMENT ADOPTED; H-FAILED 2ND READING.
H.1128 (J.RES.) FEDERAL SOIL CONSERVATION FUNDS. S-REF TO COM ON CONS&DEV; S-REF TO COM ON CONS&DEV.

LOCAL BILLS

#S. 115 (STANLY) ALBEMARLE WATER,SEWER ASSESSMENT.(3/03, 4/11) RATIFIED - CHAPTER 592.

S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION.(5/19) S-PLACED ON CAL FOR MAY 27.
#S. 340 (ROWAN) SPECIAL TAXES,COUNTY OFFICES. RATIFIED - CHAPTER 594.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23) S-PASSED 2ND READING; S-PLACED ON CAL.
S. 423 (HARNETT) ANGIER ABC ELECTION.(5/02, 5/23) S-CONCURRED IN H-AMEND.
S. 424 (STANLY) ALBEMARLE CABLE TV. H-PASSED 2ND READING.
S. 425 (STANLY) NO GAME FROM HIGHWAYS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 434 (MITCHELL) INCREASING CARTWAYS WIDTH. H-PASSED 2ND & 3RD READINGS.
#S. 446 (HALIFAX, WARREN) LITTLETON-GASTON SCHOOL DISTRICT.(5/09, 5/22) RATIFIED - CHAPTER 628.
S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15) H-PASSED 2ND READING.
S. 473 (CABARRUS) CONCORD SEWER BONDS,CHARTER AMDT.. H-PASSED 2ND READING.
S. 512 (FORSYTH) TAX DISCOUNTS-KERNERSVILLE. H-PASSED 2ND & 3RD READINGS.
S. 537 (PITT) WINTERVILLE RETIREMENT SYSTEM. H-PASSED 2ND & 3RD READINGS.
S. 575 (DURHAM) APPOINT DURHAM CITY TREASURER. H-PASSED 2ND & 3RD READINGS.
S. 599 (HARNETT, LEE) CSC GUN PERMIT RECORDS. H-PASSED 2ND & 3RD READINGS.
S. 648 (GASTON) GASTONIA POLICE JURISDICTION. H-REF TO COM ON LOC GOVT.
S. 656 (SURRY) POLICE JURISDICTION-DOBSON. H-REF TO COM ON LOC GOVT.
S. 676 (WAYNE) ABC FUNDS USE. H-REF TO COM ON ABC.

#H. 370 (JACKSON, SWAIN, TRANSYLVANIA) SALE OF WINE OR BEER. RATIFIED - CHAPTER 595.
H. 447 (PITT) COUNTY EMPLOYEES MILEAGE ALLOWANCE.(5/23) S-REF TO COM ON LOC GOVT.
H. 561 (FORSYTH) KERNERSVILLE CHARTER CHANGES. S-REF TO COM ON LOC GOVT.
H. 575 (HENDERSON) HENDERSONVILLE SCHOOL BOARD.(5/22) S-REF TO COM ON EDUCATN.
H. 576 (HENDERSON) HENDERSONVILLE-SCHOOL BOARD. S-REF TO COM ON FINANCE.
H. 577 (HENDERSON) COUNTY SCHOOL BONDS. S-REF TO COM ON FINANCE.
H. 646 (UNION) COUNTY COMM'RS-NUMBER,TERMS. S-REF TO COM ON LOC GOVT.
H. 667 SNAGGING NON-GAME FISH. S-PASSED 2ND & 3RD READINGS.
H. 672 (CATAWBA, DAVIDSON, GASTON, GRANVILLE, GUILFORD, ROCKINGHAM, WATAUGA) AMBULANCE CHARGE GARNISHMENT.(4/25, 5/21, 5/26) H-AMENDMENTS ADOPTED; S-PLACED ON CAL FOR MAY 27.
H. 736 (GUILFORD) G'BORO CHARTER RE: GOV'T FORM. S-REF TO COM ON LOC GOVT.

H. 739 (BUNCOMBE) COUNTY COMMRS' PAY.(5/23) S-REF TO COM ON LOC GOVT.
H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. H-PASSED 3RD READING; H-SENT O SENATE.
H. 745 (GASTON, LINCOLN) LINCOLNTON-CHERRYVILLE AIRPORT.(5/23) S-REF TO COM ON LOC GOVT.
H. 779 (LINCOLN) LINCOLNTON-LINCOLN C.OF C DUES.(5/22) S-REF TO LOC GOVT.
H. 791 CITY WATER FACILITIES,COSTS.S-RECALLED FM ENROLLING; PLACED ON CAL.
H. 780 (AVERY) COMM'RS TERMS,SALARIES.(5/23) S-REF TO COM ON LOC
H. 812 (ORANGE) REVISE CARRBORO CHARTER.(5/15) S-PASSED 3RD READING.
H. 844 (CUMBERLAND) FAYETTEVILLE UTILITY EXTENSIONS.(5/22) S-REF TO COM ON LOC GOVT.
H. 892 (CUMBERLAND) REVOKING MANCHESTER CHARTER. S-REF TO COM ON LOC GOVT.
H. 916 (GASTON) RANLO BOUNDARIES,CONTRACTS. S-PASSED 3RD READING.
#H. 921 (BURKE) MORGANTON SCHOOL PROPERTY.(5/16) RATIFIED - CHAPTER 590.
927 (PITT) GRIFTON CHARTER REVISION.(5/26) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 951 (ALAMANCE) CITY-COUNTY AIRPORT AUTHORITY.(5/26) H-AMENDMENT ADOPTED. H-PASSED 2ND READING.
H. 958 (LINCOLN) LINCOLNTON STREET IMPROVEMENTS. S-REF TO COM ON LOC GOVT.
H.1005 (MECKLENBURG) CHARLOTTE/MECKLENBURG CIVIC CENTER. S-REF TO COM ON LOC GOVT.
H.1006 (YADKIN) BOARD OF EDUCATION SALE.(5/23) S-SENT TO CONCUR IN S-AMEND; H-PLACED ON CAL.
H.1011 (BEAUFORT) BELHAVEN CHARTER REVISION. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1012 (ROCKINGHAM) EDEN EMPLOYEE RETIREMENT SYSTEM. S-REF TO COM ON PERS&EMP.
H.1015 (HARNETT) DUNN CHARTER REVISION.(5/23) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1021 (DURHAM) APPOINT DURHAM CITY TREASURER. S-REF TO COM ON LOC GOVT.
H.1032 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1040 (CLEVELAND) INCORPORATE POLKSVILLE.(5/26) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H.1048 (RUTHERFORD) EXTEND ELLENBORO LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1063 (WAYNE) WATERSHED IMPROVEMENT PROGRAMS. H-REPTD FAV.
H.1080 (CRAVEN) NEW BERN FIREMEN'S INSURANCE. S-REF TO COM ON PERS&EMP.
H.1081 (ROBESON) SCHOOL BOARD ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1094 (YADKIN) VALIDATE ARLINGTON ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1096 (UNION) TAX PREPAYMENT DISCOUNTS. S-REF TO COM ON LOC GOVT.
H.1097 (UNION) TAX LISTING REGULATIONS. S-REF TO COM ON LOC GOVT.
H.1112 (MOORE) COUNTY DEP'T OF INVESTIGATION.(5/26) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1130 (DUPLIN) WARSAW MAYOR,COMM'RS PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1136 (GRANVILLE) CREEDMOOR CHARGER REVISION. H-PASSED 2ND READING.

****

Next Session of Senate: 12 Noon, Tuesday, May 27, 1969.
Next Session of House: 11:45 a.m., Tuesday, May 27, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 95 -979- TUESDAY, MAY 27, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 742 Reapportion county comm'rs — GS 153
Introducer: McGeachy — Sent to LOC GOVT

"To amend G. S. 153-5.2, relating to reapportionment of boards of county commissioners." Amends GS 153-5.2 to add provision that upon finding of denial of equal representation, boards may reapportion one or more comm'rs to county at large and remainder among election or residence areas in addition to present authority to reapportion comm'rs among defined election or residence areas.

S 743 County budget time changes — GS 153
Introducer: McGeachy — Sent to LOC GOVT

"To amend the County Fiscal Control Act to change the time within which budget estimates and budget resolutions shall be submitted and adopted." Amends GS 153-118 to change date by which budget estimates must be submitted to county board of commissioners from "first Monday of July" to "first regular meeting in July." Amends GS 153-120 to change date by which budget resolution must be adopted by county board of commissioners from "Twenty-eighth of July" to "first regular meeting in August."

S 744 Reclaim inactive TSER membership — GS 135
Introducers: White and others — Sent to ST PERS

"Amending G. S. 135-3 relating to membership in the Teachers' and State Employees' Retirement System." Adds to GS 135-3(3) proviso that after July 1, 1969, any inactive member with 10 or more years of membership service since his account rendered inactive because of absence from service may reclaim service prior to absence by placing with Retirement System lump sum payment of amount of returned contributions plus interest for period of closed account.

HOUSE

H 1234 (Joint Resolution) Honoring Robert L. McMillan — JT RES
Introducers: Twiggs and others — Sent to MISC RES

"Honoring the life and memory of Robert Leroy McMillan." As title indicates.

H 1244 Public employee working conditions — GS 95, 143, 128, 153, 160
Introducer: A. Jones — Sent to CALENDAR

"To authorize boards of county commissioners and municipal governing bodies to establish policies relating to employee organizations; to grant to public employees

the right to work; and to prohibit strikes and work stoppages which constitute a clear and present danger to public health and safety." Authorizes local governing bodies to establish and enforce policy agreements with employees and their representatives concerning wages, hours, working conditions and terms of employment. Provides that right to work for local gov't shall not be denied or abridged because of (non)membership in any labor organization. Prohibits local governmental employees from engaging in a strike that constitutes a clear and present danger to public health and safety.

H 1245 (Joint Resolution) Blind and deaf schools study — STUDY, GS 116, 131
Introducer: S. Johnson — Sent to APPROPRN

"Creating a commission to study and report on the operation and needs of North Carolina Schools for the Blind and Deaf, the North Carolina Sanatorium System, and related institutions of declining use." Identical with S 736, digested in Bulletin No. 94, p. 963.

H 1248 UNC revenue bonds/services — GS 116
Introducer: Stanford — Sent to CALENDAR

"To extend for two years the authority of the University of North Carolina to provide service and auxiliary facilities and to issue revenue bonds to pay the costs thereof." Amends SL 1961, Ch. 1078 to raise maximum interest rate on revenue bonds to 7.5% (now 6%) and authorizes UNC Board of Trustees to issue additional bonds in amount not to exceed $3,500,000 during '69-'71 biennium.

H 1249 Corporate deeds validation — GS 10, 39,55
Introducer: Stevens — Sent to CALENDAR

"Declaring certain corporate deeds and conveyances valid." Declares as valid any deed or conveyance for land made by corporation prior to Jan. 1, 1969, where president or vice-pres. has appeared before notary and executed instrument; and secretary or ass't sec'y has attested and affixed corporate seal, and certifies acknowledgement that instrument is act and deed of corporation, in absence of acknowledgement of president or vice-pres. Declares such instruments pass title to property as if executed as otherwise provided by law.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1246 Livestock arena support — HARNETT
Introducer: J. Penny — Sent to CALENDAR

"To authorize the Board of County Commissioners of Harnett County to endorse the note of Harnett Livestock Arena, Incorporated." As title indicates; note given for purpose of arena construction in amount not to exceed $22,000.

H 1247 Chadbourn limits — COLUMBUS
Introducer: Williamson and Soles — Sent to CALENDAR

"To extend the corporate limits of the town of Chadbourn." As title indicates; sets out proposed new limits in metes and bounds.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 409 Ambulance service liens (digested in Bulletin No. 62, p. 512). Amendment adopted in Senate 4/25 to make Act applicable to municipalities and counties (originally, only counties could claim liens). Amendment adopted in House 5/27 to bar actions for enforcement of liens when brought more than either 10 years after ambulance service was furnished for enforcement of lien or three years after recipient's death.

S 642 License nursing home adm'ors (digested in Bulletin No. 86, p. 833). Floor amendment adopted authorizing Governor to appoint two members on State Board of Examiners for Nursing Home Administrators from active administrators of nursing homes certified by State Health Director (originally, appointment to be made from four nursing home administrators submitted by NC Assn. of Nursing Homes), and one member from active administrators of non-profit nursing homes certified by State Health Dir. (originally, from two administrators submitted by NC Assn. of Non-Profit Homes for the Aging).

HOUSE

H 460 (Joint Resolution) Hosp. and med. benefits (digested in Bulletin No. 52, p. 406). Committee substitute adopted in House 5/27/69 to broaden original comm'n purpose to require study of holidays, leave policies, salary continuation for disabled employees, and other employee benefits. Renames Comm'n as "Teachers and State Employees Benefits Study Comm'n". Enlarges Comm'n from nine to eleven. Requires report to Governor by Oct. 1, 1970. Effective July 1, 1969.

H 672 Ambulance charge garnishment (digested in Bulletin No. 63, p. 537). Amendment adopted in Senate 5/27/69 adding nine counties to bill.

H 847 (Mecklenburg) Liquor-by-drink referendum (digested in Bulletin No. 70, p. 639). Committee substitute adopted by House 5/27/69 to provide as follows: (1) deletes requirement that Mecklenburg ABC Board draw up comprehensive plan for sale, etc. mixed drinks in county; (2) requires county election board to submit issue to voters in September, 1969 (was at regular election in Nov., 1969); (3) if vote favorable, then sale to begin on Dec. 1, 1969 (was January 1, 1971); (4) adds requirement that licensed restaurants have Grade A rating by State Bd. of Health and suspends license when such rating not in effect; (5) adds provision that persons operating auditorium or convention center (as defined) with seating capacity of not less than 50 persons and with alcoholic receipts not greater than food receipts may be licensed if food provided by restaurant with Grade A rating; (6) deletes prohibitions on strip-tease act, and nude or partially nude employees; (7) requires liquor to be bought in containers of 1/5 gallon or more (original permitted miniature bottles); (8) requires that sticker affixed to bottle show that all lawful taxes paid (was only tax imposed by GS 18-164); (9) deletes prohibition on State ABC Bd to exercise authority over County ABC Bd vis-a-vis Act.

H 886 Public service co. assessments (digested in Bulletin No. 73, p. 677). Amendments adopted in House 5/27/69 to (1) delete from definition of 'public service companies' motor carriers of property and passengers, air carriers, and trailer-on-flatcar companies; and (2) make various technical changes, including Jan. 1, 1970 (originally, 1969) effective date.

H 901 (McDowell) Marion ABC election (digested in Bulletin No. 74, p. 692). Committee substitute adopted in House 5/27/69 to provide as follows: (1) changes all references to "Town of Marion" to "City of Marion"; (2) changes title and ballot form to include off-premises sale of beer and wine; (3) corrects allocation of 30% of net revenues to general fund of McDowell County so that 20% to go to county public schools (was 10%) and 10% to county-wide recreational program (same).

H 1008 Oldsters hunt/fish licenses (digested in Bulletin No. 82, p. 780). Committee substitute adopted without prejudice in House 5/26 to require permanent license to be purchased at License Section of Wildlife Resources Comm'n upon payment of $10 fee (originally, purchase from any official at regular license price); permanent license not to relieve holder of requirement to purchase licenses for big game, mountain trout, hunting and fishing on public Wildlife Management areas, or using special devices for fishing inland waters. Effective Aug. 1, 1969 (originally, upon ratification).

H 1104 Passenger bus width (digested in Bulletin No. 88, p. 871). Amendment adopted in House 5/27/69 to provide that operation of 102-inch wide buses on State highways which are 20 feet or wider and designated as State Primary System or as Municipal Streets shall not be permissible until federal law permits operation of such buses on Interstate Highways. (Originally, operation of such buses permissible on State Highways designated as State Primary System, but not on Federal Interstate Highways unless permitted by Federal law and regulations.

H 1115 Public welfare provisions (digested in Bulletin No. 89, p. 887). Technical amendments adopted in House 5/26/69.

SENATE AND HOUSE CALENDAR ACTION MAY 27,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 85 SECURITY INTERESTS ON TITLE.(5/23) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 106 REAL PROPERTY LIEN ASSESSMENT.(3/18) H-PLACED ON CAL FOR MAY 30.
S. 242 PORNOGRAPHIC SALES TO MINORS.(5/23) H-REF TO COM ON JUDIC 1,
#S. 254 REMOVING LIMITS-FORTIFIED WINE.(4/18, 5/15) RATIFIED - CHAPTER 598.
S. 312 NAVIGABLE WATERS-SAVE BEAUTY.(5/22) H-REF TO COM ON JUDIC 2.
S. 318 ALCOHOLISM ADVISORY COUNCIL.(4/17) H-REPTD FAV AS AMENDED.
S. 388 HABITUAL TRAFFIC OFFENDERS. S-REPTD FAV AS AMENDED.
S. 409 AMBULANCE SERVICE LIENS.(4/25, 5/27) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02, 5/23) H-PLACED ON CAL FOR MAY 29.
S. 476 (J.RES.) COMM'N TO RECODIFY SCHOOL LAW.(4/25) H-WITHDRAWN FROM COM; H-RE-COM TO COM ON EDUC.
S. 496 ELECTRICAL CONTRACTOR EXAMINERS.(5/14) H-PASSED 2ND READING.
#S. 530 REGISTER OF DEEDS-STAMP TAX. RATIFIED - CHAPTER 599.
#S. 541 UTILITIES COMM. APPEALS. RATIFIED - CHAPTER 614.
#S. 547 NAT. GUARD MUTUAL ASSIST. COMPACT. S-REPTED UNFAV.
S. 613 REVISE HUNT-FISH-TRAP FEES. S-REPTD FAV.
#S. 624 MANDATORY REVIEW OF PROBATION. RATIFIED - CHAPTER 615.
S. 635 INDEMNIFICATION OF DIRECTORS.(5/23) H-REF TO COM ON JUDIC 2.
S. 642 LICENSE NURSING HOME ADM'ORS.(5/23, 5/27) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 660 ELIZABETH CITY UNIVERSITY. S-PASSED 2ND READING; S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 664 OCCUPATIONAL HEALTH ACT. S-REPTD UNFAV.
S. 671 REMOVE EMC & TMC INTEREST LIMIT. H-REPTD FAV.
S. 672 NURSING BOARD COMPOSITION.(5/23) H-REF TO COM ON HEALTH.
S. 675 INTESTATE SUCCESSION DISTRIBUTION. S-REPTD FAV.
S. 682 COMPENSATION TO LEMUEL PARROTT. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 686 DEFINING 'COMMERCIAL FACTOR'. S-REPTD FAV.
S. 695 (J.RES.) LRC TO STUDY FACULTY RETIREMENT. H-REF TO COM ON ST.PERS.
S. 704 PRIVATE MED SCHOOLS STATE AID. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 721 ECU MED SCHOOL STUDY. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.

#H. 297 HIGHWAY TAX INCREASES. RATIFIED - CHAPTER 600.
#H. 383 MUNICIPALITIES,EMINENT DOMAIN.(4/18, 5/02) RATIFIED - CHAPTER 601.
#H. 434 GASOLINE TAX REFUNDS RESCUE SQUADS. H-FAILED 2ND READING.
H. 460 (J.RES.) HOSP. AND MED. BENEFITS COMM'N.(5/27) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 465 PERSONAL TAX EXEMPTIONS SET BY G.A.. S-REF TO COM ON CONSTUTN.
H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06, 5/08, 5/23) H-PLACED ON CAL FOR MAY 28.
H. 522 SCHOOL DAY LENGTH.(4/24, 5/23) S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 672 AMBULANCE CHARGE GARNISHMENT.(4/25, 5/21, 5/26, 5/27) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR MAY 28.
#H. 681 FELONIOUS ASSAULTS PUNISHMENT.(5/19) RATIFIED - CHAPTER 602.
#H. 738 WADE/POWELL BILL FUNDS. RATIFIED - CHAPTER 604.
H. 741 FULL-TIME VOTER REGISTRATION. H-PLACED ON CAL FOR MAY 30.
#H. 777 POULTRY QUARANTINE. RATIFIED - CHAPTER 606.
H. 785 ABOLISH MUNICIPAL BOARD OF CONTROLS.(5/26) H-PLACED ON CAL FOR MAY 28.
#H. 796 APPLE ASSESSMENTS.(5/02) RATIFIED - CHAPTER 605.
H. 804 INJURED PERSONS' STATEMENT:COPIES.(5/07, 5/13) S-REPTD FAV AS AMENDED.
#H. 830 CEMETARY PARKING. S-REPTD UNFAV.
H. 838 REGISTER AS EX OFFICIO NOTARY. S-PASSED 2ND & 3RD READINGS.
H. 839 IDENTIFICATION-DOCUMENT SIGNERS. S-REPTD FAV AS AMENDED.
H. 840 MARRIAGE PHYSICAL EXAM. H-REPTD FAV; H-REPTD FAV.
H. 842 NOTARY-QUALIFY BEFORE REGISTER. H-REPTD FAV.
#H. 866 NC COLLEGE-REGIONAL UNIVERSITY-2.(5/14) RATIFIED - CHAPTER 608.
H. 871 SANITARY DISTRICT CEMETERIES. S-REPTD FAV.
H. 886 PUBLIC SERVICE CO.ASSESSMENTS.(5/27) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H. 899 STATE FIREMEN'S ASSOC. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 902 FUNERAL EXPENSES DECEASED'S DEBT.(5/07) RATIFIED - CHAPTER 610.
H. 919 RURAL RECREATION DISTRICTS. S-REF TO COM ON LOC GOVT.
H. 920 NAT. GUARD MUTUAL ASSIST. COMPACT.(5/19) S-REPTD FAV.
#H. 928 UNCONSCIONABLE CONTRACTS. S-REPTD UNFAV.
#H. 935 NOTARY PUBLIC; FEES & SEALS.(5/09) S-REPTD UNFAV.
#H. 937 SUP'T OF PUBLIC INSTRUCT.-APPT.. H-FAILED 2ND READING.
H. 968 RECORDING CORPORATE DISSOLUTIONS. H-REPTD FAV.
H. 970 MINING REGISTRATION ACT. H-REPTD FAV.
H. 978 INSPECT PROPERTY TRANSPORTS. H-REPTD FAV AS AMENDED.
#H. 987 (J.RES.) HONORING DR.RUDOLPH JONES. RATIFIED - RES 60.
H. 988 REGULATE RADIO COMMON CARRIERS. H-REPTD FAV AS AMENDED.
H. 999 AMORTIZE CLEANING DEVICES. S-REF TO COM ON CONS&DEV.
H.1002 UP CARRIERS RE-REGISTRATION FEE. H-REPTD FAV.
H.1008 OLDSTERS HUNT/FISH LICENSES.(5/26) H-PASSED 2ND READING.

H.1031 POWELL BILL ALLOCATIONS. S-PASSED 2ND & 3RD READINGS.
H.1049 COUNTY POWERS: UNFIT DWELLINGS. H-REPTD FAV.
H.1085 LOCAL EMERGENCY CURFEWS. H-REPTD FAV AS AMENDED.
H.1104 PASSENGER BUS WIDTH.(5/27) H-AMENDMENTS ADOPTED; H-PLACED ON CAL FOR MAY 29.
H.1106 CIVIL REMEDY/CRUELTY TO ANIMALS. H-REPTD FAV AS AMENDED.
H.1109 INSURING LOCAL GOV'T AMBULANCES. H-PASSED 2ND & 3RD READINGS;.
H.1110 HEALTH INSURANCE/RETARDED CHILDREN. S-REF TO COM ON INSUR.
H.1113 SAMARCAND MANOR. S-REF TO COM ON CORRECTN.
H.1115 PUBLIC WELFARE PROVISIONS.(5/26) H-RECONSIDERED 2ND READING; H-PLACED ON CAL FOR MAY 28.
H.1120 OBSTRUCTIONS IN STREAMS. H-REPTD FAV.
H.1140 IDENTITY OF CRIME VICTIMS. H-REPTD FAV.
H.1183 ABC-BOTTLE INFORMATION. H-REPTD FAV.
H.1243 (J. RES)HONORING ROBERT L. MCMILLAN. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION.(5/19) S-CONCURRED IN H AMEND.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
S. 424 (STANLY) ALBEMARLE CABLE TV. H-PASSED 3RD READING.
S. 425 (STANLY) NO GAME FROM HIGHWAYS. H-REF TO COM ON JUDIC 1.
S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15) H-PASSED 3RD READING.
S. 473 (CABARRUS) CONCORD SEWER BONDS,CHARTER AMDT.. H-PASSED 3RD READING.
#S. 538 (SURRY) N. SURRY SCHOOL COMMITTEE. RATIFIED - CHAPTER 613.
S. 676 (WAYNE) ABC FUNDS USE. H-REPTD FAV.
S. 702 (STANLY) AMBULANCE SERVICES:YOU MUST PAY. S-REPTD FAV.

#H. 481 (BLADEN) DITCH DIGGING. H-REPTD UNFAV.
H. 695 (VANCE) HENDERSON CHARTER AMENDMENT.(5/23) S-REF TO COM ON LOC GOVT.
H. 715 (ORANGE) CHAPEL HILL EMINENT DOMAIN.(5/23) S-REF TO COM ON LOC GOVT.
#H. 729 (GUILFORD) SUBDIVISION REGS.(5/19) RATIFIED - CHAPTER 603.
H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. S-REF TO COM ON LOC GOVT.
H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06, 5/16) S-LAST ACTION RECONSIDERED.
#H. 792 (DURHAM) RAZING UNFIT DWELLINGS.(5/02, 5/16) RATIFIED - CHAPTER 597.
H. 847 (MECKLENBURG) LIQUOR-BY-DRINK REFERENDUM.(5/27) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 858 (LEE) DAMAGING SANFORD TOWN PROPERTY. RATIFIED - CHAPTER 607.
#H. 889 (PENDER) ABC LAW ENFORCEMENT FUNDS.(5/09, 5/16) RATIFIED - CHAPTER 609.
H. 901 (MCDOWELL) MARION ABC ELECTION.(5/27) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 927 (PITT) GRIFTON CHARTER REVISION.(5/26) H-PASSED 2ND READING.

H. 951 (ALAMANCE) CITY-COUNTY AIRPORT AUTHORITY.(5/26) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 956 (ALAMANCE) COUNTY PLUMBING INSPECTOR. S-REPTD FAV.
H.1006 (YADKIN) BOARD OF EDUCATION SALE.(5/23) H-CONCURRED IN S-AMENDMENT.
H.1011 (BEAUFORT) BELHAVEN CHARTER REVISION. S-REF TO COM ON LOC GOVT.
H.1032 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS. S-REF TO COM ON LOC GOVT.
H.1040 (CLEVELAND) INCORPORATE POLKSVILLE.(5/26) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1048 (RUTHERFORD) EXTEND ELLENBORO LIMITS. S-REF TO COM ON LOC GOVT.
H.1050 (SCOTLAND) COLLECT FIRE DEPT.CHARGES. H-REPTD FAV.
H.1057 (CRAVEN) HAVELOCK-AUTO REMOVAL LIEN. S-REPTD FAV.
H.1063 (WAYNE) WATERSHED IMPROVEMENT PROGRAMS. H-PASSED 2ND READING.
H.1081 (ROBESON) SCHOOL BOARD ELECTION. S-REF TO COM ON EDUCATN.
#H.1082 (ROBESON) LUMBERTON SCHOOL ANNEXATION. RATIFIED - CHAPTER 611.
H.1094 (YADKIN) VALIDATE ARLINGTON ELECTION. S-REF TO COM ON LOC GOVT.
H.1098 (UNION) INDIAN TRAIL CHARTER REVISION. H-REPTD FAV AS AMENDED.
H.1125 (HALIFAX) COUNTY ABC BOARD. H-REPTD FAV.
H.1130 (DUPLIN) WARSAW MAYOR,COMM'RS PAY. S-REF TO COM ON LOC GOVT.
H.1136 (GRANVILLE) CREEDMOOR CHARTER REVISIONS. H-PASSED 3RD READING; H-SENT TO SENATE.

****

Next Sessions of the Senate and House:

12 Noon, Wednesday, May 28, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 96 -987- WEDNESDAY, MAY 28, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 745 Municipal net debt computation — GS 160
Introducer: McGeachy — Sent to JUDIC 1

"To amend Section 160-383 of the General Statutes, being a part of the Municipal Finance Act, 1921, concerning the limitation on the incurring of debt." Amends GS 160-383(a)(4) to require that sworn statement of indebtedness include true valuation of taxable property in municipality consisting of true value of real and personal property last used in fixing assessed valuation of property for taxation, and true value of property subject to taxation as public service companies (GS Ch. 105, Art. 26) (now, only last assessed valuation of property required). Amends GS 160-383(a)(5) to require that sworn statement show percentage that net debt bears to true valuation (now, to assessed valuation). Purports to amend GS 160-383(b)(5) (apparently intends GS 160-383(b)) to prohibit passage of bond ordinance unless net debt does not exceed a certain percent (amount left blank) of true valuation (now, does not exceed 8% of assessed valuation). Act not to affect validity of bond ordinances adopted prior to effective date, or adopted under special or local acts relating to limits on indebtedness. Effective July 1, 1969.

S 746 County net debt computation — GS 153
Introducer: McGeachy — Sent to JUDIC 1

"To amend Sections 153-83, 153-84, 153-86 and 153-87 of the General Statutes, being a part of the County Finance Act, concerning the limitations on the incurring of debt." Amends GS 153-83(1) to require that sworn statement of indebtedness for school bond purposes to include true valuation of taxable property in county consisting of true value of real and personal property last used in fixing assessed valuation of property for taxation, and true value of property subject to taxation as public service companies under GS Ch. 105, Art. 26 (now, only last assessed valuation of property required). Amends GS 153-83(10) to require that sworn statement show percentage that net school debt bears to true valuation (now, to assessed valuation). Amends GS 153-84(1) to require that sworn statement of indebtedness for non-school bond purposes to make same change as shown above for GS 153-83(1). Amends GS 153-84(10) to require that statement show percentage that non-school bond debt bears to true valuation (now, to assessed valuation). Amends GS 153-86, relating to publication of bond order, to make conforming changes. Amends GS 153-87, relating to hearing and debt limitations on bonds, to make following changes: (1) substitutes "true valuation" for "assessed valuation"; (2) substitutes new (amount left blank) percentage that net school (or net non-school) indebtedness may not exceed true valuation (now, 5%); (3) deletes proviso relating to March 7, 1927 net indebtedness; (4) deletes proviso permitting higher net debt limitation if county assumes all outstanding indebtedness

for school purposes of all subdivisions therein. Act not to affect validity of bond ordinances adopted prior to effective date, or adopted under special or local acts relating to limits on indebtedness. Effective July 1, 1969.

S 747 Birth certificate adopted child — GS 48
Introducer: Larkins — Sent to JUDIC 2

"To amend G. S. 48-29 to provide that the place of birth of an adopted child shown on the birth certificate issued at the time of adoption shall be the same as on the original birth certificate." Adds to GS 48-29 provision that place of birth of child adopted by spouse of child's natural parent shall be same on new birth certificate as on original certificate when adoptive parent so requests (now, place of birth is shown as residence of adoptive parents at time petition is filed, or county where final order issued, when residence is out of state).

S 748 (Joint Resolution) Relocating Ruffin statue — MISC RES
Introducer: Coggins — Sent to ST GOVT

"A Joint Resolution commending efforts to honor the memory of Thomas Ruffin by relocating his statue on Capitol Square." Requests State Capitol Planning Commission to relocate Ruffin statue from Ruffin Building (old Library Building) to Capitol Square.

S 749 Cash dividends-liquidated corps. — GS 105
Introducer: Sapp — Sent to FINANCE

"To amend G. S. 105-144(b) relative to cash dividends paid by corporation in liquidation." Amends GS 105-144(b), relating to computation of gain or loss of corporation assets for income tax purposes, to add provision that cash dividends paid by corporation before Jan. 1, 1969, from earnings derived from sale of substantially all assets under §337 of 1954 Internal Revenue Code to be subject to GS 105-147(7), making stock dividends deductible, to extent that gain on sale taxable by State.

S 751 State personnel blanket bond — GS 53, 58, 74A, 88, 90, 106, 128, 130, 134, 136, 143, 147
Introducers: Rauch and Allen — Sent to ST GOVT

"To provide for blanket bond for state officials and employees." Amends following statutes to provide that bonds required therein are to be part of blanket bond of State officers and employees provided for by GS 128-8: GS 53-92 (Comm'r of Banks), GS 58-7 (Comm'r of Insurance), GS 74A-2(c) (police commissioned by Governor), GS 88-14 (Secretary of Cosmetic Art Examiners Bd.), GS 90-159(c) (Executive Director of NC Bd. of Nursing), GS 106-434 (State Warehouse Supt.) GS 130-192(NC Chief Medical Examiner), GS 134-72 (Supt. and Treasurer of Eastern Carolina Industrial Training School for Boys), GS 134-99 (supt's and budget officers of NC Bd. of Juvenile Correction), GS 136-4.1 (Controller of NC Highway Comm'n), GS 143-3.2 (State Disbursing Officer), GS 143-246 (Executive Director of NC Wildlife Resources Comm'n), and GS 147-57 (State Auditor).

S 754 Defrauding inn keeper — GS 14
Introducer: MacLean — Sent to JUDIC 2

"To amend G. S. 14-110 relating to obtaining entertainment at hotels and boardinghouses without paying therefor so as to make certain conduct prima facie evidence thereof." Rewrites GS 14-110 to prohibit the obtaining of food, lodging or other accomodations at hotel, etc. with intent to defraud. Makes violation a misdemeanor with fine or imprisonment at court's discretion. Makes prima facie evidence of fraudulent intent the following: obtaining above by false pretense, or by false or fictitious show of pretense of baggage or property; refusing or neglecting to pay on demand or paying with rubber checks; absconding without paying or offering to pay; surreptitiously removing or attempting to remove baggage. Excludes from section written agreements to delay payment for more than 10 days. (Now, GS 14-110 lacks prima facie evidence provisions.)

S 755 Welfare liens release of realty — GS 108
Introducer: Allsbrook — Sent to JUDIC 1

"To amend Chapter 108 of the General Statutes, as it appears in Chapter 546 of the Session Laws of 1969, to provide for the release of realty from welfare liens by the county commissioners." Adds new GS 108-37.1 to authorize county comm'rs to release specific tract or parcel of realty from lien created by assistance to aged and disabled, before or after termination of assistance; release may be given when it results in largest net recovery for county, State and Federal gov'ts or as large as otherwise obtainable. Specifies form of release and provisions for filing with CSC, in same manner as for assistance liens; improperly filed release not to be valid against lien creditor or against purchaser whose interest would otherwise be adversely affected. Effective July 1, 1969.

HOUSE

H 1250 Acetylene head lamps — GS 20
Introducer: McKnight — Sent to CALENDAR

"To amend G. S. 20-132 regarding acetylene head lamps on motor vehicles." Amends GS 20-132 to limit lawful use of acetylene head lamps to motor vehicles manufactured before 1927.

H 1253 State audits/foundations — GS 147
Introducers: Stanford and others — Sent to APPROPRN

"To amend G. S. 147-58 so as to authorize the State Auditor to make certain examinations." Amends GS 147-58(2) to empower State Auditor to examine accounts and records of foundations or nonprofit corporations with activities or purposes that substantially relate to operation of any State dep't, agency or institution.

H 1254 Register of the blind — GS 111
Introducers: Paschall and A. McMillan — Sent to CALENDAR

"To allow the State Commission for the blind to furnish information concerning persons named in its register of the blind to the Departments of Motor Vehicles and Revenue for the purpose of more efficient administration of the law relating to drivers' licenses and taxation." Amends GS 111-28 to authorize State Comm'n for Blind to release to State Dept. of Motor Vehicles and State Dept. of Revenue name and medical records of persons listed in register of blind. Released information to be confidential and not released by named departments for commercial or political purposes or any other purpose not directly connected with administration of Motor Vehicle or Revenue departments.

LOCAL BILLS INTRODUCED

SENATE

S 750 1% sales/use tax — ROWAN
Introducer: Sapp — Sent to FINANCE

Enabling Rowan County to hold a special election for the purpose of considering whether the county shall or shall not impose and levy a sales and use tax of one percent upon the sale, use and other taxable transactions upon which the State now imposes a three percent sales and use tax." Directs Rowan County Bd of Elections, upon written request of county commissioners or 15% of voters in last gubernatorial election, to call special election on whether to levy additional 1% sales and use tax in county. Provides for administration of election, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, effective on first day of month following 90 days from date of election. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 105-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in Rowan for use outside county or bought outside NC for use in Rowan. Provides that exemptions of GS 105-164.13 to apply to tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein on per capita basis, population of county to include all persons therein. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act.

S 752 Illegal transport of liquor — ROCKINGHAM
Introducer: Penn — Sent to ABC

"To exempt Rockingham County and the municipalities located therein from the provisions of G.S. 18-6.1 relating to the trial of cases involving vehicles seized and arrests made for unlawful transportation of intoxicating liquor." Modifies GS 18-6.1 as title indicates, so as to exempt law enforcement officers in Rockingham County from requirement to refer such cases to courts other than the State court having jurisdiction thereof.

S 753 School study commission (Iden. H. 1201) — ROBESON
Introducer: MacLean — Sent to EDUCATN

"Creating a commission to study the public school system of Robeson County." Identical with H 1201, digested in Bulletin No. 93, p. 952.

HOUSE

H 1251 Monroe surplus property — UNION
Introducer: Clark — Sent to CALENDAR

"To authorize the City of Monroe to convey certain surplus property." As title indicates; property described by metes and bounds, may be conveyed at public or private sale.

H 1252 School board term — EDGECOMBE
Introducers: Eagles, Barbee, Fenner — Sent to CALENDAR

"To correct the term of office on the Edgecombe County Board of Education." Changes term of appointee in SL 1969, Ch. 248 (H 378) from four to six years.

H 1255 Water & sewerage assessments — CUMBERLAND
Introducers: Raynor, Bryan, Carter, Rose — Sent to FINANCE

"To make Article 24A of Chapter 153, relating to assessment for water & sewerage facilities, applicable to Cumberland County." Amends GS 153-294.19 to delete "Cumberland" therefrom, so as to empower the county to make water and sewerage assessments under cited article.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 310 Abolishing Seashore Commission (digested in Bulletin No. 53, p. 417).
Committee substitute adopted in Senate 5/28/69 that makes following changes in original: (1) provides for designation of Chairman of Seashore Advisory Board by Governor; (2) eliminates provisions for election of Secretary of Advisory Board; (3) adds provisions for appropriation for expenses of Advisory Board members of $4,500 for each year, of 1969-71 biennium; (4) adds provision for appropriation for salaries, expenses, supplies and equipment of personnel to administer act, of $21,152 for 1969-70 and $20,818 for 1970-71; (5) adds provision for transfer of records etc. of Seashore Comm'n to Dep't of C & D on effective date of Act (July 1, 1969).

S 318 Alcoholism Advisory Council (digested in Bulletin No. 54, p. 434).
Amendment adopted in House 5/28/69 to add to Council's duties research and evaluation of need for treatment and rehabilitation of alcoholic industrial workers and executives in State.

S 388 Habitual traffic offenders (digested in Bulletin No. 61, p. 496).
Amendments adopted in Senate 5/28/69 providing as follows: (1) makes abstract of conviction record from Dep't of MV "competent" evidence of convictions (was "prima facie"); (2) deletes provision that person denying facts on abstract to have burden of so proving; (3) provides that hearing to be by judge without a jury; (4) makes conviction for driving while habitual offender a misdemeanor punishable by imprisonment for not less than one year nor more than 5 years in court's discretion, and deletes prohibition on suspending such sentence except in cases of apparent extreme emergency (adds underlined words); (5) requires Solicitor (rather than judge) to determine habitual offenders in cases where accused charged with driving without having driving privilege; (6) alters definition of "habitual offender" so that multiple convictions resulting from series of offenses committed within 6-hour period to count as only one conviction for purposes of Act; (7) requires 12 (rather than 8) convictions to

authorize Dep't of MV to suspend or revoke driving privilege for 30 days or more in order to be deemed "habitual offender"; (8) cuts from 10 to 5 years the period after Court finding during which habitual offender cannot obtain new driving license; (9) makes spelling correction.

S 643 School attendance assignment (digested in Bulletin No. 86, p. 835).
Amendment adopted in Senate 5/28/69 providing as to any child afflicted by mental, emotional, or physical incapacities making it unlikely child will substantially profit from instruction in public schools, child need not be presented for enrollment (as required by proposed new GS 115-166 for all children within compulsory attendance ages of 7-16) upon presentation to local school superintendent of medical, social, psychological and educational evaluation showing child could not substantially profit from public school instruction.

HOUSE

H 661 (Brunswick) County employee salaries (digested in Bulletin No. 62, p. 521; House amendments digested in Bulletin No. 83, p. 801).
Amendments adopted in Senate 5/28/69 to delete House amendments requiring jailer fee to be approved by sheriff and not exceed $2.50 daily, and limiting use of usch fee to feeding prisoners only.

H 672 Ambulance charge garnishment (digested in Bulletin No. 63, p. 537).
Amendment adopted in Senate 5/28/69 adding seventeen counties to bill.

H 804 Injured persons' statements: copies(House committee substitute digested in Bulletin No. 81, p. 774).
Amendment adopted in Senate 5/28/69 to prohibit questions on cross-examination relating to statement by "the person, firm or corporation at whose direction the statement was taken" (adds quoted part).

H 839 Identification-document signers (digested in Bulletin No. 70, p. 636).
Amendment adopted in Senate 5/28/69 to delete requirement that all documents filed with register of deeds contain readable appearance of names of signers.

H 871 Sanitary district cemeteries (digested in Bulletin No. 72, p. 663).
Technical amendments adopted in Senate 5/28/69.

H 978 Inspect property transports (digested in Bulletin No. 81, p. 768).
Technical amendment adopted in House 5/28/69.

H 988 Regulate radio common carriers (digested in Bulletin No. 81, p. 770).
Amendments adopted in House 5/28 to delete from definition of "radio common carriers" those "operating in any portion of the radio spectrum" and to delete provision that radio communication in any part of radio spectrum furnished to public for compensation be defined as radiotelephone service and come under NC Utilities Comm'n jurisdiction; and to add provision to authorize Comm'n to set and regulate rates charged to public by radio common carriers.

H 1098 Indian Trail Charter revision (digested in Bulletin No. 88, p. 873).
Technical amendments adopted in House 5/28/69.

H 1106 Civil remedy/cruelty to animals (digested in Bulletin No. 88, p. 872).
Amendments adopted in House 5/28/69 excepting lawful trapping of game from definition of cruelty and adding proviso that bio-medical research or training is not included in definition.

H 1115 Public welfare provisions (digested in Bulletin No. 89, p. 887; amendment in No. 95, p. 982).
Amendment adopted in House 5/28 to delete definition of resident as "person who is residing within the State voluntarily and not for a temporary purpose" (restores definition in SL 1969, Ch. 546 (S 339) of resident as person residing in NC for one year prior to date of application for assistance).

H 1120 Obstructions in streams (digested in Bulletin No. 89, p. 888).
Amendments adopted in House 5/28/69 as follows: (1) makes act apply only to ditch obstructions not removed within 7 days; (2) exempts "weir" as well as "dam" from act; (3) makes technical change.

SENATE AND HOUSE CALENDAR ACTION MAY 28,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 85 SECURITY INTERESTS ON TITLE.(5/23) H-REF TO COM ON HY SAFTY.
#S. 128 ADJUTANT GENERAL'S STAFF GRADES.(5/21) RATIFIED - CHAPTER 623.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
S. 310 ABOLISHING SEASHORE COMMISSION.(5/28) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-RE-REF TO COM ON APPROPRN.
S. 318 ALCOHOLISM ADVISORY COUNCIL.(4/17, 5/28) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS.
#S. 373 LICENSE FEE - OPTOMETRISTS.(5/13) RATIFIED - CHAPTER 624.
S. 388 HABITUAL TRAFFIC OFFENDERS.(5/28) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
S. 409 AMBULANCE SERVICE LIENS.(4/25, 5/27) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 476 (J.RES.) COMM'N TO RECODIFY SCHOOL LAW.(4/25) H-REPTD FAV AS AMENDED; H-RE-REF TO COM ON APPROPRN.
S. 484 VIET VET BENEFITS; CAMPUS DISORDERS.(4/25) H-REPTD FAV.
#S. 485 CREDIT UNION DEDUCTIONS:STATE PAY.(5/02, 5/22) RATIFIED - CHAPTER 625.
S. 487 SINGLE BONDS WITHOUT COUPON. H-REPTD FAV.
S. 488 MUNICIPAL BOND INTEREST. H-REPTD FAV.
S. 489 COUNTY BOND INTEREST. H-REPTD FAV.
S. 496 ELECTRICAL CONTRACTOR EXAMINERS.(5/14) H-PASSED 3RD READING.
S. 503 REMOVE CITY BOND INTEREST LIMIT. H-REPTD FAV.
#S. 520 CONTROL WINE SALE TO ABC STORES. H-REPTD UNFAV.
S. 528 NC RACING COMMISSION. S-REPTD FAV; S-RE-REF TO COM ON FINANCE.
S. 548 (J.RES.) LOYALTY DAY. H-WITHDRAWN FROM COM ON RULES; H-RETURNED TO SENATE.
S. 553 (J.RES.) FOOD STAMP DISTRIBUTION. H-REPTD FAV.
#S. 574 REMOVE CARS FROM STATE LOTS. RATIFIED - CHAPTER 627.
#S. 579 SMALL TRAILER TURN SIGNAL. RATIFIED - CHAPTER 622.
S. 581 COLLECTION AGENCIES REGULATION. S-REPTD FAV AS AMENDED.
S. 583 MINING REGISTRATION ACT. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 584 MINING REGISTRATION FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 595 PREMIUM FINANCING. S-REPTD FAV.

S. 602 BRAKE LINING STANDARDS.(5/26) H-REF TO COM ON HY SAFTY.
S. 613 REVISE HUNT-FISH-TRAP FEES. S-PLACED ON CAL FOR JUNE 5.
S. 618 COOPERATION IN WATER RESOURCES. H-REPTD FAV.
S. 621 (J.RES.) DAVIDSON COLLEGE BOWL TEAM. H-REPTD FAV.
S. 636 ABSENTEE BALLOTS/CITY ELECTIONS.(5/21, 5/22) H-REF TO COM ON ELECTION.
S. 643 SCHOOL ATTENDANCE ASSIGNMENT.(5/23, 5/28) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR MAY 29.
S. 660 ELIZABETH CITY UNIVERSITY. H-REF TO COM ON HIGHR ED.
S. 662 UNDERWRITING URBAN AREA INSURANCE. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 666 LRC QUAIL PROBE. S-REPTD FAV.
S. 671 REMOVE EMC & TMC INTEREST LIMIT. H-PASSED 2ND & 3RD READINGS.
S. 675 INTESTATE SUCCESSION DISTRIBUTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 683 AD VAL TAX - MARSHLANDS. S-REPTD FAV; S-PLACED ON CAL FOR JUNE 3.
S. 684 (S.RES.) SAFE DRIVER INSURANCE/DAMAGE BASE. S-REPTD FAV.
S. 686 DEFINING 'COMMERCIAL FACTOR'. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 697 SOYBEAN STUDY FUNDS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 700 LEGISLATIVE SERVICES COMMISSION. S-REPTD FAV AS AMENDED.
S. 716 MUNICIPAL REVENUE BOND ACT AMDTS.. S-WITHDRAWN FROM COM; S-RE-REF TO JUDIC 1.
S. 719 HIGHWAY RELOCATION ASSISTANCE ACT. S-REPTD FAV.
S. 725 WORK INCENTIVE: AFDC RECIPIENTS. S-REPTD FAV.
S. 726 LICENSE CHILD CARE ORGANIZATIONS. S-REPTD FAV.
S. 727 ATT'YS FOR WELFARE RECEIPIENTS. S-REPTD FAV.
S. 728 CONTINUE WELFARE PENDING APPEALS. S-REPTD FAV AS AMENDED.
S. 729 DIRECT VENDOR PAYMENTS-WELFARE. S-REPTD FAV.
S. 734 LOCAL-STATE PROPERTY TRANSFERS. S-REPTD FAV.

H. 437 SEC'Y,EUGENICS BD.-PUB.WELFARE. S-REPTD FAV.
H. 460 (J.RES.) HOSP. AND MED. BENEFITS COMM'N.(5/27) H-PLACED ON CAL FOR JUNE 3.
H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06, 5/08, 5/23) H-CONCURRED IN S-AMENDMENT.
H. 522 SCHOOL DAY LENGTH.(4/24, 5/23) H-PLACED ON CAL FOR MAY 29.
#H. 537 INTERSTATE TEACHER CERTIFICATION. RATIFIED - CHAPTER 631.
H. 543 18 YR-OLD SCHOOL ATTENDANCE. H-REPTD FAV AS AMENDED.
H. 551 COLLEGE DISRUPTER DISCIPLINE. H-REPTD FAV.
H. 626 OBTAINING CHIROPRACTIC SERVICES. S-REPTD FAV.
H. 672 AMBULANCE CHARGE GARNISHMENT.(4/25, 5/21, 5/26, 5/27, 5/28) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 682 MISDEMEANOR ASSAULTS PUNISHMENT.(5/19) RATIFIED -CHAPTER 618.
#H. 706 BARBED-WIRE FENCES ON HIGHWAYS. RATIFIED - CHAPTER 619.
#H. 749 INTANGIBLE TAX CERTS.OF DEPOSIT. H-REPTD UNFAV.
H. 785 ABOLISH MUNICIPAL BOARD OF CONTROLS.(5/26) H-CONCURRED IN S-AMENDMENT.

H. 786 CITY NAME CHANGES. S-REPTD FAV.
H. 804 INJURED PERSONS' STATEMENT:COPIES.(5/07, 5/13, 5/28) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 837 REGISTER OF DEEDS-BOND LIMITS.(4/30) RATIFIED - CHAPTER 636.
H. 839 IDENTIFICATION-DOCUMENT SIGNERS.(5/28) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 840 MARRIAGE PHYSICAL EXAM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 842 NOTARY-QUALIFY BEFORE REGISTER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 871 SANITARY DISTRICT CEMETERIES.(5/28) S-PASSED 2ND & 3RD READINGS; S-RECONSIDERED 3RD READING; S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
#H. 874 YMCA BUS DRIVERS,SPEED. H-REPTD UNFAV.
#H. 882 STUDENT TEACHER LEGAL STATUS. RATIFIED - CHAPTER 638.
H. 886 PUBLIC SERVICE CO.ASSESSMENTS.(5/27) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 898 TAX STUDY COMMISSION. H-REPTD FAV.
H. 899 STATE FIREMEN'S ASSOC. S-REF TO COM ON PERS&EMP.
H. 903 SMALL WATERSHED CLARIFICATIONS. S-REPTD FAV.
H. 920 NAT. GUARD MUTUAL ASSIST. COMPACT.(5/19) S-PASSED 2ND & 3RD READINGS.
#H. 924 OPEN BEER/WINE TRANSPORT NIXED. H-REPTD UNFAV.
#H. 933 NOTARIAL ACTS VALIDATION. RATIFIED - CHAPTER 639.
H. 937 SUP'T OF PUBLIC INSTRUCT.-APPT.. H-RECONSIDERED 2ND READING; H-PASSED 2ND READING; H-PLACED ON CAL FOR JUNE 2.
#H. 940 VEHICLE INSPECTION-RECIPROCITY. RATIFIED -CHAPTER 620.
H. 967 JOINT BANK ACCTS.PROCEDURES. H-REPTD FAV.
H. 968 RECORDING CORPORATE DISSOLUTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 970 MINING REGISTRATION ACT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 977 9-PASSENGER TAXICABS. S-REPTD FAV.
H. 978 INSPECT PROPERTY TRANSPORTS.(5/28) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 988 REGULATE RADIO COMMON CARRIERS.(5/28) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 990 BAN INVOLUNTARY SCHOOL BUSSING. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON JUDIC 1.
H.1002 UP CARRIERS RE-REGISTRATION FEE. H-PASSED 2ND READING.
H.1008 OLDSTERS HUNT/FISH LICENSES.(5/26) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1022 DRAINAGE DISTRICT BOND INTEREST. H-REPTD FAV.
#H.1029 HIGHWAY CONTRACTOR'S BOND CLAIMS. RATIFIED - CHAPTER 621.
H.1034 DRIVER LICENSE/FED.CONVICTION. H-REPTD FAV AS AMENDED.
H.1049 COUNTY POWERS: UNFIT DWELLINGS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1058 PUBLIC BLDG. DISPUTES SETTLEMENT. H-REPTD FAV AS AMENDED.
H.1075 CLASSIFY WATER FOR SCIENTIFIC USES.(5/26) S-REF TO COM ON CONS&DEV.

H.1083 VALIDATE NOTARY ACTS. S-REPTD FAV AS AMENDED.
H.1085 LOCAL EMERGENCY CURFEWS.(5/28) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H.1090 EASTERN CAROLINA IND'L SCHOOL. H-REPTD FAV.
H.1106 CIVIL REMEDY/CRUELTY TO ANIMALS.(5/28) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H.1109 INSURING LOCAL GOV'T AMBULANCES. S-REF TO COM ON INSUR.
H.1115 PUBLIC WELFARE PROVISIONS.(5/26, 5/28) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1117 REMOVE EMC & TMC INTEREST LIMIT. H-REPTD FAV; H-POSTPONED INDEF.
H.1120 OBSTRUCTIONS IN STREAMS.(5/28) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1126 INSTRUCTION PERMITS-DRIVER TRAINEES. H-REPTD FAV.
H.1128 (J.RES.) FEDERAL SOIL CONSERVATION FUNDS. S-REPTD FAV.
H.1139 HEARING IMPAIRED CHILDREN/SCHOOL. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H.1140 IDENTITY OF CRIME VICTIMS. H-PASSED 2ND READING.
H.1147 CORRECTION/BRAKE REQUIREMENT. H-REPTD FAV.
H.1183 ABC-BOTTLE INFORMATION. H-PASSED 2ND READING.
H.1190 BANKING COMMISSION MEMBERS. H-REPTD FAV AS AMENDED.
H.1211 W. CAROLINA TO RECEIVE BOOKS. H-REPTD FAV.
H.1231 ATT'YS FOR WELFARE RECIPIENTS. H-REPTD FAV.
H.1232 LICENSE CHILD CARE ORGANIZATION. H-REPTD FAV.
H.1233 DIRECT VENDOR PAYMENTS - WELFARE. H-REPTD FAV.
H.1234 CONTINUE WELFARE PENDING HEARINGS. H-REPTD FAV.
H.1235 WORK INCENTIVE: AFDC RECIPIENTS. H-REPTD FAV AS AMENDED.
H.1236 TEACHER PAYROLL DEDUCTIONS. H-REPTD FAV.
H.1243 (J.RES.) HONORING ROBERT L. MCMILLAN. S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23) H-REF TO COM ON LOC GOVT.
#S. 423 (HARNETT) ANGIER ABC ELECTION.(5/02, 5/23) RATIFIED - CHAPTER 626.
S. 676 (WAYNE) ABC FUNDS USE. H-PASSED 2ND & 3RD READINGS.
S. 702 (STANLY) AMBULANCE SERVICES:YOU MUST PAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

#H. 420 (BUNCOMBE) ADDITIONAL JUDGES AND SOLICITORS. RATIFIED - CHAPTER 630.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES.(5/09, 5/28) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 709 (CALDWELL) ABOLISH CORONER. RATIFIED - CHAPTER 632.
#H. 769 (SCOTLAND) WAGRAM BEER/WINE SALE. RATIFIED - CHAPTER 633.
#H. 781 (WATAUGA) AUTHORITY OF AIRPORT COMM'N. RATIFIED - CHAPTER 634.

H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06, 5/16) H-RECALLED FROM ENROLLING; H-RECONSIDERED CONCURRENCE; H-SENT TO SENATE.
H. 807 (CATAWBA) COUNTY ED. BD. ELECTION. H-REPTD FAV AS AMENDED.
#H. 825 (WAKE) HOSPITAL PROPERTY CONVEYANCE. RATIFIED - CHAPTER 635.
#H. 847 (MECKLENBURG) LIQUOR-BY-DRINK REFERENDUM.(5/27) H-FAILED 2ND READING; H-RECONSIDERED 2ND READING; H-PASSED 2ND READING.
#H. 862 (LINCOLN) BOARD OF EDUCATION ELECTION.(5/15) RATIFIED - CHAPTER 637.
H. 901 (MCDOWELL) MARION ABC ELECTION.(5/27) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 927 (PITT) GRIFTON CHARTER REVISION.(5/26) H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 945 (MECKLENBURG) RAISE COUNTY OFFICERS' SALARIES.(5/16) RATIFIED - CHAPTER 640.
H. 956 (ALAMANCE) COUNTY PLUMBING INSPECTOR. S-PASSED 2ND & 3RD READINGS.
H.1050 (SCOTLAND) COLLECT FIRE DEPT.CHARGES. H-PASSED 2ND READING.
H.1063 (WAYNE) WATERSHED IMPROVEMENT PROGRAMS. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1098 (UNION) INDIAN TRAIL CHARTER REVISION.(5/28) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H.1112 (MOORE) COUNTY DEP'T OF INVESTIGATION.(5/26) S-REF TO COM ON LOC GOVT.
H.1114 (JOHNSTON) WATERSHED IMPROVEMENT PROGRAMS. H-REPTD FAV.
H.1125 (HALIFAX) COUNTY ABC BOARD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1136 (GRANVILLE) CREEDMOOR CHARTER REVISIONS. S-REF TO COM ON LOC GOVT.
H.1148 (ALEXANDER) SCHOOL BOARD ELECTION. H-REPTD FAV.
H.1162 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION. H-REPTD FAV AS AMENDED.
H.1170 (POLK) APPOINT TRYON SCHOOL BOARD. H-REPTD FAV.
H.1201 (ROBESON) SCHOOL STUDY COMMSISSION. H-REPTD FAV AS AMENDED.
H.1239 (ROBESON) MAXTON SCHOOL BOARD. H-REPTD FAV.

****

Next Sessions of the Senate and House:

12:00 Noon, Thursday, May 29, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 97 -1001- THURSDAY, MAY 29, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 756 Mental Health Council titles
Introducer: Penn
GS 122
Sent to MENTAL H

"To update the titles of members of the Mental Health Council." Amends GS 122-105 to add to membership of Mental Health Council listed thereunder Comm'r of Juvenile Corrections and Director of Special Education Section of Dep't of Public Instruction's Division of Instructional Services. Also, updates titles of following present members of Council: Sup't of Mental Hygiene to Comm'r of Mental Health, Chairman of NC Board of Mental Health to Dep't of Mental Health, Diredtor of Phychological Services Division of State Dep't of Public Welfare to Chief of Psychological Services Section, Comm'r of Correctional Institutions to Comm'r of Dep't of Corrections, and a representative of NC Mental Hygiene Society to NC Mental Health Association.

S 757 License mentally ill facilities
Introducer: Penn
GS 122
Sent to MENTAL H

"To amend Article 10 of Chapter 122 of the General Statutes to provide for the refusal or revocation of a license by the appropriate State agency and for the annual licensing of private hospitals, homes, or schools for mentally ill or retarded persons or inebriates." Amends GS 122-72 to provide for annual licensing as title indicates, to make technical changes, and to provide that cited licenses may be refused or revoked for violation of or noncomplience with regulations of Board of Mental Health or Public Welfare or if operators or managers of facilities are guilty of immorality, cruelty or gross neglect (now, provides for vacation or annulment of licenses only by action brought in Superior Court of Wake County for wilful violation of regulations of Board of Mental Health or for immorality, etc.); also makes license refusal or revocation subject to review in courts pursuant to GS Ch. 143, Art. 33 procedure. Effective July 1, 1969.

S 758 Non-resident tuition scholarship
Introducers: Sapp and others
GS 115
Sent to HIGHR ED

"To authorize the University of North Carolina at Chapel Hill, N. C. State University and East Carolina University to grant certain scholarships to out-of-state students equal to the difference between out-of-state tuition and in-state tuition." As title indicates; provides for 100 scholarships for first year, with 100 additional scholarships in each following year so that maximum 400 scholarships to be outstanding at any one time; scholarships to be apportioned among three named institutions on basis of maximum student enrollment

during preceding academic year and to be awarded for excellence and proficiency or leadership potential.

S 759 Mobile classroom units — GS 115
Introducers: Currie and Evans — Sent to JUDIC 1

"To amend G. S. 115-129 to provide for the temporary use of mobile classroom units where permanent school buildings do not have sufficient classrooms to house the anticipated enrollment." As title indicates; determination of insufficiency of classrooms to be made by city or county board of education; mobile, prefab or relocatable units to meet approval of School Planning Division of State Board of Education and to comply with State Building Code and applicable local building and electrical codes; GS Ch. 143 provisions to apply but GS Ch. 87, Art. 1 (General Contractors) not to apply to those engaged in sale furnishing, delivery or installation of units to local school boards. Act to be retroactive and to apply to previous offers, bids and contracts.

S 760 Towns to improve State hy. sts. — GS 136
Introducer: McGeachy — Sent to PUB ROAD

"To authorize municipalities to expend funds for improvements upon State Highway system streets in limited circumstances." Adds new GS 136-66.1(4) to enable governing body of any municipality to expend funds to make following improvements on streets in corporate limits which form part of State Highway system when in best interest of citizenry: construct curbs and gutters; add parking lanes; bear portion of street drainage costs due to surface water from non-system streets; construct sidewalks without funds allocated by GS 136-41.1 (Powell Bill funds). Enables municipality to perform work itself or enter contract with State Highway Comm'n, and permits joint financing on cost-sharing agreement with SHC. Permits assessment against abutting property under GS Ch. 160, Art. 9 or local charter provisions or acts.

S 761 Urban renewal alternatives — GS 157, 160
Introducer: McGeachy — Sent to ST GOVT

"To provide alternative methods for municipalities to undertake housing and urban redevelopment functions." Adds new GS 160-457.1 to provide alternatives to creating redevelopment comm'n under existing GS 160-457, as follows: to designate housing authority created under GS Ch. 157 (Housing authorities law) or governing body designate itself to undertake function. Adds new GS 157-4.1 to provide alternatives to creating housing authority under existing GS 157-4, as follows: to designate redevelopment comm'n created under GS Ch 160, Art. 37 (Urban redevelopment law) or governing body designate itself to undertake function.

In both cases, designation to be by resolution adopted as for regular redevelopment comm'n; if governing body designates itself, no further approval of acts performed as such is necessary and administrative duties may be assigned to municipal dep't. If redevelopment comm'n or housing authority already created, provides procedures for governing body to abolish it by resolution to be effective not less than 90 days after adoption, and municipality to assume all property, liens, amounts due, legal proceedings, obligations, rules, etc. of redevelopment comm'n or housing authority, respectively.

S 762 Appeals, liens/unfit dwellings — GS 160
Introducer: McGeachy — Sent to JUDIC 2

"To amend Article 15 of Chapter 160 of the General Statutes relating to unfit dwellings to provide for the recording and priority of liens and to provide for a method of appeals for property owners." Adds to GS 160-184(5) provision that ordinance ordering demolition or removal of dwelling shall be recorded in Office of Register of Deeds in county where property located, and indexed under property owner in grantor index. Adds to GS 160-184(6) provision that liens for cost of dwellings' repair, removal etc. shall be filed and collected and have same priority as under GS Ch. 160, Art. 9 (lien for local assessments -- superior to all other liens and encumbrances from time of confirmation). Makes clarifying amendment to GS 160-186 to make clear that prevision for posting of notice applies to cases of service by publication, and deletes provision of GS 160-186 requiring filing of complaint or order in lis pendens file. Revises GS 160-187 (Remedies under removal of unfit dwellings article) to permit local governing body to provide for intermediate appeals to a Housing Appeals Board or Zoning Board of Adjustment prior to appeal to courts; spells out composition of Appeals Board and procedures before it; specifies that judicial review of Board decisions be by certiorari; amends present provision authorizing injunctions against orders of public officers or (new) Appeals Board to reduce period for filing of petition from 60 to 30 days; adds provision empowering public officer or Appeals Board to institute appropriate actions to prevent, restrain, correct or abate violations of Article, prohibited occupancy of dwellings or illegal acts.

S 763 Housing projects-prior approval — GS 157, 159
Introducer: McGeachy — Sent to JUDIC 2

"To amend GS 157-28 to remove the requirement that housing authorities secure a certificate from the Utilities Commission and to require municipal approval prior to the acquisition of land by housing authorities." Amends GS 157-28 to eliminate requirement that certificate of public convenience and necessity be issued by Utilities Comm'n prior to condemnation by housing authorities, but requires resolution from city council expressly authorizing condemnation by housing authority and adds proviso that no land be acquired in any manner or housing project be acquired or constructed by housing authority until location expressly approved by city council. Rewrites title of GS 159-28 as "Restriction on right of eminent domain; approval of project locations".

S 764 Town eminent domain alternatives — GS 160
Introducer: McGeachy — Sent to JUDIC 2

"To amend GS 160-205 to authorize alternative use of available eminent domain procedures for municipalities." Amends GS 160-205 to permit municipalities to condemn property by any of the following eminent domain procedures: GS Ch. 136, Art. 9 (State Highway condemnation procedure); GS Ch. 40, Art. 2 (general condemnation procedure); and GS Ch. 40, Art. 3 (public works condemnation procedure), but that Art. 3 (GS 40-53) requirement of certificate of public convenience and necessity from Utilities Comm'n does not apply. (GS 160-205 now authorizes municipal condemnation under GS Ch. 40, Art. 2 procedure.)

S 765 Town employee group insur. limits — GS 160
Introducer: McGeachy — Sent to INSUR

"To remove the limitation on the amount of group insurance coverage which municipalities may provide for their employees." Rewrites second sentence of GS 160-200(25) to authorize municipalities to purchase with or without employee contributions, health, accident, disability and life group

insurance for benefit of city employees. (Now, authorizes death or disability insurance with benefits not to exceed $5,000 per person and premiums to be paid from municipality's current funds)

S 766 Water/sewer operator certification — GS 90A, 150
Introducer: McGeachy — Sent to CONS & DEV

" To establish arrangements for the examination and certification of water and wastewater treatment facility operators in North Carolina." Adds new Art. 2 to GS Ch 90A to provide for certification of water treatment facility operators. Creates Water Treatment Facility Operator Board of Certification within State Board of Health, composed of seven members appointed by State Health Director, including one water treatment facility operator; one manager of NC municipality using surface water supply; one manager of NC municipality using treated ground water supply; one director of utilities, water sup't etc. with NC municipality; one employee of private water utility or industry responsible for water supply and treatment facility; one faculty member of 4-year college with major field in water supply; one employee of State Board of Health working in field of water supply to serve as ch'man. Sets members' terms at 3 years (with staggered terms initially) except that ch'man to serve at pleasure of State Health Director. Sets compensation at $10 for each day of official duties plus actual travel expenses as generally provided by law for state boards. Board to classify water treatment facilities; set operator qualifications and conduct examinations for such; issue graded certificates, with exam not required for following: those holding comparable certificates from other states, those holding voluntary professional certificates of competency, those in charge of water treatment facilities on date when facility classified. Provides for revocation of certificate for cause, application fees, promotion of training of operators. Makes unlawful after July 1, 1971, for facility to be operated by uncertified operator, with violation a misdemeanor (each day a separate violation).

Adds new Art. 3 to GS Ch. 90A to provide for certification of waste water treatment plant operators. Creates Wastewater Treatment Plant Operators Board of Certification in Dep't of Water and Air Resources, composed of seven members appointed by Ass't Director of Dep't with approval of Board of Water and Air Resources as follows: two wastewater treatment plant operators or equivalent position with NC municipality; one manager of NC municipality with population under 10,000 and one with municipality over 10,000; one employee of private industry responsible for industrial wastewater treatment; one faculty member of 4-year college with major field in wastewater treatment; one employee of Dep't of Water and Air Resources working in field of water pollution control to serve as ch'man. Makes same provisions for members' terms and compensation as in new Art. 2 above. Gives Board parallel duties and provides for certification without examination of same categories as above. Provides same violations and penalties as above.

Amends GS 150-9 to include above boards in "Uniform Revocation of Licenses" Act. Effective July 1, 1969.

S 767 Munic. tax assessment ratios — GS 105
Introducer: McGeachy — Sent to FINANCE

"To permit municipalities to establish assessment ratios for municipal tax purposes and to provide for octennial valuation of property by municipalities situated in more than one county." Amends GS 105-294 to provide as follows: (1) deletes provision requiring municipalities and other taxing authorities in county to use assessment ratios determined by board of county comm'rs; (2) authorizes governing body of municipality to select for tax purposes ratio selected by board of county comm'rs or some other ratio, such ratio to be adopted prior to first meeting of County Board of Equalization and Review and be applied to

all property subject to assessment in municipality; (3) makes other conforming amendments. Amends GS 105-333 to require county tax officials, on municipality's request, to make available records showing appraised and assessed value of property in municipality. Requires municipalities not in more than one county to accept "appraised" valuation fixed by county (now, lacks quoted word). Amends GS 105-334, relating to municipalities in more than one county, to require property listing and assessments every 8 years (now, every four years).

S 768 Resident student preference — GS 116
Introducer: Coggins — Sent to HIGHR ED

"Directing the state-supported colleges and universities to give preference to resident students of this state in admission to said state-supported colleges and universities." Requires no later than fall of 1972, all state-supported colleges and universities admit no less than 85% of its undergraduate students and no less than 60% of its graduate students from North Carolina. Provides that members of Armed Forces and immediate family be considered state residents in computing percentages.

HOUSE

H 1259 Punishment for non-support — GS 14
Introducer: J. Ramsey — Sent to CALENDAR

"To reduce the punishment for each offense of non-support of wife, child, and parents." Amends GS 14-322 (misdemeanor for husband to abandon wife or father or mother to abandon child), GS 14-325 (misdemeanor for husband to willfully neglect to adequately support wife or children), and GS 14-326.1 (misdemeanor to fail to support parents in certain circumstances) to add proviso that upon conviction for first offense punishment to be fine not exceeding $500 or imprisonment not exceeding six months, or both, and upon conviction of second or subsequent offense punishment to be fine or imprisonment not exceeding two years, in discretion of court. Deletes from GS 14-326.1 provision for fine or imprisonment in discretion of court upon conviction.

H 1260 Punishment for worthless checks — GS 14
Introducer: J. Ramsey — Sent to CALENDAR

"To reduce the maximum punishment for worthless checks." Amends GS 14-107 to set maximum penalty for drawing, etc. worthless checks at fine not to exceed $500, and/or imprisonment for not more than 6 months, in court's discretion. (Now, set at misdemeanor in 24 counties, but not over $50 or 30 days in 76 counties where amount due is not over $50.)

H 1262 Amending H 141/drainage appeals — GS 156
Introducer: P. Godwin — Sent to CALENDAR

"To amend Chapter 192 of the Session Laws to correct a typographical error." As title indicates, inserting language inadvertently omitted relating to hearing by the court in drainage district appeals.

H 1263 State mammal: gray squirrel — GS 145
Introducer: Barr — Sent to CALENDAR

"To adopt an official State mammal for the State of North Carolina." Adopts gray squirrel as The State Mammal.

H 1264 Strawberry Festival funds — APPROPRIATION
Introducers: Soles and Williamson — Sent to APPROPRN

"Appropriating funds to the Strawberry Festival at Chadbourn in Columbus County." Appropriates $5,000 to Festival Bd of Directors from General Fund for 1969-71 biennium. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1256 Forest City town manager vote — RUTHERFORD
Introducer: R. Jones — Sent to CALENDAR

"To amend Chapter 236, Session Laws of 1969, relating to the Charter of the Town of Forest City." Amends cited act (H 463) to provide for election on charter amendment in cited act which sets up town manager (cited act authorizes town Bd of Comm'rs to appoint Town Manager); special election to be held on day of regular town election in 1971, with no new registration and conducted in accord with regular election, except that Bd of Comm'rs to publish notice in newspaper at least 15 days prior election in lieu of other required notices; sets out ballot form.

H 1257 Burnsville ABC vote/profit split — YANCEY
Introducers: L. Ramsey and Messer — Sent to CALENDAR

"To amend Chapter 930 and repeal Chapter 1240 of the Session Laws of 1963 relating to Alcoholic Beverage Control stores in the Town of Burnsville, Yancey County." Amends SL 1963, Ch. 930 to provide that town board of comm'rs may on own motion and shall on receipt of petition signed by qualified voters equal to 15% of those voting in last regular municipal election order election on whether or not to have town liquor control store (now, only on own motion). Allocates net profits from operation of ABC store in town as follows: 70% of town's general fund (now, 50%); 20% to Yancey County's general fund (now, 25%); 10% to County Board of Education for recreational and athletic activities (now, 6%), eliminating specific allocations to county library, town police and fire dep'ts, sheriff, and town-county communications net work. Repeals SL 1963, Ch. 1240, thereby providing for appointment of Town ABC Board by mayor and town comm'rs, instead of one each by town comm'rs, school sup't and sheriff.

H 1258 Feral hog hunt — JACKSON, TRANSYLVANIA
Introducer: C. Taylor — Sent to CALENDAR

"To protect wild or feral hogs in Jackson and Transylvania Counties." Makes unlawful, punishable by fine not to exceed $500 or by imprisonment, the taking of any wild or feral hog between effective date of Act and Oct. 15, 1971; or out of season after that date, with open season being Oct. 15 to Jan. 15 and bag limit of one per day, two per season, two in possession.

H 1261 Salaries of Wilmington officials — NEW HANOVER
Introducers: Penton & Sneed (by request) — Sent to CALENDAR

"To provide for the salaries of the mayor and members of the City Council of the City of Wilmington, North Carolina." Sets salary of city council members at $2,400 per year and requires members to fix annual salary of mayor. Prohibits further compensation from city to such officials. Provides that mayor and city council to elect one member of council to perform duties of city treasurer and paid additional $600 per year for such services.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 134 Morehead school revision (Senate committee substitute digested in Bulletin No. 80, p. 759; amendments digested in Bulletin No. 82, p. 782)
Committee substitute adopted in House 5/29/69 making following changes: (1) deletes authority of Bd of Directors to review in own discretion discharge or exemption of child from school; (2) adds provision that Bd of Directors may not be required to review discharge/exemption more than once a year; (3) provides that non-self-supporting 18-year-old child may be kept in school until age 21 unless he becomes "capable of" self-support sooner (was, unless he becomes "self-supporting" sooner); (4) deletes obligation of school superintendents to report parents, etc. of "feeble-minded" children; (5) provides that appointments to vacancies of Bd of Directors of Morehead School to be for duration of unexpired terms; (6) deletes authority of Bd to erect necessary buildings and do other things needed for institution's good government; (7) provides that State Personnel Dep't not to set superintendent's salary at his own recommendation: (8) requires that Bd to make written, informal annual report to Gov'r; (9) makes other clarifying and technical changes.

S 388 Habitual traffic offenders (digested in Bulletin No. 61, p. 496; amendment in No. 96, p. 991). Amendments adopted in Senate 5/29/69 providing that forfeiture of bail or collateral constitutes a conviction only when made to secure defendant's appearance in North Carolina court (originally, any court), and makes conviction for driving while habitual offender misdemeanor punishable by imprisonment for not less than one year nor more than five years <u>or by fine or imprisonment</u> in the discretion of the court (adds underlined words).

S 507 Safe driver insurance notices (digested in Bulletin No. 70, p. 634).
Committee substitute adopted in House 5/29/69 to provide (1) that notice stating surcharge or loss of discount to advise that, upon receipt of written receipt from insured, insurer will mail statement of amount of increased premium attributable to surcharge or loss of discount (originally, initial notice to include such amount of premium increase); (2) makes above statement privileged; (3) makes effective date January 1, 1970 instead of on ratification.

S 581 Collection agencies regulation (digested in Bulletin No. 81, p. 763).
Amendments adopted in Senate 5/29/69 to change definition of "collection agency" as follows: (1) deletes provision that term includes person, etc. using fictitious name or name other than own to indicate to debtor that third person is attempting to collect account or claim; (2) deletes provision that term includes person, etc. giving or selling to another any system or series of letters or forms to use in collecting accounts which indicate that account is being collected by person other than creditor or owner of claim; (3) adds provision that excludes from term person, etc. who (for fee on behalf of creditor) writes letters in own name to debtor, if person does not collect money from debtor or hold self

out as authorized to receive payment of debt; (4) adds provision that excludes from term person, etc. attempting to collect claims of business owned by same person operating collection agency.

S 613 Revise hunt-fish-trap fees (identical H 1018 digested in Bulletin No. 83, p. 792).
Amendment adopted in Senate providing that any citizen over 70 is exempt from bill.

S 698 Gift tax, spouses gift splitting (digested in Bulletin No. 92, p. 923).
Amendment adopted in Senate 5/29/69 to change effective date Jan. 1, 1971 (was, ratification date).

S 728 Continue welfare pending appeals (digested in Bulletin No. 94, p. 962).
Amendment adopted in Senate 5/29/69 to require recipient to reimburse state for assistance payments made to him during pendency of appeal, if he loses appeal.

HOUSE

H 55 County exemptions removal (Identical S 28 digested in Bulletin No. 11, p. 51).
Committee substitute adopted in House 5/29/69 making following changes in original: (1) In amendment to GS 153-9(35-1/2) restores present statutory language on cooperation with soil and water conservation agencies. (2) Repeals all of GS 153-10 (authority to interdict certain shows) rather than only language limiting its application to certain counties. (3) Deletes revision of GS 153-9(12a), concerning fixing of fees by county comm"rs. (4) Deletes rewrite of GS 153-48.3(3) and (4), concerning elective office salaries. (5) Deletes rewrite of GS 153-6, concerning vacancies on board of comm'rs. (6) Deletes repealers of the following: GS 153-48.5 (exempting counties from Art. 6A, "County Officials and Employees"); last sentence of GS 153-40 (exempting counties from Art. 24A on water and sewer assessments); GS 153-266.9 (exempting counties from Art. 20A on subdivisions); GS 153-266.22 (exempting counties from Art. 20B on zoning); last para.of GS 153-9(52) (exemptions, county bldg. inspectors); last sentence and proviso of GS 160-181.2 (exemptions from extraterritorial city zoning jurisdiction), and GS 160-227.1 (exemptions from municipal subdivisions law).

H 543 18 yr-old school attendance (digested in Bulletin No. 56, p. 467).
Amendments adopted in House 5/29/69 to (1) require children to stay in school until age 17 (originally, 18); (2) provide that a child may be exempted if he completes high school graduation requirements before reaching 17, if he is 16 years old with certified physical or mental condition making attendance inexpedient and impractical, if he is 16 and superintendent (with approval of bd. of education) recommends he be declared unable to profit from attendance, or if she is under 16 and married and residing with husband and maintaining a household; (3) makes effective date beginning of 1970-71 school year (was on ratification).

H 551 College disrupter discipline (digested in Bulletin No. 57, p. 449).
Amendments adopted in House 5/29/69 requiring person giving instruction or order to student to warn student of mandatory punishment required by act for failure to obey instruction or order. Further amended to provide that student expelled or dismissed for violation of act to be ineligible for enrollment in any state post-secondary educational institution within period of 6-months to 4-years after issuance of expulsion or dismissal order.(Originally, four years.) Amended to add proviso that act not to apply to persons under 14 or mentally retarded children.

H 568 Executive reorganization (digested in Bulletin No. 58, p. 461 amended at No. 94, p. 973).

Amendment adopted in House 5/29/69 changing date constitutional amendment to take effect if ratified by voters from Jan. 2, 1971 to July 1, 1971.

H 600 (McDowell) Board of Comm'rs-size, term (digested in Bulletin No. 60, p. 485).

Committee substitute adopted in House 5/29/69 to (1) set terms at 4 years beginning with 1970 elections (was, 6 years); (2) require that new seats be filled at 1970 elections (was, appointed by name).

H 791 (Durham) City water facilities, costs (digested in Bulletin No. 67, p. 580, amended at No. 80, p. 760 and No. 88, p. 876.)

Amendment adopted in Senate 5/29/69 to provide that act not to enlarge power of City (was County) of Durham to condemn property already devoted to public use.

H 807 (Catawba) County Ed. Bd. election (digested in Bulletin No. 67, p. 600).

Amendment adopted by House 5/29/69 to provide that ch'man of school bd to be elected at special meeting on 1st Monday in Dec., 1970 and each two years thereafter following qualifying of newly elected members (originally, at 1st regularly scheduled meeting in January of each year).

H 946 Nix Pleasant Hill annexation (digested in Bulletin No. 79, p. 743).

Committee substitute adopted in Senate 5/29/69 defining "Pleasant Hill" as "that portion of Edwards Township #3 in Wilkes County located within two miles of the Wilkes-Surry County line" and making other conforming changes.

H 1083 Validate notary acts (digested in Bulletin No. 87, p. 859).

Amendments adopted in Senate 5/29/69 to (1) provide that Act not apply to pending litigation, and (2) make effective upon date of ratification (was, July 1, 1969).

H 1106 Civil remedy/cruelty to animals (digested in Bulletin No. 88, p. 872; Amendment in No. 96, p. 993).

Amendment adopted in House 5/29/69 replacing "shooting or trapping" with lawfully "taking or attempting to take" game as exception from cruelty to animals prohibited by act.

H 1140 Identify of crime victims (digested in Bulletin No. 90,p. 904).

Amendment adopted in House 5/29/69 to restrict effect of act to persons intentionally disseminating prescribed news to the public "through local origination" (adds quoted words).

H 1162 (Wilson) City-county school consolidation (digested in Bulletin No. 92, p. 931).

Amendment adopted in House 5/29/69 to make purpose of Act to provide enabling statute, in addition to other such statutes, for merger of Wilson City, Elm City, and Wilson County Administrative Units.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 76 SECURING FUTURE ADVANCES.(4/09) H-REPTD FAV AS AMENDED.
S. 134 MOREHEAD SCHOOL REVISION.(5/06, 5/08, 5/29) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
S. 152 PROFESSIONAL CORPORATIONS.(5/15) H-REPTD FAV.
S. 269 TAX VALUATION-AGRICULTURAL LAND.(5/29) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-RE-REF TO COM ON FINANCE.
S. 311 DREDGE PERMITS-RIPARIAN OWNERS. H-REF TO COM ON CONS AND DEV.
S. 312 NAVIGABLE WATERS-SAVE BEAUTY.(5/22) H-WITHDRAWN FROM JUDIC 2; H-RE-REF TO CONS&DEV.
S. 318 ALCOHOLISM ADVISORY COUNCIL.(4/17, 5/28) S-CONCURRED IN H AMEND.
S. 388 HABITUAL TRAFFIC OFFENDERS.(5/28, 5/29, 5/29) S-FAILED AMEND RECONSIDERED; S-AMENDMENT ADOPTED; S-AMEND #1-SEC 4 RECONSIDERED; S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 409 AMBULANCE SERVICE LIENS.(4/25, 5/27) S-PLACED ON CAL FOR MAY 30.
S. 452 WINE AND BEER REGULATION.(5/16) H-REPTD FAV AS AMENDED.
S. 457 FULL-TIME VOTER REGISTRATION. H-REPTD FAV AS AMENDED.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02, 5/23) H-RE-REF TO COM ON JUDIC 2.
S. 472 STATE TOBACCO MUSEUM.(5/08) H-REPTD FAV.
S. 487 SINGLE BONDS WITHOUT COUPON. H-PASSED 2ND READING.
S. 488 MUNICIPAL BOND INTEREST. H-PASSED 2ND READING.
S. 489 COUNTY BOND INTEREST. H-PASSED 2ND READING.
#S. 490 NON-CONFORMING USE AMORTIZATION.(5/06) RATIFIED - CHAPTER 654.
S. 493 BUSINESS CORP.ACT AMENDMENTS.(5/21) H-REF TO COM ON JUDIC 2.
S. 503 REMOVE CITY BOND INTEREST LIMIT. H-PASSED 2ND READING.
S. 507 SAFE DRIVER INSURANCE NOTICES.(4/24, 5/29) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08) H-PLACED ON CAL FOR JUNE 3.
S. 548 (J.RES.) LOYALTY DAY. S-PLACED ON CAL FOR MAY 30.
S. 581 COLLECTION AGENCIES REGULATION.(5/29) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 590 REGISTER ICC EXEMPTIONS. H-REPTD FAV.
S. 591 SAFETY RULES-COMMON CARRIERS. H-REPTD FAV.
S. 592 TECHNICAL CHANGES-UTIL. COMM'N. H-REPTD FAV.

S. 595 PREMIUM FINANCING. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29) S-AMENDMENT ADOPTED; S-FAILED 2ND READING.
S. 618 COOPERATION IN WATER RESOURCES. S-PASSED 2ND READING.
S. 630 URBAN TRAFFIC CONGESTION RELIEF. H-REPTD FAV.
S. 631 SERVICE ROADS/CONTROLLED ACCESS.(5/20) H-REPTD FAV.
S. 634 COUNTY AGRICULTURAL REPORTS. S-REPTD FAV.
S. 639 HIGHWAY REPAIR BY CITIES/TOWNS. H-REPTD FAV.
S. 642 LICENSE NURSING HOME ADM'ORS.(5/23, 5/27) H-REF TO COM ON HEALTH.
S. 643 SCHOOL ATTENDANCE ASSIGNMENT.(5/23, 5/28) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 655 HIGHWAY PATROL PLATES.(5/21) H-REPTD FAV.
#S. 666 LRC QUAIL PROBE. S-FAILED 2ND READING.
S. 670 CHANGE CIVIL CODE EFFECTIVE DATE. S-REPTD FAV AS AMENDED.
S. 675 INTESTATE SUCCESSION DISTRIBUTION. H-REF TO COM ON JUDIC 1.
S. 681 HEARING-IMPAIRED CHILDREN/SCHOOL. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 684 (S.RES.) SAFE DRIVER INSURANCE/DAMAGE BASE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 686 DEFINING 'COMMERCIAL FACTOR'. H-REF TO COM ON JUDIC 2.
S. 698 GIFT TAX,SPOUSES GIFT SPLITTING.(5/29) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-RE-REF TO COM ON FINANCE.
S. 700 LEGISLATIVE SERVICES COMMISSION. S-PLACED ON CAL FOR MAY 30.
S. 701 DENTISTS' PROVISIONAL LICENSING. S-REPTD FAV.
S. 711 CORRECT TYPO-SL 1969,CH. 442. S-REPTD FAV.
S. 715 BEER SALE,RESIDENT MANUFACTURERS. S-REPTD FAV.
S. 717 LOCAL GOV'TS CONVEY HOSP. PROP.. S-REPTD FAV.
S. 719 HIGHWAY RELOCATION ASSISTANCE ACT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 725 WORK INCENTIVE: AFDC RECIPIENTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 726 LICENSE CHILD CARE ORGANIZATIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 727 ATT'YS FOR WELFARE RECEIPIENTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 728 CONTINUE WELFARE PENDING APPEALS.(5/29) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 730 TSER BOARD ADDITIONS. S-REPTD FAV.
S. 729 DIRECT VENDOR PAYMENTS-WELFARE. S-PLACED ON CAL FOR MAY 30.
S. 734 LOCAL-STATE PROPERTY TRANSFERS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 47 LIQUOR - DANGEROUS TO HEALTH. H-REPTD FAV AS AMENDED.
#H. 53 MUNICIPAL BOARDS' SELECTION.(4/17, 4/29) RATIFED - CHAPTER 629.
H. 55 COUNTY EXEMPTIONS REMOVAL.(5/29) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 67 18 MINIMUM AGE VOTER. H-REPTD UNFAV.
#H. 259 VARIABLE ANNUITY PLAN.(5/09) RATIFIED - CHAPTER 616.
H. 437 SEC'Y,EUGENICS BD.-PUB.WELFARE. S-PASSED 2ND & 3RD READINGS.

#H. 509 GOVERNOR'S VETO POWER-2. H-REPTD UNFAV.
H. 522 SCHOOL DAY LENGTH.(4/24, 5/23) H-CONCURRED IN S-AMENDMENT.
H. 543 18 YR-OLD SCHOOL ATTENDANCE.(5/29) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR JUNE 4.
#H. 545 2-TERM GOVERNOR. H-REPTD UNFAV.
H. 551 COLLEGE DISRUPTER DISCIPLINE.(5/29) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H. 562 ESCHEATS REASSIGNMENT. H-REPTD FAV AS AMENDED.
H. 567 JUDGES,SOLICITORS AMENDMENTS. H-REPTD FAV AS AMENDED.
H. 568 EXECUTIVE REORGANIZATION.(5/26, 5/29) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 582 ANNEXATION LAW EXEMPTION REPEALER. H-REPTD UNFAV.
H. 626 OBTAINING CHIROPRACTIC SERVICES. S-PASSED 2ND & 3RD READINGS.
H. 672 AMBULANCE CHARGE GARNISHMENT.(4/25, 5/21, 5/26, 5/27, 5/28) H-PLACED ON CALENDAR.
H. 705 CLEARED LAND FENCE HEIGHT.(5/22) S-REPTD FAV.
H. 786 CITY NAME CHANGES. S-PASSED 2ND & 3RD READINGS.
H. 804 INJURED PERSONS' STATEMENT:COPIES.(5/07, 5/13, 5/28) H-PLACED ON CALENDAR.
H. 810 QUARANTINING DISEASED POULTRY.(5/16) S-REPTD FAV.
H. 839 IDENTIFICATION-DOCUMENT SIGNERS.(5/28) H-PLACED ON CALENDAR.
H. 840 MARRIAGE PHYSICAL EXAM. S-REF TO COM ON JUDIC 1.
H. 842 NOTARY-QUALIFY BEFORE REGISTER. S-REF TO COM ON JUDIC 2.
H. 871 SANITARY DISTRICT CEMETERIES.(5/28) H-PLACED ON CALENDAR.
#H. 876 NON-PARTISAN DIST. JUDGE ELECT. H-REPTD UNFAV.
#H. 885 GOVERNOR'S ELECTION/1974. H-REPTD UNFAV.
H. 886 PUBLIC SERVICE CO.ASSESSMENTS.(5/27) S-REF TO COM ON PUB HLTH.
H. 903 SMALL WATERSHED CLARIFICATIONS. S-PLACED ON CAL FOR JUNE 2.
#H. 905 SCHOOL INSUR. PAYROLL DEDUCTION. H-REPTD UNFAV.
H. 929 (J.RES.) FOOD STAMP DISTRIBUTION. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H. 947 MAYORS TO ADMINISTER OATHS.(5/16, 5/19) S-REPTD FAV.
H. 960 INVESTMENTS IN S & L ASSOCS.. H-REPTD FAV.
H. 961 GUARANTY ASSOC. INVESTMENTS. H-REPTD FAV.
H. 968 RECORDING CORPORATE DISSOLUTIONS. S-REF TO COM ON JUDIC 2.
H. 970 MINING REGISTRATION ACT. S-REF TO COM ON CONS&DEV.
#H. 974 CARRIER REGISTRATION PENALTIES. RATIFIED - CHAPTER 645.
#H. 975 GAS LINE INSPECTION AGREEMENTS. RATIFIED - CHAPTER 646.
H. 977 9-PASSENGER TAXICABS. S-PASSED 2ND & 3RD READINGS.
H. 989 CLARIFYING SCHOOL UNIT MERGERS. S-REPTD FAV.
#H. 995 UNIFORM BEER & WINE BALLOT.(5/15) RATIFIED - CHAPTER 647.
H.1002 UP CARRIERS RE-REGISTRATION FEE. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1008 OLDSTERS HUNT/FISH LICENSES.(5/26) S-REF TO COM ON WILDLIFE.
H.1022 DRAINAGE DISTRICT BOND INTEREST. H-PASSED 2ND READING.
#H.1030 CONDEMNATION DEPOSITS. RATIFIED - CHAPTER 649.
H.1035 COOPERATION IN WATER RESOURCES. H-REPTD FAV.
H.1045 MULTI-COUNTY JAIL CONTRACTS. H-REPTD FAV.
H.1049 COUNTY POWERS: UNFIT DWELLINGS. S-REF TO COM ON JUDIC 1.
H.1062 CSC TO INDEX CONDEMNATION NOTICE. H-REPTD FAV.

H.1079 STATE LIQUOR-BY-DRINK REFERENDUM. H-REPTD WITHOUT PREJUDICE.
H.1083 VALIDATE NOTARY ACTS.(5/29) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1085 LOCAL EMERGENCY CURFEWS.(5/28) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1099 CONDOMINIUM DEFINITION. H-REPTD FAV.
H.1100 CAPE LOOKOUT LAND ACQUISITION. H-REPTD FAV AS AMENDED.
H.1103 PEACHES LABELING. H-REPTD FAV.
H.1106 CIVIL REMEDY/CRUELTY TO ANIMALS.(5/28, 5/29) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H.1108 FEE OF SPECIAL COUNSEL. H-REPTD FAV.
H.1122 MUNICIPAL SALARY CUT REPEALER. H-REPTD FAV.
H.1128 (J.RES.) FEDERAL SOIL CONSERVATION FUNDS. S-PASSED 2ND & 3RD READINGS.
H.1140 IDENTITY OF CRIME VICTIMS.(5/29) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H.1143 TRAINING COUNSELORS ROOM & BOARD. H-REPTD FAV.
H.1152 WATER/SEWER AUTHORITIES AMDTS. H-REPTD FAV.
H.1174 PERPETUAL CARE CEMTERIES' SALE. H-REPTD FAV.
#H.1183 ABC-BOTTLE INFORMATION. H-TABLED.
#H.1185 RADIO STATIONS-VEHICLE PLATES. H-REPTD UNFAV.
H.1191 JAX DISCOUNT SCHEDULES. H-REPTD FAV.
H.1195 HIGHWAY RELOCATION ASSISTANCE ACT. H-REPTD FAV.
H.1200 STATE ASSUME POST-CONVICTION COSTS. H-REPTD FAV.
H.1207 INSUR.DEP'T ARREST POWER. H-REPTD FAV.
H.1217 DUPLICATE LICENSE FEE. H-REPTD FAV.
H.1225 WATER SAFETY COMMITTEE. H-REPTD FAV.
H.1226 STATE CONSTRUCTION BONDS. H-REPTD FAV.

LOCAL BILLS

#S. 349 (BUNCOMBE) INCREASE COUNTY COMMR'S TO 5. H-REPTD UNFAV.
S. 406 (MITCHELL) COMMISSIONERS' PAY. H-REPTD FAV.
#S. 434 (MITCHELL) INCREASING CARTWAYS WIDTH. RATIFIED _ CHAPTER 653.
#S. 512 (FORSYTH) TAX DISCOUNTS-KERNERSVILLE. RATIFIED - CHAPTER 655.
#S. 537 (PITT) WINTERVILLE RETIREMENT SYSTEM. RATIFIED - CHAPTER 656.
#S. 575 (DURHAM) APPOINT DURHAM CITY TREASURER. RATIFIED - CHAPTER 657.
#S. 599 (HARNETT, LEE) CSC GUN PERMIT RECORDS. RATIFIED - CHAPTER 658.
S. 615 (RICHMOND) SCHOOL BOARD LAND ACQUISITION. S-REPTD FAV AS AMENDED.
S. 696 (GUILFORD) GREENSBORO EMERGENCY RESERVE. S-REPTD FAV.
S. 702 (STANLY) AMBULANCE SERVICES:YOU MUST PAY. H-REF TO COM ON LOC GOVT.
S. 723 (BRUNSWICK) ALCOHOL SALES IN SUNSET BEACH. S-REPTD FAV.
S. 752 (ROCKINGHAM) ILLEGAL TRANSPORT OF LIQUOR. S-REPTD FAV.

#H. 245 (RICHMOND) COUNTY ELECTION OFFICIALS' PAY. H-REPTD UNFAV.
H. 575 (HENDERSON) HENDERSONVILLE SCHOOL BOARD.(5/22) S-REPTD FAV.

H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM.(5/29) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 652 (FORSYTH) COUNTY POLICE DEPARTMENT. H-REPTD UNFAV.
H. 660 (BRUNSWICK) COUNTY OFFICIALS' SALARIES.(4/18) S-REPTD FAV AS AMENDED.
H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES.(5/09, 5/28) H-PLACED ON CALENDAR.
#H. 667 (POLK) SNAGGING NON-GAME FISH. RATIFIED - CHAPTER 659.
#H. 679 (HENDERSON) HENDERSONVILLE CHARTER REVISION. H-REPTD UNFAV.
H. 715 (ORANGE) CHAPEL HILL EMINENT DOMAIN.(5/23) S-REPTD FAV.
H. 736 (GUILFORD) G'BORO CHARTER RE: GOV'T FORM. S-REPTD FAV.
H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. S-REPTD FAV.
H. 745 (GASTON, LINCOLN) LINCOLNTON-CHERRYVILLE AIRPORT.(5/23) S-REPTD FAV.
H. 767 (FORSYTH) CONSTABLE FEES. S-REPTD FAV; S-RE-REF TO COM ON COURTS.
H. 780 (AVERY) COMM'RS TERMS,SALARIES.(5/23) S-REPTD FAV.
H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06, 5/16, 5/29) S-RECONSIDERED 3RD READING; S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 807 (CATAWBA) COUNTY ED. BD. ELECTION.(5/29) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 844 (CUMBERLAND) FAYETTEVILLE UTILITY EXTENSIONS.(5/22) S-REPTD FAV.
#H. 847 (MECKLENBURG) LIQUOR-BY-DRINK REFERENDUM.(5/27) H-FAILED 3RD READING.
H. 901 (MCDOWELL) MARION ABC ELECTION.(5/27) S-REF TO COM ON ABC.
H. 914 (ORANGE) COUNTY SCHOOL BOARD VACANCY. S-REPTD FAV.
H. 946 (SURRY, WILKES) NIX PLEASANT HILL ANNEXATION.(5/16, 5/29) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#H. 948 (ROBESON) ST. PAULS' SLUM CLEARANCE. RATIFIED - CHAPTER 641.
#H. 950 (ALAMANCE) BURLINGTON LOCAL DEVELOPMENT. RATIFIED - CHAPTER 642.
H. 951 (ALAMANCE) CITY-COUNTY AIRPORT AUTHORITY.(5/26) S-REF TO COM ON LOC GOVT.
#H. 955 (ALAMANCE) OPEN SPACES & AREAS. RATIFIED - CHAPTER 643.
#H. 964 (MOORE) CONSTABLE SALARY. RATIFIED - CHAPTER 644.
H.1011 (BEAUFORT) BELHAVEN CHARTER REVISION. S-REPTD FAV.
H.1012 (ROCKINGHAM) EDEN EMPLOYEE RETIREMENT SYSTEM. S-REPTD FAV.
#H.1014 (HARNETT) DUNN CHARTER ACQUISITION. RATIFIED - CHAPTER 648.
H.1015 (HARNETT) DUNN CHARTER REVISION.(5/23) S-REF TO COM ON LOC GOVT.
H.1021 (DURHAM) APPOINT DURHAM CITY TREASURER. S-REPTD FAV.
H.1032 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS. S-REPTD FAV.
H.1040 (CLEVELAND) INCORPORATE POLKSVILLE.(5/26) S-REF TO COM ON LOC GOVT.
#H.1046 (BUNCOMBE) BLACK MOUNTAIN BEER-WINE SALE. RATIFIED - CHAPTER 650.
#H.1047 (SAMPSON) BOARD OF EDUCATION PAY. RATIFIED - CHAPTER 651.
H.1050 (SCOTLAND) COLLECT FIRE DEPT.CHARGES. H-PASSED 3RD READING; H-SENT TO SENATE.

H.1057 (CRAVEN) HAVELOCK-AUTO REMOVAL LIEN. S-PASSED 3RD READING.
H.1063 (WAYNE) WATERSHED IMPROVEMENT PROGRAMS. S-REF TO COM ON LOC GOVT.
H.1069 (FORSYTH) LOCAL GOV'T STUDY COMM'N. S-REPTD FAV.
H.1070 (STANLY) AD VAL.TAX LIST PROCEDURES. H-REPTD FAV.
H.1074 (ROBESON) INCREASE FAIRMONT ED.BD.. H-REPTD FAV.
#H.1076 (HARNETT) DUNN POLICE TO ENFORCE ABC LAWS. RATIFIED - CHAPTER 652.
H.1080 (CRAVEN) NEW BERN FIREMEN'S INSURANCE. S-REPTD FAV.
H.1096 (UNION) TAX PREPAYMENT DISCOUNTS. S-REPTD FAV.
H.1097 (UNION) TAX LISTING REGULATIONS. S-REPTD FAV.
H.1098 (UNION) INDIAN TRAIL CHARTER REVISION.(5/28) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1102 (CARTERET) MOREHEAD CITY CHARTER REVISION. H-REPTD FAV.
H.1107 (UNION) DEPUTY SHERIFF/WORKMEN'S COMP.. S-REPTD FAV.
H.1114 (JOHNSTON) WATERSHED IMPROVEMENT PROGRAMS. H-PASSED 2ND READING.
H.1124 (ROBESON) FAIRMONT BOARD SIZE. H-REPTD FAV.
H.1125 (HALIFAX) COUNTY ABC BOARD. S-REF TO COM ON ABC.
H.1141 (ROCKINGHAM) OPEN SPACE PRESERVATION. H-REPTD FAV.
H.1148 (ALEXANDER) SCHOOL BOARD ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1150 (MECKLENBURG) CHARLOTTE COUNCIL MEETINGS. H-REPTD FAV.
H.1151 (DUPLIN) ANTI-SINGLE SHOT VOTING. H-REPTD FAV.
H.1153 (ALLEGHANY) MARRYIN' MAYOR/SPARTA. H-WITHDRAWN FROM LOC GOVT; H-RE-REF TO COM ON JUDIC 2.
H.1154 (LENOIR) COUNTY PLUMBING/BLDG INSPECTORS. H-REPTD FAV.
H.1156 (GUILFORD) COUNTY LAND CONVEYANCE. H-REPD FAV AS AMENDED.
H.1160 (LINCOLN) WATERSHED IMPROVEMENT TAX. H-REPTD FAV.
H.1161 (JOHNSTON) COUNTY SCHOOL BOARD COMPENSATION. H-REPTD FAV.
H.1162 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(5/29) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H.1164 (GUILFORD) JAMESTOWN ABC PROFITS SPLIT. H-REPTD FAV.
H.1167 (FORSYTH) COUNTY RETIREMENT FUND INVESTMENT. H-REPTD FAV.
H.1168 (BUNCOMBE) ASHEVILLE TAX SCROLLS. H-REPTD FAV AS AMENDED.
H.1170 (POLK) APPOINT TRYON SCHOOL BOARD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1171 (ROCKINGHAM) CITY ABC ELECTION. H-REPTD FAV AS AMENDED.
H.1175 (BURKE) MORGANTON RETIREMENT FUND. H-REPTD FAV.
H.1178 (ROCKINGHAM) EDEN MAYOR'S TERM. H-REPTD FAV.
H.1180 (ORANGE) COUNTY VOTER REGISTRATION. H-REPTD FAV.
H.1197 (DAVIDSON) CABLE TV FRANCHISE. H-REPTD FAV AS AMENDED.
H.1201 (ROBESON) SCHOOL STUDY COMMSISSION. H-PLACED ON CAL FOR JUNE 3.
H.1209 (MOORE) PINEBLUFF COMM'RS. H-REPTD FAV.
H.1222 (ORANGE) LICENSING CARNIVALS. H-REPTD FAV.
H.1224 (WATAUGA) BOONE ELECTIONS; CORP LIMITS. H-REPTD FAV AS AMENDED.
H.1239 (ROBESON) MAXTON SCHOOL BOARD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Sessions of the Senate and House:

9:30 a.m., Friday, May 30, 1969.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 98 -1017- FRIDAY, MAY 30, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 770 Training schools' names — GS 134
Introducers: Edwards and MacLean — Sent to CORRECTN

"Relating to the names of certain State training schools." Changes "Stonewall Jackson Manual Training and Industrial School" to "Stonewall Jackson School", "Morrison Training School" to "Cameron Morrison School", and "Leonard Training School" to "Samuel Leonard School" wherever applicable in GS 134 ("Reformatories") and other laws. Effective July 1, 1969.

S 771 Business schools/assoc. degrees — GS 115
Introducer: Evans — Sent to EDUCATN

"To authorize the State Board of Education to regulate the issuance of certificates, diplomas and associate degrees by private business, trade and correspondence schools subject to Article 31 of Chapter 115 of the General Statutes." Authorizes private schools and educational institutions to GS Ch. 115, Art. 31 to issue associate degrees (with approval of State Board of Education) in addition to certificates and diplomas now authorized; State Bd. may issue regulations and standards for issuance.

S 772 Advis. Budg./efficiency study — GS 143, STUDY, MISC RES
Introducer: McGeachy — Sent to ST GOVT

"Calling for maximum efficiency and economy in the operation of State Government." Directs State gov't administrators to review operations of their dep'ts, particularly as to efficiency and necessity of expenditures, to develop plans and programs therefor, and to use modern management tools for planning, coordination and evaluation. Requests Advisory Budget Comm'n to study budget procedures, administration, personnel practices, program planning, intergov't coordination, for economy and efficiency; and to make interim report each six months and final report to 1971 General Assembly.

S 774 Ad val tax-exempt property — CONSTITUTION
Introducers: Bowles and Rauch — Sent to CONSTUTN

"To amend Section 5, Article V of the Constitution of North Carolina relative to the power of the General Assembly to exempt property for ad valorem tax purposes." Provides for statewide referendum at next general election on question of Constitutional amendment which would authorize General Assembly to exempt from taxation either (1) $1,000 of real property used as residence of any owner (now, same) or (new) (2) $5,000 of real property used as principal residence of individual 65 or older or individuals, one or both 65 or older,

who are tenants by entirety. Provides election procedures and ballot form. Adds new GS 105-296(15), if constitutional amendment successful, to provide tax exemption for principal residence of individual 65 or older or individuals one or both 65 or older, of $1,000 for first year after const. amendment effective, increasing by $1,000 each year to $5,000 maximum; exemption not to apply unless residence is both owned and occupied by individual 65 or older, is detached single-family dwelling, has $20,000 value or less, and gross income (defined in GS 105-141) of individual and spouse was not more than $5,000 in previous year.

HOUSE

H 1266 Universities-speed limits, towing — GS 116
Introducers: Leatherman & S. Johnson — Sent to CALENDAR

"To amend G. S. 116-44.1 to authorize lower speed limits on streets on university campuses where hazardous conditions exist and to provide for removal of unattended vehicles found in violation of traffic regulations." Adds to GS 116-44.1 (making motor vehicle laws applicable to UNC) proviso that upon traffic and engineering investigation UNC Bd of Trustees may fix speed limits lower than provided by GS 20-141 (general speed limits statute) and may provide for towing of unattended vehicles violating other traffic rules.

H 1268 Bond for unborn member of class — GS 41
Introducer: Phillips — Sent to CALENDAR

"To amend G. S. 41-11.1 so as to permit payment of proceeds of sale to the living members of the class of heirs as then constituted upon condition that a bond be posted to ensure payment of their lawful share to any members of the class subsequently born." Amends 5th para. of GS 41-11.1 to provide that (in lieu of holding and managing proceeds of sale of property held by a class, as now provided) CSC may authorize trustee to pay entire or ratable amount of proceeds to living members of class (or to their guardians) upon condition that bonds be filed with CSC conditioned on payment of lawful share of persons not then in esse to their guardians. Bonds to be payable to State with (if personal) two or more sufficient sureties jointly and severally bound. If executed by personal sureties, bond must be renewed every three years as provided by GS 33-16, with penalty to be at least double amount of proceeds of sale paid over to living members of class. Where executed by NC surety company, then penalty to be not less than 1-1/4 amount of proceeds. Requires bonds to be acknowledged before and approved by CSC. Act applies to gifts, devises, etc. made both before and after date of ratification.

H 1269 Increased tuition, student loans — GS 116
Introducers: Speros and others — Sent to CALENDAR

"To adjust and make uniform the tuition fees or charges in all state-supported institutions of higher learning at the undergraduate and graduate level and to provide a revolving fund for scholarships from a portion of the increased tuition fees." Increases tuition fees for all resident undergraduate students at all State-supported institutions of higher learning to uniform $350 per year; all nonresident ("out-of-State") undergraduates increased to uniform $1,250 per year. Graduate students similarly raised to uniform tuition fee levels of $700 and $1,500 per year respectively for residents and nonresidents. Establishes revolving fund beginning with next 1969 semester of each State-supported higher learning institution to be funded by 1/3 of amount of increased tuition charges or amount over and above present tuition which is to be pooled for 4-year period, then used for scholarship loans to NC resident students under rules established by State Board of Higher Education. Board's determination of "residence" for scholarship purpose to be final. Board to fix amount and duration of loans and to establish form of notes and documents necessary for such loans,

including surety provisions.

H 1270 Amend hy. lie-in penalty — GS 20
Introducer: J. Ramsey — Sent to CALENDAR

"To amend the punishment for sitting or lying upon highways or streets." Amends GS 20-174.1, prohibiting sitting or lying on highways, to make penalty a fine not more than $500 and/or imprisonment not exceeding six months (now, fine and/or imprisonment in court's discretion).

LOCAL BILLS INTRODUCED

SENATE

S 769 Court funds transfer — JONES
Introducer: Larkins — Sent to LOC GOVT

"Authorizing the Commissioners of Jones County to transfer certain recorders court funds to the general fund of the county." Authorizes transfer of "Recorder's Court Fund" collected pursuant to GS 7-238 (providing for court tax fees) to county general fund.

S 773 Worthless check jurisdiction — CRAVEN
Introducer: Reed — Sent to COURTS

"To raise the worthless check jurisdiction of magistrates in Craven County from twenty-five dollars ($25.00) to fifty dollars ($50.00)." Repeals SL 1963, Ch. 199 (limiting, in Craven, punishment for worthless checks of $25 or less to maximum $50 fine or 30 days imprisonment) and amending GS 14-107 to add Craven to list of counties where maximum $50 fine or 30 days imprisonment is applicable to worthless checks of $50 or less (general law makes punishment for worthless checks general misdemeanor).

HOUSE

H 1265 County comm'rs/district election — YADKIN
Introducer: Haynes — Sent to CALENDAR

"To provide for the nomination and election of county commissioners from districts in Yadkin County." Provides that Yadkin County comm'rs to consist of five members nominated and elected by entire county, two of whom must be residents of District No. 1, one who must be resident of District. No. 2, and two of whom must be residents of Dist. No. 3 (district lines set out in bill). Provides that with 1970 elections, comm'rs to serve 2-year terms, with vacancies to be filled as provided by general law. Repeals Pub.-Loc. 1939, Ch. 148, which sets out five districts, with the voters in each to nominate and elect one comm'r.

H 1267 Correcting H 488, registration — WAKE
Introducer: Twiggs — Sent to CALENDAR

"Amending Chapter 576 of the 1969 Session Laws so as to delete therefrom Wake County." Amends SL 1969, Ch. 576 to correct typographical error. Original bill (unchanged in substance by HB 1267) specified that 4-yr (and not 6-year) purging period with respect to permanent registration applies to County.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 43 County commissioners' elections (Iden. with H54, digested in Bulletin No. 11, p.55; committee substitute adopted 4/17/69 digested in Bulletin No. 67, p. 601; amendment adopted 4/28/69 digested in Bulletin No. 74, p. 692). Amendment adopted in House 5/30/69 to add option (4th option respecting office terms) that voters may establish terms of four and two years combined where comm'r board consists of 3, 5, or 7 members, in order that majority of comm'r board may be elected every two years. Specifies that 4-yr/2-yr combination may be elected only where voters establish Comm'r board of odd number within 3-7 range. Provides that where option 3(c) (overlapping 4-yr. terms) is combined with option 4(b) (nomination by districts plus optionally at large, with election at large) or with option 4(c) (nomination and election by districts, plus optionally at large), comm'r first elected under 4-yr term option at first board meeting to determine by lot which of them to serve 4-yr terms with remainder serving 2-yr terms. Number of 4-yr terms to be 1/2 board membership where board of even number and simple majority of board where board of odd number. After initial terms all terms to be 4-yr terms. Where voters elect combined 4-yr/2-yr terms for 3-member board, candidate receiving highest number of votes at first election to serve 4-yr term, two candidates receiving next highest number to serve 2-yr terms. Thereafter, candidate receiving highest number of votes to be elected for a 4-yr term and candidate receiving the next highest number of votes to be elected for a term of two years. Where voters elect combined 4-yr/2-yr terms for 5-member board, two members receiving highest number of votes at first election following adoption of scheme to serve 4-yr terms, three members receiving next highest number of votes elected to 2-yr terms. At subsequent elections under scheme, two candidates receiving highest number of votes elected to 4-yr terms, candidate receiving next highest number of votes elected to 2-yr term. Where voters elect combined 4 yr/2-yr terms for 7-member board, three candidates receiving highest number of votes at first election following adoption of scheme to serve 4-yr terms, four candidates receiving next highest number of votes elected to 2-yr terms. At subsequent elections under scheme, three candidates receiving highest number of votes elected to 4-yr terms, candidate receiving next highest number of votes elected to 2-yr term. Prohibits options providing for comm'r election by district where 4-yr/2-yr terms combination provided by voters, and prohibits selection of option regarding chairmanship as separate office where 4-yr/2-yr terms combination adopted.

S 178 Local option sales and use tax (digested in Bulletin No. 37, p. 245). Committee substitute adopted in Senate 5/30/69 which combines features of previously introduced optional sales/use tax bills, including S 178 by Wood and Harrington, H 293 by Mohn (Bulletin No. 39, p. 266) and H 328 by Leatherman (Bulletin No. 41, p. 294), to provide as follows: (1) Provides for each county board of elections to conduct special election Nov. 4, 1969 to submit to voters question of optional 1% county sales/use tax for that county. If tax not then approved, county board of elections to call subsequent special election to resubmit said question upon written request of county commissioners, or upon petition of qualified voters numbering at least 15% of those voting in county in last gubernatorial election. Provides for administration of elections, notice, form of ballot, and fixing of date for election. Provides that tax, if imposed, to be effected on first day of month following 90 days from date of election and collected by retailers. Tax to be imposed on same items as state taxes under GS 105-164.4(1-4) and 104-164.6. Provides for exemption from tax, or credit on tax, on items of tangible personal property bought in a county for use outside county or bought outside NC for use in county. Provides that exemptions of GS 105-164.13 shall apply to this tax. Requires Comm'r of Revenue to collect tax and empowers him to promulgate rules and regulations for administration of Act. Requires retailers in county, if tax imposed, to follow bracket tax schedule set out in Act. Provides net proceeds collected in each taxing county (with detailed provision of what is net) to be distributed quarterly to county and municipalities therein

(a) one-half on per capita basis, population of county to include all persons therein, and (b) one-half in proportion to total ad val taxes collected by each. Provisions of GS Ch. 105, Art. 5 applicable to tax so far as not inconsistent with provisions of Act. (2) Provides that in Mecklenburg County, if majority of voters at Nov. 4 - 1969 election favor the tax, it shall be levied and collected under this Act rather than under presently applicable special act (SL 1967, Ch. 1096). If majority of voters therein oppose tax, then SL 1967, Ch. 1096 to be repealed from and after 90 days from date of special election. (3) Provides Act not to apply to building materials purchased to fulfill lump sum or unit price contract entered or awarded or bidded upon before effective date of tax imposed by a taxing county.

S 235 Interest rates and charges (Iden. H 285, digested In No. 38, 256).

Committee substitute adopted in Senate 5/30/69 to make following changes: (1) Sets maximum interest rate under GS 24-1.1 of 10% on all contracts except as otherwise provided by law (originally, any rate for loans over $5000; not more than 10% for loans under $5000). (2) Rewrites GS 24-8 ("Maximum fees on loans secured by real property") to prohibit lender from charging any fees or discounts in addition to interest in regard to loans secured by 1st mortgage or deed on real property when fees/discounts exceed 1% on loans secured by residential property other than construction loan, or 2% on any other loan; prohibits lender from charging pre-payment fee exceeding 2% of outstanding balance within 3 years after 1st principal payment in regard to loan secured by 1st mortgage or deed on residential property--after 3 yrs, prepayment fee prohibited; defines "construction loan" as loan obtained to finance construction cost of dwellings on residential property with proceeds disbursed as construction progresses and payable in full before 18 months (loans secured by residential property) or 36 months (other loans), with exception that if note represents construction loan and its permanent finance, note to provide for direct reduction payments to begin not later than month following date when note otherwise fully paid; defines "direct reduction payments" as regularly scheduled installment payments of note's principal and interest; defines "residential property" as real property where dwellings for not more than 4 families to be located (originally, GS 24-8, "Loans of $30,000 or more to corporations", repealed). (3) Rewrites GS 24-10 ("Loans of $100,000 or more") to provide that for loans over $100,000 there shall be no interest limit (originally, GS 24-10, "Residential loans", repealed). (4) Creates new GS 24-12 to permit lending agencies in State with revolving credit plans to charge up to 1-1/2% interest monthly on unpaid balance. (5) Retains GS 24-11, "Maximum fee or discount enuring to lender", as is (originally, repealed). (6) Rewrites GS 53-141(3) to enable industrial banks that make installment loans not secured by 1st mortgages or 1st deeds of trust and repayable in equal monthly payments to charge 15% annual interest on balance outstanding or in lieu, $1 monthly or $10 aggregate, with due date of first payment not more than 45 days from disbursement of funds. (7) Changes original rewrite of GS 53-168(c) to provide that persons holding license under GS 105-88 as of May 1, 1969 (was July 1, 1968) may apply within 60 days (was 6 months) after ratification and be licensed under Act. (8) Changes original rewrite of GS 53-174 to retain phrase "after two loan months have expired" and deletes 3rd, 4th and 5th sentences of 2d para. (originally, 2d, 3d, and 4th sentences) and allows, in subsec. (b), licensee to charge deferment charge not exceeding portion of payment charge according to schedule originally added to cash advance attributable under rule of 78's or sum of digits principle (originally, lacked underlined words). (9) Adds to GS 53-176, as rewritten, provision prohibiting loans secured by automobiles to exceed 18% interest on balance outstanding. (10) Restores GS 53-189(d) (deleted in original) and rewrites GS 53-189(e) to provide that no licensee to receive any profit from sale of credit life insurance except when issued in regard to loan

made under provisions of Article, nor from sale of property loss insurance except on property used as collateral to secure such loan, provided that where licensee requires any such insurance, borrower may purchase same from another (originally, (e) deleted). (11) Act not to affect pending litigation (originally, act to apply to existing and future loans, but not to be construed to make usurious existing loans not usurious under former law).

S 457 Full-time voter registration (digested in Bulletin No. 65, p. 563). Amendments adopted in House 5/30/69 to: (1) place in State board of elections authority to make reasonable rules and regulations to insure full-time registration as Act provides (originally, county board); (3) delete from GS 163-67(b) (provision for modified full-time registration office in counties of less than 14,001 persons) specification that offices must be open during entire day; (4) prohibiting registration comm'rs in counties operating under modified full-time system; (5) adding to GS 163-67(a) provision that application to register is valid registration unless county board notifies applicant of rejection "within 30 days after its completion" (adds quoted words), except that where application completed during last 51 days prior to election but at least 21 days prior to election, notification of rejection to be made no less than 21 days prior to election or application to constitute valid registration.

S 660 (Brunswick) County officials' salaries (digested in Bulletin No. 62, p. 521). Amendment adopted in Senate 5/30/69 to raise salary of register of deeds to not less than $8500 (originally, $8500) and specifically to add SL 1969, Ch. 358 amendment to GS 153-13, relative to county comm'rs compensation, as provision not to be altered by Act.

S 670 Change Civil Code effective date (digested in Bulletin No. 89, p. 885). Amendment adopted in Senate 5/30/69 to make effective date Jan. 1, 1970 (was July 1, 1971).

S 729 Direct vendor payments-welfare (digested in Bulletin No. 94, p. 962). Technical amendment adopted in Senate 5/30/69.

HOUSE

H 47 Liquor-dangerous to health (digested in Bulletin No. 10, p. 48). Amendment adopted in House 5/30/69 to make effective date Jan. 1, 1970 (was July 1, 1969).

H 562 Escheats reassignment (digested in Bulletin No. 58, p. 460). Amendments adopted in House 5/30/69 to provide that, if Constitution amended, then escheats to be reassigned beginning on July 1, 1971; makes other conforming and technical changes (originally, Jan. 1, 1971).

H 802 Curfew on non-univ. personnel (House committee substitute digested in Bulletin No. 92, p. 934). Amendments adopted in House 5/30/69 to provide as follows: (1) curfew extends to persons not "currently enrolled students of that institution" (originally, "students") not members of National Guard "on active duty" (quoted words added), or not persons "authorized by chief admin. officer of institution or his designated agent" (quoted words added); (2) extends prohibition to non-authorized persons who come onto "or remain on" campus (quoted words added); (3) clarifies intent of prohibition on amplifying equipment to apply only to campuses of curfewed institutions.

H 817 Teacher retirement allowance (digested in Bulletin No. 68, p. 616). Committee substitute adopted in House 5/30/69 providing appropriation of specified sums from General Fund to Teachers' and State Employees' Retirement System as follows: (1) $51,150 for 15% increase per month in pensions to teachers and State employees with 20 or more years service, separated from service prior to July 1, 1941, and age 65 on or before August 1, 1959; (2) $361,000 for 15% increase in allowance paid to or on account of retired members with 20 years service who do not qualify for Social Security; (3) $25,840 for

15% increase in allowance paid to or on account of retired members with 15 years service, but less than 20 years service, who do not qualify for Social Security, (4) $328,320 to provide $4 per month per year of service to former teachers and State employees with more than 15 (but less than 20) years service, separated from service prior to July 1, 1941, and age 65 prior to August 1, 1959; (5) $947,700 to increase by $10 monthly allowances paid to or on account of members retired on or after April 1, 1956, but prior to July 1, 1963, who had 20 or more years service; (6) $600,210 to increase by $5 monthly allowances paid to or on account of members retired on or after July 1, 1963, but prior to July 1, 1967, who had 20 or more years service. Effective date remains July 1, 1969.

H 1156 (Guilford) County land conveyance (digested in Bulletin No. 92, p. 930). Technical amendment adopted in House 5/30/69.

H 1168 (Buncombe) Asheville tax scrolls (digested in Bulletin No. 92, p. 931). Technical amendment adopted in House 5/30/69.

H 1171 (Rockingham) City ABC elections (digested in Bulletin No. 92, p. 931). Amendment adopted in House 5/30/69 to provide for distribution of net ABC store profits, if any be established, in Eden, Madison, Mayodan, or Stoneville.

H 1197 (Davidson) Cable TV franchise (digested in Bulletin No. 93, p. 952). Technical amendments adopted in House 5/30/69.

H 1224 (Watauga) Boone elections; corp. limits (digested in Bulletin No. 94, p. 971). Amendment adopted in House 5/30/69 to authorize Bd of Aldermen to refund to each taxpayer-owner of property in area described 1/2 of real and personal property tax collected from such taxpayer for any taxable year after 1965.

H 1238 (Transylvania) County manager and sheriff (digested in Bulletin No. 94, p. 971). Committee substitute adopted in House 5/30/69 setting annual salary of sheriff at $6500 providing that upon completion of 60-hour basic training course sheriff to receive $7200. (Originally, sheriff salary set at $7200 with reversion to $6200 if he fails to complete course.) Provides that after July 1, 1969, chief deputy to receive $4500 yearly with increase to $5500 upon successful completion of basic training course.

SENATE AND HOUSE CALENDAR ACTION MAY 30,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17, 4/28, 5/30) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR H AMEND.
S. 106 REAL PROPERTY LIEN ASSESSMENT. H-POSTPONED INDEF.
S. 134 MOREHEAD SCHOOL REVISION.(5/06, 5/08, 5/29) H-PLACED ON CAL FOR JUNE 2.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28) H-PLACED ON CAL FOR JUNE 3.
S. 178 LOCAL OPTION SALES AND USE TAX.(5/30) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-PLACED ON CAL FOR JUNE 3.
S. 235 INTEREST RATES AND CHARGES.(5/30) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-PLACED ON CAL FOR JUNE 3.
S. 409 AMBULANCE SERVICE LIENS.(4/25, 5/27) S-CONCURRED IN H AMEND.
S. 457 FULL-TIME VOTER REGISTRATION.(5/30) H-AMENDMENT ADOPTED; H-PASSED 2ND READING. H-PLACED ON CAL FOR JUNE 3.
S. 479 COUNTY HEALTH BDS MEMBERSHIP.(5/08) H-REPTD FAV.
S. 487 SINGLE BONDS WITHOUT COUPON. H-PASSED 3RD READING.
S. 488 MUNICIPAL BOND INTEREST. H-PASSED 3RD READING.
S. 489 COUNTY BOND INTEREST. H-PASSED 3RD READING.
S. 503 REMOVE CITY BOND INTEREST LIMIT. H-PASSED 3RD READING.
#S. 506 WORKSHOPS FOR NURSES.(4/30, 5/07) H-REPTD UNFAV.
#S. 510 (J.RES.) STUDY USE OF ENC SANITORIUM. S-POSTPONED INDEF.
S. 548 (J.RES.) LOYALTY DAY.(5/30) S-RECONSIDERED 3RD READING; S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 595 PREMIUM FINANCING. H-REF TO COM ON INSUR.
S. 597 COUNTY COMM'R AS HOUSING AUTH. H-REPTD FAV.
S. 601 CABLE TV USE PERIOD. S-REPTD FAV.
S. 603 FARM CHEMICALS: SALES TAX. S-REPTD FAV.
S. 605 LOCAL GOVERNMENT ACT. H-REPTD FAV.
S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29) S-RECONSIDERED FAILED VOTE; S-PLACED ON CAL FOR JUNE 4.
S. 618 COOPERATION IN WATER RESOURCES. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 634 COUNTY AGRICULTURAL REPORTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 670 CHANGE CIVIL CODE EFFECTIVE DATE.(5/30) S-AMENDMENT ADOPTED; S-PASSED 2ND READING; S-PLACED ON CAL FOR JUNE 2; S-RECONSIDERED LAST ACTION; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 673 (J.RES.) HONORING PHYSICIANS ATTENDING TO GA. H-REPTD FAV.

S. 684 (S.RES.) SAFE DRIVER INSURANCE/DAMAGE BASE. H-REF TO COM ON INSUR.
S. 700 LEGISLATIVE SERVICES COMMISSION. S-PLACED ON CAL FOR JUNE 2.
S. 701 DENTISTS' PROVISIONAL LICENSING. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 711 CORRECT TYPO-SL 1969,CH. 442. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 715 BEER SALE,RESIDENT MANUFACTURERS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 717 LOCAL GOV'TS CONVEY HOSP. PROP.. S-PASSED 2ND READING.
S. 719 HIGHWAY RELOCATION ASSISTANCE ACT. H-REF TO COM ON ROADS; H-WITHDRAWN FROM COM; H-PLACED ON CAL.
S. 725 WORK INCENTIVE: AFDC RECIPIENTS. H-REF TO COM ON PUB WELF.
S. 726 LICENSE CHILD CARE ORGANIZATIONS. H-REF TO COM ON JUDIC 2.
S. 727 ATT'YS FOR WELFARE RECEIPIENTS. H-REF TO COM ON PUB WELF.
S. 729 DIRECT VENDOR PAYMENTS-WELFARE.(5/30) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 730 TSER BOARD ADDITIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 734 LOCAL-STATE PROPERTY TRANSFERS. H-REF TO COM ON LOC GOVT.

H. 47 LIQUOR - DANGEROUS TO HEALTH.(5/30) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 55 COUNTY EXEMPTIONS REMOVAL.(5/29) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 171 ANNUAL LEGISLATIVE SESSIONS. H-COM SUB REPTD W/O PREJUDICE.
#H. 541 COIN-OP LAUNDRY TAX EXEMPTION. H-REPTD UNFAV.
H. 551 COLLEGE DISRUPTER DISCIPLINE.(5/29) H-RE-REF TO COM ON JUDIC 1.
H. 562 ESCHEATS REASSIGNMENT.(5/30) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 672 AMBULANCE CHARGE GARNISHMENT.(4/25, 5/21, 5/26, 5/27, 5/28) H-CONCURRED IN S-AMENDMENT.
H. 705 CLEARED LAND FENCE HEIGHT.(5/22) S-PASSED 2ND & 3RD READINGS.
H. 741 FULL-TIME VOTER REGISTRATION.(5/27) H-PLACED ON CAL FOR JUNE 3.
H. 802 CURFEW ON NON-UNIV. PERSONNEL.(5/22, 5/30) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 804 INJURED PERSONS' STATEMENT:COPIES.(5/07, 5/13, 5/28) H-CONCURRED IN S-AMENDMENT.
H. 810 QUARANTINING DISEASED POULTRY.(5/16) S-PASSED 2ND & 3RD READINGS.
H. 817 TEACHERS RETIREMENT ALLOWANCES.(5/30) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-RE-REF TO COM ON APPROPRN.
#H. 838 REGISTER AS EX OFFICIO NOTARY. RATIFIED - CHAPTER 564.
H. 839 IDENTIFICATION-DOCUMENT SIGNERS.(5/28) H-CONCURRED IN S-AMENDMENT.
H. 871 SANITARY DISTRICT CEMETERIES.(5/28) H-CONCURRED IN S-AMENDMENT.

H. 947 MAYORS TO ADMINISTER OATHS.(5/16, 5/19) S-PLACED ON CAL FOR JUNE 2.
H. 978 INSPECT PROPERTY TRANSPORTS.(5/28) S-REF TO COM ON PUB UTIL.
H. 988 REGULATE RADIO COMMON CARRIERS.(5/28) S-REF TO COM ON PUB UTIL.
H. 989 CLARIFYING SCHOOL UNIT MERGERS. S-PLACED ON CAL FOR JUNE 4.
H.1002 UP CARRIERS RE-REGISTRATION FEE. S-REF TO COM ON PUB UTIL.
H.1022 DRAINAGE DISTRICT BOND INTEREST. H-PASSED 3RD READING; H-SENT TO SENATE.
#H.1031 POWELL BILL ALLOCATIONS. RATIFIED - CHAPTER 665.
#H.1037 PRIVILEGE LICENSES/LAUNDRIES. H-REPTD UNFAV.
H.1079 STATE LIQUOR-BY-DRINK REFERENDUM. H-PLACED ON CAL FOR JUNE 3.
H.1083 VALIDATE NOTARY ACTS.(5/29) H-PLACED ON CALENDAR.
H.1085 LOCAL EMERGENCY CURFEWS.(5/28) S-REF TO COM ON JUDIC 2.
H.1115 PUBLIC WELFARE PROVISIONS.(5/26, 5/28) S-REF TO COM ON PUB WELF.
#H.1118 TAX EXEMPTION/GOODS TO SHIP. H-REPTD UNFAV.
H.1120 OBSTRUCTIONS IN STREAMS.(5/28) S-REF TO COM ON CONS&DEV.
H.1127 PRIVILEGE LICENSES/LAUNDRIES-2. H-REPTD FAV.
H.1174 PERPETUAL CARE CEMTERIES' SALE. H-PLACED ON CAL FOR JUNE 2.
H.1217 DUPLICATE LICENSE FEE. H-PASSED 2ND READING.
H.1226 STATE CONSTRUCTION BONDS. H-PLACED ON CAL FOR JUNE 3.

LOCAL BILLS

#S. 238 (ROBESON) LUMBERTON SCHOOL TAX COLLECTION.(5/19) RATIFIED - CHAPTER 663.
S. 383 (MARTIN) MARTIN TECH LAND TRANSFER. H-REPTD FAV AS AMENDED.
S. 405 (HENDERSON) FLETCHER CHARTER.(5/09) H-REPTD FAV AS AMENDED.
S. 406 (MITCHELL) COMMISSIONERS' PAY. H-PASSED 2ND & 3RD READINGS.
#S. 417 (MADISON) COUNTY OFFICIALS' PAY. H-REPTD UNFAV.
#S. 424 (STANLY) ALBEMARLE CABLE TV. RATIFIED - CHAPTER 666.
#S. 459 (ROWAN) ESTABLISH COUNTY POLICE DEP'T.(4/25) H-REPTD UNFAV.
#S. 474 (ONSLOW) BAIL-BONDSMEN. H-REPTD UNFAV.
S. 615 (RICHMOND) SCHOOL BOARD LAND ACQUISITION.(5/30) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 656 (SURRY) POLICE JURISDICTION-DOBSON. H-REPTD FAV.
S. 696 (GUILFORD) GREENSBORO EMERGENCY RESERVE. S-PASSED 2ND & 3RD READINGS.
S. 723 (BRUNSWICK) ALCOHOL SALES IN SUNSET BEACH. S-PASSED 2ND & 3RD READINGS.
S. 752 (ROCKINGHAM) ILLEGAL TRANSPORT OF LIQUOR. S-PASSED 2ND & 3RD READINGS.

H. 575 (HENDERSON) HENDERSONVILLE SCHOOL BOARD.(5/22) S-PASSED 2ND & 3RD READINGS.
H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM.(5/29) H-PASSED 2ND & 3RD READINGS; H-SENT TC SENATE.
#H. 643 (BUNCOMBE, NEW HANOVER) 1-GALLON LIQUOR TRANSACTIONS.(5/02, 5/16, 5/19, 5/20, 5/21, 5/22) RATIFIED - CHAPTER 617.

H. 660 (BRUNSWICK) COUNTY OFFICIALS' SALARIES.(4/18, 5/30) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.

H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES.(5/09, 5/28) H-CONCURRED IN S AMEND.

H. 715 (ORANGE) CHAPEL HILL EMINENT DOMAIN.(5/23) S-PASSED 2ND & 3RD READINGS.

H. 736 (GUILFORD) G'BORO CHARTER RE: GOV'T FORM. S-PASSED 2ND & 3RD READINGS.

H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. S-PASSED 2ND READING.

H. 745 (GASTON, LINCOLN) LINCOLNTON-CHERRYVILLE AIRPORT.(5/23) S-PASSED 2ND & 3RD READINGS.

H. 780 (AVERY) COMM'RS TERMS,SALARIES.(5/23) S-PASSED 2ND & 3RD READINGS.

H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06, 5/16, 5/29) H-PLACED ON CALENDAR.

#H. 812 (ORANGE) REVISE CARRBORO CHARTER.(5/15) RATIFIED - CHAPTER 660.

H. 844 (CUMBERLAND) FAYETTEVILLE UTILITY EXTENSIONS.(5/22) S-PASSED 2ND & 3RD READINGS.

H. 914 (ORANGE) COUNTY SCHOOL BOARD VACANCY. S-PASSED 2ND & 3RD READINGS.

#H. 916 (GASTON) RANLO BOUNDARIES,CONTRACTS. RATIFIED - CHAPTER 661.

H. 946 (SURRY, WILKES) NIX PLEASANT HILL ANNEXATION.(5/16, 5/29) S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S COM SUB.

#H.1006 (YADKIN) BOARD OF EDUCATION SALE.(5/23) RATIFIED - CHAPTER 662.

H.1011 (BEAUFORT) BELHAVEN CHARTER REVISION. S-PASSED 2ND READING.

H.1012 (ROCKINGHAM) EDEN EMPLOYEE RETIREMENT SYSTEM. S-PASSED 2ND & 3RD READINGS.

H.1021 (DURHAM) APPOINT DURHAM CITY TREASURER. S-PASSED 2ND & 3RD READINGS.

H.1032 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS. S-PASSED 2ND READING.

H.1050 (SCOTLAND) COLLECT FIRE DEPT.CHARGES. S-REF TO COM ON JUDIC 1.

H.1069 (FORSYTH) LOCAL GOV'T STUDY COMM'N. S-PASSED 2ND & 3RD READINGS.

H.1070 (STANLY) AD VAL.TAX LIST PROCEDURES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1074 (ROBESON) INCREASE FAIRMONT ED.BD.. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1080 (CRAVEN) NEW BERN FIREMEN'S INSURANCE. S-PASSED 2ND & 3RD READINGS.

H.1096 (UNION) TAX PREPAYMENT DISCOUNTS. S-PASSED 2ND & 3RD READINGS.

H.1097 (UNION) TAX LISTING REGULATIONS. S-PASSED 2ND & 3RD READINGS.

H.1102 (CARTERET) MOREHEAD CITY CHARTER REVISION. H-PASSED 2ND READING.

H.1107 (UNION) DEPUTY SHERIFF/WORKMEN'S COMP.. S-PASSED 2ND & 3RD READINGS.

H.1114 (JOHNSTON) WATERSHED IMPROVEMENT PROGRAMS. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1124 (ROBESON) FAIRMONT BOARD SIZE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1141 (ROCKINGHAM) OPEN SPACE PRESERVATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1148 (ALEXANDER) SCHOOL BOARD ELECTION. S-REF TO COM ON EDUCATN.
H.1150 (MECKLENBURG) CHARLOTTE COUNCIL MEETINGS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1151 (DUPLIN) ANTI-SINGLE SHOT VOTING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1154 (LENOIR) COUNTY PLUMBING/BLDG INSPECTORS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1156 (GUILFORD) COUNTY LAND CONVEYANCE.(5/30) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1160 (LINCOLN) WATERSHED IMPROVEMENT TAX. H-PASSED 2ND READING.
H.1161 (JOHNSTON) COUNTY SCHOOL BOARD COMPENSATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1162 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(5/29) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1164 (GUILFORD) JAMESTOWN ABC PROFITS SPLIT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1167 (FORSYTH) COUNTY RETIREMENT FUND INVESTMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1168 (BUNCOMBE) ASHEVILLE TAX SCROLLS.(5/30) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1170 (POLK) APPOINT TRYON SCHOOL BOARD. S-REF TO COM ON EDUCATN.
H.1171 (ROCKINGHAM) CITY ABC ELECTION.(5/30) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1175 (BURKE) MORGANTON RETIREMENT FUND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1178 (ROCKINGHAM) EDEN MAYOR'S TERM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1180 (ORANGE) COUNTY VOTER REGISTRATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1197 (DAVIDSON) CABLE TV FRANCHISE.(5/30) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1209 (MOORE) PINEBLUFF COMM'RS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1222 (ORANGE) LICENSING CARNIVALS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1224 (WATAUGA) BOONE ELECTIONS; CORP LIMITS.(5/30) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1237 (WAYNE) 7 SPRINGS COMM'RS. H-REPTD UNFAV.
H.1238 (TRANSYLVANIA) COUNTY MANAGER AND SHERIFF.(5/30) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H.1239 (ROBESON) MAXTON SCHOOL BOARD. S-REF TO COM ON EDUCATN.

****

Next Sessions of Senate:
9:30 a.m., Saturday, May 31 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, June 2, 1969.

Next Sessions of House:
10:00 a.m., Saturday, May 31, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, June 2, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 99 -1031- MONDAY, JUNE 2, 1969

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, May 31, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 777 Nursing school provisional list — GS 90
Introducer: James — Sent to PUB HLTH

"Amending G. S. 90-171.11, relating to educational units in nursing, so as to provide a method for prompt removal of such units from the provisionally accredited list." Adds new paragraphs to GS 90-171.11 providing that if any nursing school is on conditionally accredited list, it may at any time within one year of being placed on list notify Nursing Board by registered mail that conditions which caused it to be placed on list are corrected. Requires committee of board to inspect within 30 days of notice, and failure to so inspect automatically places school on accredited list.

S 778 Social Services corrections — GS 108, 112, 153
Introducer: Gurganus — Sent to PUB WELF

"To amend certain statutes so as to have them refer to the State Board of Social Services rather than the State Board of Public Welfare and so as to correct certain references to statutes to show proper statutory designation." Amends GS 153-50 to replace definition references to comm'r and dep't of "public welfare" with references to comm'r and dep't of "social services". Corrects GS 112-21 references to "old age assistance" with respect to Confederate vets' widows and servants by making reference instead to "aid to the aged or disabled" under GS 108. Effective July 1, 1969.

S 779 Public Welfare name change - 2 — GS 108
Introducer: Gurganus — Sent to PUB WELF

"To change the names of the State and county Boards and Departments of Public Welfare and the positions of Commissioner and Directors of Public Welfare." Identical with S 139, digested in Bulletin No. 30, p. 186, except amends GS 108-1 (as enacted by SL 1969, Ch. 546) instead of old GS 108-1.1.

S 780 (Joint Resolution) Uniform Consumer Credit Comm'n — STUDY, GS 25
Introducer: Larkins — Sent to BANKING

"Creating a Commission to study the Uniform Consumer Credit Code." Creates Uniform Consumer Credit Code Study Comm'n of seven members, four appointed by Speaker,

three by President of Senate, to study cited code. Provides that Comm'n to elect chairman, who is to call meetings. Provides Comm'n members to be selected on basis of business acumen, character and integrity, and paid same per diem and expenses as for State boards and comm'ns generally, from Contingency and Emergency Fund. Directs Comm'n to make written report to 1971 General Assembly, setting forth findings, conclusions and recommendations, and provides Comm'n to cease upon filing of report.

S 781 Wildlife, Soil Cons., Water Boards — GS 139, 143
Introducer: McGeachy — Sent to WILDLIFE

"To provide that a member of the Wildlife Resources Commission shall be a member of the Soil and Water Conservation Committee and a member of the Board of Water and Air Resources and for other purposes." Amends GS 139-4(a) to make Director of Wildlife Resources Comm'n (or designee) a member of State Soil and Water Conservation Committee. Amends GS 143-214(a) to provide that member of Wildlife Resources Comm'n, appointed by Governor, to be member of Board of Water and Air Resources. Rewrites portions of GS 139-46(a) concerned with approval of applications for watershed planning to provide as follows: (1) all applications for Federal or State projects affecting watershed planning, flood control, navigation, navigable or non-navigable waters must be submitted to Wildlife Resources Comm'n and Dep't of C & D, which shall recommend either approval or disapproval to appropriate NC committee or board which must consider application; (2) Comm'n and Dep't also to recommend measures concerning preservation of wildlife habitat and other natural resources as necessary and proper; (3) before final approval or disapproval of application, Comm'n and Dep't to submit written report of findings, conclusions and recommendations, with reasons, to each member of appropriate committee or board. (Now, provides that watershed planning applications must be submitted for consideration to Comm'n or Board, which must comment within 30 days, before approval.)

S 783 Garnishment liability — GS 105
Introducer: Ellis — Sent to BANKING

"To amend Article 9, Chapter 105 of the General Statutes of North Carolina to restrict liability for payment of sums represented by negotiable instruments under garnishment proceedings." Adds proviso to GS 105-242(b), relating to garnishment of intangibles, specifying that garnishee not to become liable for any sums represented by or held pursuant to any negotiable instrument issued and delivered by garnishee to taxpayer and negotiated by taxpayer to bona fide holder in due course, and whenever sums due by taxpayer and subject to garnishment are so held or represent garnishee shall hold such sums for payment to Comm'r of Revenue upon garnishee's receipt of such negotiable instrument unless instrument presented to garnishee for payment by bona fide holder in due course, in which event sums may be paid in accordance with instrument to holder. Act not to apply to pending litigation.

S 784 ABC rehabilitation expenses — GS 18
Introducer: Currie — Sent to ABC

"To clarify the manner in which county and municipal boards of alcoholic control may make expenditures for education, research and rehabilitation." Rewrites authorization in GS 18-45(15) to expend 5% of total profits for education and rehabilitation to make clear that research as to causes and effects of excessive use of alcoholic beverages is included and to permit such expenditures to be made either for programs carried on by ABC board or as appropriations to non-profit corporations or agencies sponsoring or engaging in such activities.

S 785 Slow vehicles on fast roads — GS 20, 136
Introducer: Harrington — Sent to PUB ROAD

"To regulate the operation of certain vehicles on the Interstate Highway System." Adds new GS 136-89.58(7) making it unlawful to operate any vehicle, including bicycles and animal drawn vehicles, on the National System of Interstate and Defense Highways which is incapable of maintaining 45 mph. Prohibition includes vehicles prohibited by law from maintaining 45 mph or more except those with special SHC weekly, monthly or yearly permit. Adds new GS 136-89.58(8) specifying that new GS 136-89.58(7) not to apply to partially controlled access facilities. Effective July 1, 1969.

S 786 Permanent Courts Commission — GS 7A, STUDY
Introducers: Bailey and others — Sent to COURTS

"To amend General Statutes Chapter 7A to establish a permanent North Carolina Courts Commission." Enacts new Subchapter X (N. C. Courts Commission) to GS Ch. 7A, creating named comm'n of 15 regular members, seven appointed by Speaker, seven by President of Senate, and one by two officers jointly. Provides that at least eight must be present or former members of General Assembly, two must be laymen, and four appointees of each officer to serve two years and three for four years. Provides for following additional non-voting ex officio members: Administrative Officer of Courts; representative of NC State Bar appointed by its Council; representative of NC Bar Ass'n appointed by its Bd of Governors. Provides comm'n to succeed to records and research of temporary Courts Comm'n established by SL 1963, Res. 73, and to have duties of making continuing studies of structure, organization, jurisdiction, procedures and personnel of Judicial Dep't and of General Court of Justice and of making recommendations to General Assembly for necessary changes therein. Directs Comm'n to elect own chairman, who shall call meetings. Provides members to receive same per diem and expenses as members of State boards and comm'ns generally. Authorizes comm'n to contract for necessary professional and clerical services. Repeals SL 1963, Res. 73. Effective July 1, 1969.

S 787 Richmond Tech funds (Iden. S 164) — APPROPRIATIONS
Introducer: James — Sent to APPROPRN

"To make certain appropriations to the State Board of Education for the purpose of adding to the Richmond Technical Institute a two-year curriculum of transferrable college courses in liberal arts and sciences." Identical with S 164 digested in Bulletin No. 34, p. 219.

HOUSE

H 1273 (Joint Resolution) ASCS funds extension request — MISC RES, GS 106
Introducers: Falls and Speed — Passed & Sent to SENATE

"Requesting the United States Secretary of Agriculture to grant a 30-day extension of his directive to reduce the Agriculture Stabilization Corporation appropriation." Requests extension as title indicates to permit farmers to be heard.

H 1274 Medical license revisions — GS 90
Introducer: H. Johnson — Sent to CALENDAR

"To amend Article One of Chapter 90 of the General Statutes relating to the practice of medicine." Amends GS 90-9 (as rewritten by SL 1969, Ch. 612 - H 468 "Licensing osteopaths") to modify requirement that medical license applicant be

graduate of or complete certain courses at medical college by deleting requirement that college be approved by AMA. Amends GS 90-10 to authorize (now, directs) Bd of Medical Examiners to give examination after completion of certain courses at medical school. Reinserts GS 90-18(9) (deleted by SL 1969, Ch. 612) to provide that practice of osteopathy by licensed osteopath is not illegal practice of medicine. Amends GS 90-15 to raise maximum license examination application fee to $100 (now, $50); amends GS 90-15.1 to raise maximum biennial registration fee to $10 (now, $5) and to provide that maximum reinstatement payment be $100 (now, all fees and penalties due). Amends GS 90-14 to authorize Bd of Medical Examiners to restore revoked or rescinded licenses upon terms and conditions in its discretion (now, after notice and hearing on "reformation of the licentiate").

H 1275 (Joint Resolution) Uniform Consumer Credit Comm'n
(Iden. S 780) STUDY, GS 25
Introducers: Church and Royall Sent to CALENDAR

"Creating a Commission to study the Uniform Consumer Credit Code." Identical with S 780, digested above in today's bulletin.

H 1276 County redevelopment commissions GS 153, 160
Introducers: Roberson and Burrus Sent to CALENDAR

"To amend Article 37, Chapter 160 of the General Statutes, relating to urban redevelopment, to enable counties to create redevelopment commissions." Amends GS 160-456 (1) (7) and (9) to add "county" to appropriate definitions in Urban Redevelopment Law. Adds new GS 160-457.1 authorizing county comm'rs to create body corporate known as redevelopment comm'n, after publishing notice of intent at least 10 days prior to meeting of board for such purposes. Provides all provisions of GS Ch. 160, Art. 17 (apparently means Art. 37, Urban Redevelopment Law) to apply to county redevelopment comm'ns. Adds new GS 160-457.2 permitting comm'rs of two or more contiguous counties to create regional redevelopment comm'n, after publishing notice of intent. Provides neither county nor regional comm'n to function in areas of other redevelopment comm'n, nor in municipality without agreement from municipality. Provides that comm'rs of each county in regional comm'n to appoint one comm'r to regional comm'n, for 5-year term, but terms may be staggered. Provides that where even number of counties form regional comm'n, Governor to appoint a member. Provides GS Ch. 160, Art. 37 to apply to such comm'ns.

H 1277 Vessels on State-owned lakes GS 75A
Introducer: Green Sent to CALENDAR

"To amend Chapter 75A and Chapter 133 of the General Statutes of North Carolina relating to vessels on State-owned lakes." Amends GS 75A-15(b) to specify that exclusive jurisdiction of Wildlife Resources Comm'n with respect to making regulations for operation of vessels on waters within State to include, but not be limited to, State-owned lakes; adds proviso specifically excluding section's affecting operation or maintenance of State-owned physical facilities at State-owned lakes. (Section presently gives such jurisdiction as to State-owned lakes to Dep't of C & D.) Contrary to bill caption, does not affect GS 133.

H 1278 Drainage in swamplands GS 156
Introducer: P. Godwin Sent to CALENDAR

"Amending G. S. 153(sic)-26 relating to the drainage of swamplands." Adds to GS 156-26 provision authorizing person, firm or corporation contracting in

writing with majority of landowners or person owning 3/5 of swamp lands for cutting or digging of main drainway through swamp or lowlands, to take the various statutory steps to formalize the proposed drainage activity. (Now, so authorizes only person, firm or corporation proposing such swamp drainage activity.)

H 1279 Religious intangibles exemption — GS 105
Introducer: Hofler — Sent to CALENDAR

"To amend the Revenue Act, being Subchapter 1 of Chapter 105 of the General Statutes, so as to exempt from the intangible personal property tax bonds, notes and other evidences of debt of religious organizations." Amends GS 105-202 as title indicates. Act not to apply to pending litigation or to existing accrued liability or assessments.

H 1280 Permanent Courts Commission (Iden. S 786) — STUDY, GS 7A
Introducers: Short and others — Sent to CALENDAR

"To amend General Statutes Chapter 7A to establish a permanent North Carolina Courts Commission." Identical with S 786, digested above in today's bulletin.

LOCAL BILLS INTRODUCED

SENATE

S 775 Schiele Museum property — GASTON
Introducer: Rauch — Sent to EDUCATN

"Authorizing the Gaston County Board of Education to convey to the City of Gastonia for the use of the Schiele Museum of Natural History school property no longer needed for school purposes." Authorizes conveyance without consideration of land described in bill for purposes indicated by title.

S 776 County school board property — GASTON
Introducer: Rauch — Sent to EDUCATN

"Authorizing the vesting of title to certain school property in the Gaston County Board of Education and authorizing the conveyance of the legal title thereto to said board of education." Provides title to all public school real and personal property heretofore conveyed to Gastonia, Cherryville, or other Gaston municipalities or city administrative units to vest in Gaston county school board. Authorizes such holders of title to convey to county school board.

S 782 Mt. Pleasant ABC locations — CABARRUS
Introducer: Boger — Sent to ABC

"Amending Chapter 196 of the Session Laws of 1967 concerning the location of alcoholic beverage control stores in the Town of Mount Pleasant." Adds proviso to SL 1967, Ch. 196 that no Town ABC store authorized under cited Act may be located or operated within 450' of any school building or church within Town.

HOUSE

H 1271 Eden-sewerage district merger — ROCKINGHAM
Introducer: McMichael — Sent to CALENDAR

"To authorize an election of the question of merger of the Eden Metropolitan Sewerage District into the City of Eden." Authorizes Eden City Council with approval

of Met Sewerage District Board to conduct special election within City and District on question of merger, with City to assume District obligations. Spells out details of merger if referendum is favorable, including effect on property, judgments, district ordinances, taxes, assessments, and pending proceedings. Permits subsequent resubmittal of question if initial referendum is unfavorable.

H 1272 Wilson police benefit fund — WILSON
Introducers: Paschall and A. Campbell — Sent to CALENDAR

"To create the Wilson Police Department Benefit Fund." Creates Benefit Fund and Association for all full-time Wilson police officers, with executive board including 5 members elected by police dep't plus city manager and police chief. Provides for Fund to be composed of donations and bequests from any source approved by board, and to be used to pay members' dues to Ass'n and to NC LEOBR Fund. Provides for treasurer to be elected by members. Funds of Ass'n not to be subject to State or local taxation.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 405 (Henderson) Fletcher charter (digested in Bulletin No. 62, p. 515; Senate amendment digested in Bulletin No. 83, p. 799). Amendment adopted in House 6/2/69 (1) making change in description of town boundary, and (2) providing that police jurisdiction of town to extend extraterritorially one mile.

HOUSE

H 567 Judges, solicitors amendments (digested in Bulletin No. 58, p. 461). Amendment adopted in House 6/2/69 changing effective date to July 1 after ratification (originally, Jan. 2).

H 934 Register of Deeds - seal or stamp (digested in Bulletin No. 78, p. 729). Amendment adopted in House 6/2/69 adding proviso authorizing continued use of non-conforming seal or stamp by register of deeds after effective date of Act where such seal or stamp used prior to effective date of Act, and changing size of official seal from 1 1/8" to 1 5/8" diameter.

H 1034 Driver license/Fed. conviction (digested in Bulletin No. 84, p. 810). Amendment adopted in House 6/2/69 limiting bill to cases of conviction of driving under influence of intoxicating liquor.

H 1058 Public bldg. disputes settlement (digested in Bulletin No. 85, p. 823). Amendment adopted in House 6/2/69 exempting pending litigation from application of Act.

H 1090 Eastern Carolina Ind'l School (digested in Bulletin No. 87, p. 861). Technical amendment adopted in House 6/2/69.

H 1100 Cape Lookout land acquisition (digested in Bulletin No. 88, p. 871). Amended in House 6/2/69 to change southern boundary of land to be acquired to Cape Lookout Point (originally, Beaufort Inlet) and western boundary to Core Sound, Barden Inlet and Lookout Bight (originally, only Core Sound); adds proviso that lands specifically not to be included in boundaries of Cape Lookout Nat'l Seashore by terms of PL 89-366 also not to be acquired under terms of Act.

SENATE AND HOUSE CALENDAR ACTION JUN.02,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17, 4/28, 5/30) S-PLACED ON CAL FOR JUNE 3.
#S. 318 ALCOHOLISM ADVISORY COUNCIL.(4/17, 5/28) RATIFIED - CHAPTER 676.
S. 388 HABITUAL TRAFFIC OFFENDERS.(5/28, 5/29, 5/29) H-REF TO COM ON HY SAFTY.
S. 404 S & L ASSOC. IMPROVEMENT LOANS.(4/17) H-REPTD FAV AS AMENDED.
#S. 409 AMBULANCE SERVICE LIENS.(4/25, 5/27) RATIFIED - CHAPTER 684.
#S. 487 SINGLE BONDS WITHOUT COUPON. RATIFIED - CHAPTER 685.
#S. 488 MUNICIPAL BOND INTEREST. RATIFIED - CHAPTER 686.
#S. 489 COUNTY BOND INTEREST. RATIFIED - CHAPTER 687.
#S. 496 ELECTRICAL CONTRACTOR EXAMINERS.(5/14) RATIFIED - CHAPTER 669.
#S. 503 REMOVE CITY BOND INTEREST LIMIT. RATIFIED - CHAPTER 688.
S. 548 (J.RES.) LOYALTY DAY.(5/30) H-REF TO COM ON CONSTUTN.
S. 581 COLLECTION AGENCIES REGULATION.(5/29) H-REF TO COM ON JUDIC 1.
S. 601 CABLE TV USE PERIOD. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 603 FARM CHEMICALS: SALES TAX. S-PLACED ON CAL FOR JUNE 3.
S. 618 COOPERATION IN WATER RESOURCES. H-PLACED ON CALENDAR; H-PASSED 2ND READING.
S. 632 GOOD FAITH CHECKS/LOCAL BONDS. S-REPTD FAV.
S. 634 COUNTY AGRICULTURAL REPORTS. H-REF TO COM ON AGRICULT.
S. 643 SCHOOL ATTENDANCE ASSIGNMENT.(5/23, 5/28) H-REF TO COM ON EDUCATN.
S. 670 CHANGE CIVIL CODE EFFECTIVE DATE.(5/30) H-REF TO COM ON JUDIC 2.
#S. 671 REMOVE EMC & TMC INTEREST LIMIT. RATIFIED - CHAPTER 670.
S. 678 LOCAL DEBT CONTRACT REFERENDUM. S-REPTD FAV.
S. 679 MET SEWERAGE DISTRICTS CHANGES. S-REPTD FAV.
S. 700 LEGISLATIVE SERVICES COMMISSION. S-RE-REF TO COM ON RULES.
S. 701 DENTISTS' PROVISIONAL LICENSING. H-REF TO COM ON HEALTH.
S. 711 CORRECT TYPO-SL 1969,CH. 442. H-REF TO COM ON RULES.
S. 715 BEER SALE,RESIDENT MANUFACTURERS. H-REF TO COM ON ABC.
S. 717 LOCAL GOV'TS CONVEY HOSP. PROP.. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 728 CONTINUE WELFARE PENDING APPEALS.(5/29) H-REF TO COM ON PUB WELF.

S. 729 DIRECT VENDOR PAYMENTS-WELFARE.(5/30) H-REF TO COM ON PUB WELF.
S. 730 TSER BOARD ADDITIONS. H-REF TO COM ON ST.PERS.

H. 47 LIQUOR - DANGEROUS TO HEALTH.(5/30) H-PLACED ON CAL FOR JUNE 4.
H. 55 COUNTY EXEMPTIONS REMOVAL.(5/29) S-REF TO COM ON ELECTION.
H. 171 ANNUAL LEGISLATIVE SESSIONS. H-PLACED ON CAL FOR JUNE 10.
H. 367 DEDUCT CONTRIBUTIONS-RESCUE SQUADS.(5/23) S-REPTD FAV.
#H. 437 SEC'Y,EUGENICS BD.-PUB.WELFARE. RATIFIED - CHAPTER 677.
#H. 521 LANDSCAPE ARCHITECT REGISTRATION.(5/06, 5/08, 5/23) RATIFIED - CHAPTER 672.
#H. 522 SCHOOL DAY LENGTH.(4/24, 5/23) RATIFIED - CHAPTER 678.
H. 562 ESCHEATS REASSIGNMENT.(5/30) S-REF TO COM ON CONSTUTN.
H. 567 JUDGES,SOLICITORS AMENDMENTS.(6/02) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR JUNE 5.
H. 568 EXECUTIVE REORGANIZATION.(5/26, 5/29) S-REF TO COM ON CONSTUTN.
#H. 626 OBTAINING CHIROPRACTIC SERVICES. RATIFIED - CHAPTER 679.
#H. 705 CLEARED LAND FENCE HEIGHT.(5/22) RATIFIED - CHAPTER 691.
#H. 785 ABOLISH MUNICIPAL BOARD OF CONTROLS.(5/26) RATIFIED - CHAPTER 673.
#H. 786 CITY NAME CHANGES. RATIFIED - CHAPTER 680.
H. 802 CURFEW ON NON-UNIV. PERSONNEL.(5/22, 5/30) S-REF TO COM ON HIGHR ED.
#H. 804 INJURED PERSONS' STATEMENT:COPIES.(5/07, 5/13, 5/28) RATIFIED - CHAPTER 692.
#H. 810 QUARANTINING DISEASED POULTRY.(5/16) RATIFIED - CHAPTER 693.
#H. 839 IDENTIFICATION-DOCUMENT SIGNERS.(5/28) RATIFIED - CHAPTER 694.
#H. 871 SANITARY DISTRICT CEMETERIES.(5/28) RATIFIED - CHAPTER 700.
H. 898 TAX STUDY COMMISSION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 903 SMALL WATERSHED CLARIFICATIONS. S-PASSED 2ND & 3RD READINGS.
#H. 920 NAT. GUARD MUTUAL ASSIST. COMPACT.(5/19) RATIFIED - CHAPTER 674.
#H. 929 (J.RES.) FOOD STAMP DISTRIBUTION. RATIFIED - RES. 67.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP.(6/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 947 MAYORS TO ADMINISTER OATHS.(5/16, 5/19) S-PASSED 2ND & 3RD READINGS.
H. 960 INVESTMENTS IN S & L ASSOCS.. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 961 GUARANTY ASSOC. INVESTMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 965 HEARING AID BOARD.(5/16, 5/26) H-PLACED ON CAL FOR JUNE 3.
H. 967 JOINT BANK ACCTS.PROCEDURES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 977 9-PASSENGER TAXICABS. RATIFIED - CHAPTER 681.
H.1022 DRAINAGE DISTRICT BOND INTEREST. S-REF TO COM ON BANKING.

H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR JUNE 3.
H.1035 COOPERATION IN WATER RESOURCES. H-PLACED ON CAL FOR JUNE 3.
H.1045 MULTI-COUNTY JAIL CONTRACTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1058 PUBLIC BLDG. DISPUTES SETTLEMENT.(6/02) H-AMENDMENT ADOPTED; H-PASSED 2ND READING; H-PASSED 3RD READING; H-SENT TO SENATE.
H.1062 CSC TO INDEX CONDEMNATION NOTICE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1083 VALIDATE NOTARY ACTS.(5/29) H-CONCURRED IN S-AMENDMENT.
H.1090 EASTERN CAROLINA IND'L SCHOOL.(6/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1099 CONDOMINIUM DEFINITION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1100 CAPE LOOKOUT LAND ACQUISITION.(6/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1103 PEACHES LABELING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1106 CIVIL REMEDY/CRUELTY TO ANIMALS.(5/28, 5/29) S-REF TO COM ON JUDIC 2.
H.1127 PRIVILEGE LICENSES/LAUNDRIES-2. H PASSED 2ND READING.
#H.1128 (J.RES.) FEDERAL SOIL CONSERVATION FUNDS. RATIFIED - RES. 68.
H.1140 IDENTITY OF CRIME VICTIMS.(5/29) S-REF TO COM ON JUDIC 1.
H.1217 DUPLICATE LICENSE FEE. H-PASSED 3RD READING; H-SENT TO SENATE.
#H.1243 (J.RES.) HONORING ROBERT L. McMILLAN. RATIFIED - RES. 66.
H.1273 (J.RES.) ASCS FUNDS EXTENSION REQUEST. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON AGRICULT.

LOCAL BILLS

S. 405 (HENDERSON) FLETCHER CHARTER.(5/09, 6/02) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
#S. 406 (MITCHELL) COMMISSIONERS' PAY. RATIFIED - CHAPTER 683.
#S. 473 (CABARRUS) CONCORD SEWER BONDS,CHARTER AMDT.. RATIFIED - CHAPTER 668.
S. 656 (SURRY) POLICE JURISDICTION-DOBSON. H-PASSED 2ND & 3RD READINGS.
#S. 676 (WAYNE) ABC FUNDS USE. RATIFIED - CHAPTER 671.
S. 696 (GUILFORD) GREENSBORO EMERGENCY RESERVE. H-REF TO COM ON LOC GOVT.
S. 705 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION. S-REPTD FAV.
S. 723 (BRUNSWICK) ALCOHOL SALES IN SUNSET BEACH. H-REF TO COM ON ABC.
S. 752 (ROCKINGHAM) ILLEGAL TRANSPORT OF LIQUOR. H-REF TO COM ON JUDIC 1.

#H. 575 (HENDERSON) HENDERSONVILLE SCHOOL BOARD.(5/22) RATIFIED - CHAPTER 689.
H. 576 (HENDERSON) HENDERSONVILLE-SCHOOL BOARD. S-REPTD FAV.
H. 577 (HENDERSON) COUNTY SCHOOL BONDS. S-REPTD FAV.
H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM.(5/29) S-REF TO COM ON LOC GOVT.
H. 605 (RANDOLPH) COUNTY SCHOOL BONDS. S-REPTD FAV.

H. 660 (BRUNSWICK) COUNTY OFFICIALS' SALARIES.(4/18, 5/30) H-PLACED ON CALENDAR.
#H. 661 (BRUNSWICK) COUNTY EMPLOYEE SALARIES.(5/09, 5/28) RATIFIED - CHAPTER 690.
#H. 715 (ORANGE) CHAPEL HILL EMINENT DOMAIN.(5/23) RATIFIED - CHAPTER 695.
#H. 736 (GUILFORD) G'BORO CHARTER RE: GOV'T FORM. RATIFIED - CHAPTER 696.
H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. S-PASSED 3RD READING.
#H. 745 (GASTON, LINCOLN) LINCOLNTON-CHERRYVILLE AIRPORT.(5/23) RATIFIED - CHAPTER 697.
#H. 780 (AVERY) COMM'RS TERMS,SALARIES.(5/23) RATIFIED - CHAPTER 698.
H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06, 5/16, 5/29) H-CONCURRED IN S-AMENDMENT.
H. 807 (CATAWBA) COUNTY ED. BD. ELECTION.(5/29) S-REF TO COM ON EDUCATN.
#H. 844 (CUMBERLAND) FAYETTEVILLE UTILITY EXTENSIONS.(5/22) RATIFIED - CHAPTER 699.
#H. 914 (ORANGE) COUNTY SCHOOL BOARD VACANCY. RATIFIED - CHAPTER 701.
H. 927 (PITT) GRIFTON CHARTER REVISION.(5/26) S-REF TO COM ON LOC GOVT.
H. 946 (SURRY, WILKES) NIX PLEASANT HILL ANNEXATION.(5/16, 5/29) H-CONCURRED IN S-AMENDMENT.
#H. 956 (ALAMANCE) COUNTY PLUMBING INSPECTOR. RATIFIED - CHAPTER 675.
H.1011 (BEAUFORT) BELHAVEN CHARTER REVISION. S-PASSED 3RD READING.
#H.1012 (ROCKINGHAM) EDEN EMPLOYEE RETIREMENT SYSTEM. RATIFIED - CHAPTER 702.
#H.1021 (DURHAM) APPOINT DURHAM CITY TREASURER. RATIFIED - CHAPTER 703.
H.1032 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS. S-PASSED 3RD READING.
#H.1057 (CRAVEN) HAVELOCK-AUTO REMOVAL LIEN. RATIFIED - CHAPTER 682.
#H.1069 (FORSYTH) LOCAL GOV'T STUDY COMM'N. RATIFIED - RES. 69.
H.1070 (STANLY) AD VAL.TAX LIST PROCEDURES. S-REF TO COM ON LOC GOVT.
H.1074 (ROBESON) INCREASE FAIRMONT ED.BD.. S-REF TO COM ON EDUCATN.
#H.1080 (CRAVEN) NEW BERN FIREMEN'S INSURANCE. RATIFIED - CHAPTER 704.
#H.1096 (UNION) TAX PREPAYMENT DISCOUNTS. RATIFIED - CHAPTER 705.
#H.1097 (UNION) TAX LISTING REGULATIONS. RATIFIED - CHAPTER 706.
H.1098 (UNION) INDIAN TRAIL CHARTER REVISION.(5/28) S-REF TO COM ON LOC GOVT.
H.1102 (CARTERET) MOREHEAD CITY CHARTER REVISION. H-PASSED 3RD READING; H-SENT TO SENATE.
#H.1107 (UNION) DEPUTY SHERIFF/WORKMEN'S COMP.. RATIFIED - CHAPTER 707.
H.1114 (JOHNSTON) WATERSHED IMPROVEMENT PROGRAMS. S-REF TO COM ON FINANCE.
H.1124 (ROBESON) FAIRMONT BOARD SIZE. S-REF TO COM ON LOC GOVT.
H.1141 (ROCKINGHAM) OPEN SPACE PRESERVATION. S-REF TO COM ON LOC GOVT.

H.1150 (MECKLENBURG) CHARLOTTE COUNCIL MEETINGS. S-REF TO COM ON LOC GOVT.
H.1151 (DUPLIN) ANTI-SINGLE SHOT VOTING. S-REF TO COM ON LOC GOVT.
H.1154 (LENOIR) COUNTY PLUMBING/BLDG INSPECTORS. S-REF TO COM ON LOC GOVT.
H.1156 (GUILFORD) COUNTY LAND CONVEYANCE.(5/30) S-REF TO COM ON LOC GOVT.
H.1160 (LINCOLN) WATERSHED IMPROVEMENT TAX. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1161 (JOHNSTON) COUNTY SCHOOL BOARD COMPENSATION. S-REF TO COM ON LOC GOVT.
H.1162 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(5/29) S-REF TO COM ON FINANCE.
H.1164 (GUILFORD) JAMESTOWN ABC PROFITS SPLIT. S-REF TO COM ON ABC.
H.1167 (FORSYTH) COUNTY RETIREMENT FUND INVESTMENT. S-REF TO COM ON PERS&EMP.
H.1169 (BUNCOMBE) ASHEVILLE TAX SCROLLS.(5/30) S-REF TO COM ON LOC GOVT.
H.1171 (ROCKINGHAM) CITY ABC ELECTION.(5/30) S-REF TO COM ON ABC.
H.1175 (BURKE) MORGANTON RETIREMENT FUND. S-REF TO COM ON LOC GOVT.
H.1178 (ROCKINGHAM) EDEN MAYOR'S TERM. S-REF TO COM ON LOC GOVT.
H.1180 (ORANGE) COUNTY VOTER REGISTRATION. S-REF TO COM ON ELECTION.
H.1197 (DAVIDSON) CABLE TV FRANCHISE.(5/30) S-REF TO COM ON LOC GOVT.
H.1209 (MOORE) PINEBLUFF COMM'RS. S-REF TO COM ON LOC GOVT.
H.1222 (ORANGE) LICENSING CARNIVALS. S-REF TO COM ON LOC GOVT.
H.1224 (WATAUGA) BOONE ELECTIONS; CORP LIMITS.(5/30) S-REF TO COM ON LOC GOVT.
H.1238 (TRANSYLVANIA) COUNTY MANAGER AND SHERIFF.(5/30) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Session of Senate: 12 Noon, Tuesday, June 3, 1969.

Next Session of House: 11:45 a.m., Tuesday, June 3, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 100 -1043- TUESDAY, JUNE 3, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 788 Parent control minors under 18 — GS 110
Introducer: Evans — Sent to JUDIC 2

"To authorize parents to supervise and control their children under eighteen years of age." States that children under 18 years of age, notwithstanding other provisions of law, are subject to supervision and control of their parents with exceptions of children under 18 who are married or serving in US armed forces or emancipated. Act not to place any criminal liability on parent for criminal act of child aged 16 or older.

S 789 (Joint Resolution) Tax Study Commission-2 — STUDY, MISC RES
Introducer: McGeachy — Sent to ST GOVT

"Creating a Commission for the Study of the Local and Ad Valorem tax structure of the State of North Carolina and to make recommendations to the Governor and the 1971 General Assembly." Creates named Comm'n, composed of nine members, three each, appointed by Governor, Lt. Governor, and Speaker of House. Directs comm'n to study state tax laws dealing with local taxation and to recommend such changes as will enhance productivity, equity, stability and efficiency of administration of local tax system. Provides for organization of comm'n and designates Administrative Officer of State Board of Assessment as non-member secretary. Authorizes per diem for members, and payment to comm'n expenses from Contingency and Emergency Fund, not to exceed $30,000. Directs State Board of Assessment, Commissioner of Revenue, Director of Tax Research, and all local taxing officials to be available to comm'n. Directs comm'n to submit report to Governor by Oct. 1, 1970 for transmittal to Advisory Budget Commission and 1971 General Assembly.

S 790 Time of feeder pig sales — GS 106
Introducer: MacLean — Sent to AGRICULT

"Amending G. S. 106-408, relating to sales at public livestock markets, so as to provide for the time of sales of feeder pigs." Adds proviso to GS 106-408 (relating to sales times at public livestock markets) authorizing Agriculture Comm'r to permit sale to begin as late as 4:00 p.m. when sale: (1) consists solely of sale of pigs 150 lbs or less sold as feeder pigs; (2) continues without interruption until completed; and (3) lasts no longer than one hour.

S 791 Cleaning soft drink containers — GS 106
Introducer: MacLean — Sent to HEALTH

"Amending G.S. 106-176, relating to the sanitation requirements of soft drink bottling plants, so as to clarify the sanitation required for soft drink bottles and other containers." Rewrites portion of GS 106-176 having to do with

cleaning soft drink bottles to require that all returnable bottles (now, all bottles) or similar type containers be cleaned and sanitized (now, sterilized) in caustic soda or alkali solution not less than 3% alkali or to equivalent cleansing and sanitizing effect as prescribed by regulations of Board of Agriculture. Single service containers to be cleaned and sanitized in accord with Board's regulations (new).

S 792 No coloring in bread — GS 106
Introducer: MacLean — Sent to HEALTH

Prohibiting the use of coloring in bread or buns." Adds to GS 106, Art. 22 (inspection of bakeries) new subsection GS 106-225.3 prohibiting sale for human food of loaves of bread, rolls or buns artifically colored by natural or synthetic means. Provides violation of section to be misdemeanor, punishable in first offense by $25 fine and in subsequent offenses in discretion of court. Effective ten days after ratification.

S 793 Conform statutes/Commercial Code — GS 14, 45
Introducers: Allsbrook and Burney — Sent to JUDIC 1

"To amend several miscellaneous sections of the General Statutes to conform the language to the Uniform Commercial Code." Amends GS 45-21.12 relating to sales under power of sale to delete language barring enforcement of conditional sales contract by statute of limitations. Amends GS 14-114 to replace various references with terms of UCC,(e.g. "security agreement" for "chattel mortgage, deed of trust or other lien"). Adds to GS 14-115 references to "liens" the term "or other security interest" Effective October 1, 1969

S 794 Vehicles stop at grade crossings — GS 20
Introducer: Kirby — Sent HY SAFTY

"To require school busses, for hire passenger vehicles, common carriers of passengers, and property hauling vehicles transporting dangerous cargos such as explosives, inflammable materials and poisonous substances to stop at all unprotected railroad grade crossings." Deletes from GS 20-143 proviso requiring all school trucks and passenger busses to come to complete stop at all railroad crossings. Adds new GS 20-143.1 requiring drivers of every school bus, motor vehicle carrying paying passengers, and motor vehicle carrying explosives or any dangerous article as cargo or part of cargo to stop vehicle between 10' and 50' of nearest rail before crossing at grade any railroad track or tracks. Driver to remain stopped until safe to proceed; then to cross only in gear of vehicle which requires no change during crossing, and driver not to change gears during crossing. Requirement does not apply where (1) tracks used exclusively for industrial switching within business district, (2) police officer or crossing flagman otherwise directs, (3) crossing controlled with traffic light, (4) crossing marked as abandoned, (5) industrial or spur crossing marked exempt with consent of proper State or local authority. Dangerous articles within cargo defined as flammable liquids and solids, oxidizing materials, corrosive liquids, compressed gases, poisonous substances or radioactive materials (each classification of "dangerous article" more specifically defined in Act). Makes transport of dangerous article without conspicuously marking vehicle side and rear "DANGEROUS" or with common generic name of dangerous article or its principal hazard unlawful; also requires such vehicles to be conspicuously marked with term "THIS VEHICLE STOPS AT ALL RAILROAD CROSSINGS." Act does not apply to taxicabs or vehicles subject to regulations of Utilities Comm'n and US Dep't of Transportation. Effective September 1, 1969.

HOUSE

H 1281 Richmond tech funds (Iden. S164, S787, H239) APPROPRIATION
Introducer: Covington Sent to APPROPRN

"To make certain appropriations to the State Board of Education for the purpose of adding to the Richmond Technical Institute a two-year curriculum of transferable college courses in liberal arts and sciences." Identical with S 164, digested in Bulletin No. 34, p. 219, S 787 digested in Bulletin No. 99, p. 1033, and H 239, digested in Bulletin No. 33, p. 214.

H 1282 Income tax/deductible dividends GS 105
Introducer: Love Sent to FINANCE

"To amend G. S. 105-147 to provide an income tax deduction for a portion of dividends received from a holding company." Amends subsection (7) of cited section (deductions allowed in computing net income under individual income tax) to include authorization for taxpayer who is holding company stockholder to determine deductible portion of dividends received from a holding company as provided in proposed GS 105-130.7(6) (H 1284, digested below in today's bulletin). Effective for taxable years beginning on and after January 1, 1969.

H 1283 Intangibles exemptions/NC stock GS 105
Introducer: Love Sent to FINANCE

"To amend G. S. 105-203 with respect to shares of stock." Amends cited section to exclude intangibles tax on shares of stock owned by corporation commercially domiciled in N. C., where corporation owns more than 50% of outstanding shares. Effective for taxable years beginning on and after Jan. 1, 1969.

H 1284 Corp. inc. tax/deductible dividends GS 105
Introducer: Love Sent to FINANCE

"To amend Subchapter I of Chapter 105 of the General Statutes to allow corporations domiciled in North Carolina to deduct dividends received from certain subsidiary corporations for income tax purposes." Adds new subsection (5) to GS 105-130.7 (deductible portion of dividends) providing corporation domiciled in NC at close of its taxable year may deduct all dividends received from corporations in which it owns more than 50% of outstanding voting stock. Adds new subsection (6) to cited section providing corporation which is shareholder in holding company commercially domiciled in NC shall be allowed to deduct in computing net taxable income an amount equal to dividends received by it from such holding company multiplied by amount of dividends received by holding company attributable in NC over gross dividends received by holding company. Defines "dividends attributable to NC" as dividends received by holding company on stock owned in other corporations equal to proportions of such other corporations' dividends deductible under subsecs. (1)-(4) of cited section. Provides holding company domiciled in NC owning more than 50% of other holding companies as defined herein to be allowed deduction for all dividends received from such holding companies and from all other corporations in which it owns more than 50% of outstanding voting stock. Provides for manner in which shareholder of such holding company is to determine deductible portion of its dividends received as provided herein. For purposes of section, defines "holding company" as any corporation domiciled in NC, ordinary gross income of which consists of 50% or more of dividend income from corporation in which it owns more than 50% of outstanding voting stock. Defines "subsidiary" as corporation more than 50% of whose voting stock is owned by another corporation. Adds new subparagraph (4) to GS 105-130.5(c) (adjustments to federal taxable income in determining State net income) prohibiting deduction for expense applicable to dividend income fully deductible as provided under proposed GS 105-130.7(5) (set out above). Effective for taxable years beginning

on and after January 1, 1969.

H 1285 Governor's consolidation studies — GS 143, STUDY
Introducer: S. Johnson — Sent to APPROPRN

"To authorize the Governor to consolidate agencies of the State having related duties and responsibilities, and to prepare recommendations for increasing efficiency in State government by reducing the number of State agencies." Authorizes Governor to begin study directed at consolidation of State agencies having like or related functions with increased operating efficiency and cost reduction as goal, and to present recommendations to 1971 Assembly to effect recommended consolidations. Funding for study to come from private sources and federal or other governmental grants, matched (if required) by funds available within existing budget of Dep't of Adm'n. In directing consolidations Governor not to diminish duty or authority of any State agency or institution created by legislative act. Effective July 1, 1971.

H 1286 Dep't Adm'n veto state/reg'l plans — GS 143
Introducer: S. Johnson — Sent to APPROPRN

"To require the approval by the Department of Administration of projects to be financed by funds other than State funds." Adds to GS 143-34.2 proviso that no State agency, fund or state-supported institution, agency, commission or regional planning and development body to make application, enter contract or agreement, or submit statement for participation in any program to which Section applicable unless prior approval of Dep't of Adm'n obtained for any application, agreement, plan or request for non-State funds. Dep't approval also necessary for expansion, termination, or substantial modification of contract, agreement, application or plans for participation in any program.

H 1287 Auto insurer defending in own name — GS 20,58
Introducer: McMichael — Sent to CALENDAR

"Relating to motor vehicle liability policies, so as to provide that an insurer may elect to defend suit in the name of its insured or in its own name." Amends GS 20-279.21(f) (1) to provide that auto liability insurer, on receipt of process, to be entitled to defend suit in name of insured or in own name (presently, only in name of insured). Further amends cited subdivision to delete provision making it inapplicable to assigned risk insured. Act not to apply to any litigation pending before ratification.

H 1288 Local street paving authority — GS 153, 160
Introducers: Hege and Snyder — Sent to CALENDAR

"To create a municipal corporation for the purpose of permitting owners of lots in certain subdivisions to finance and accomplish street and drainage improvements." Adds new GS 153, Art. 27 (Street Paving Authority). Permits incorporation of authority upon presentation of petition from at least 51% of owners of lots within qualified subdivision (defined as subdivision outside municipality with at least 35 residential lots, at least 60% of which are improved and owned by persons other than developer, and in which streets have minimum right of way required by NC Highway Dep't for secondary roads) to the county comm'rs in which subdivision lies. Provides for contents of petition, including articles of incorporation, contents of which are set out in detail. Requires petitioners to deposit sum to cover expenses of hearing, which expenses to be paid from sum. Directs that comm'rs hold hearing on petition, with notice,

with right of hearing to all owners. Provides that at close of hearing, comm'rs to hold vote of owners, with 2/3 vote (of all eligible voters) necessary for incorporation. Provides that each improved lot to have one vote, each unimproved lot 1/2 vote. Provides that if incorporated, comm'rs to hold election for officers of authority. Requires, if incorporated, certificate to Sec'y of State.

Sets forth powers of authority as follows: (1) usual corporate powers; (2) provide for construction and maintenance of streets, sidewalks, etc., in subdivision; (3) finance activities by assessment and borrowing in accord with Act. Contains mandatory procedure for letting of contracts by authority for construction and maintenance work, including advertisement for bids and award to lowest responsible bidder. Permits authority to contract for professional services. Prohibits conflict of interest between contractors and authority officers and large owners. Contains procedure for amendment of authority's charter, at hearing chaired by chairman of county comm'rs.

Directs authority to meet legal financial obligations by front foot assessment of lots in subdivision, including all front feet for corner lots. Directs county comm'rs to collect assessments for authority. Provides that assessment to be lien on lot, with suit permissible if assessment or installment not paid within 15 days after due. Authorizes authority to issue notes and renewal notes. Directs authority to pledge assessment revenues to face amount plus interest of notes, and limits interest to rate permissible by law on date of issuance of notes. Provides members of authority not personally liable on notes. Permits notes to be secured by trust indenture. Provides remedies for note holders. Requires notes issued to be approved by Local Gov't Comm'n.

Permits authority to petition State Highway Comm'n to take over streets it has constructed and/or maintained, and permits Comm'n to take over on meeting of listed conditions. Exempts authority from taxes or assessments on property under its jurisdiction or supervision, as well as income from its notes. Requires suits against authority to allege that at least 30 days have elapsed from demand on authority for payment. Makes accounts of authority subject to audit by county accountant. Makes failure of officer of authority, with funds on hand, to pay as agreed principal or interest on valid obligations, a misdemeanor, with punishment in discretion of court; makes false statement in report or statement required by Act, by officer of authority, a misdemeanor, punishable in discretion of court. Makes wilful failure to perform statutory duty misdemeanor, punishable in discretion of court. Provides that in case of each misdemeanor, aggrieved party has civil remedy. Requires chairman of county comm'rs, upon breach of duty of officer of authority, to remove officer and appoint successor, after hearing before comm'rs. Provides that authority to be dissolved if subdivision annexed by municipality, with obligations to become those of municipality. Permits authority to require bonds of contractors and require officers of authority handling funds to give bond. Contains procedure for dissolving authority, if it has no outstanding obligations.

LOCAL BILLS INTRODUCED

SENATE

S 795 Remove annexation law exemptions — FRANKLIN
Introducer: Griffin — Sent to LOC GOVT

"To amend G. S. 160-453.12 and G. S. 160-453.24, relating to municipal annexation, so as to remove Franklin County therefrom." As title indicates, thus causing 1959 general annexation laws to apply to Franklin County.

HOUSE

None

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 76 Securing future advances (Senate amendments digested in Bulletin No. 61, p. 505). Amendment adopted in House 6/3/69 requiring upon transfer or assignment of security instrument securing future advances, the amount, date and due date of each undertaking for payment of money so secured be noted in writing on the instrument. (Originally, such information required only when instrument issued.)

S 383 (Martin) Martin Tech land transfer (digested in Bulletin No. 61, p. 501). Amendment adopted in House 6/3/69 changing effective date from ratification to date from and after which Martin Technical Institute Board of Trustees becomes corporate body within the meaning of GS 115 A-9.

S 404 S & L assoc. improvement loans (digested in Bulletin No. 62, p. 511). Amendment adopted in House 6/3/69 providing combined total of improvement loans authorized by section 1(a) and outstanding loans made on "nonresidential real property" shall not exceed 19% of total amount of outstanding total loans of any S & L assoc. making loans under provisions of section.

S 452 Wine and beer regulation (digested in Bulletin No. 64, p. 547). Technical amendment adopted in House 6/3/69.

S 457 Full-time voter registration (digested in Bulletin No. 65, p. 563). Amendments adopted in House 6/3/69 (1) requiring appropriations of adequate funds by county comm'rs for board of elections functions, including reasonable compensation of exec. sec'y; and (2) reinserting language deleted by amendment adopted in House on 5/30/69 to now provide County Elections B'ds authorized to make rules and regulations not inconsistent with law or regulations of State Board of Elections (prior amendment deleted phrase referring to regulations of State Board of Elections).

S 464 (Randolph) Archdale-Trinity incorporation (Committee Substitute digested in Bulletin No. 87, p. 863). House recalled bill from enrolling office and adopted clarifying amendment 6/3/69.

S 494 Non-profit corp. amendments (Iden. H 819; digested in Bulletin No. 68, p. 613). Identical amendments adopted in Senate and House 6/3/69 which: (1) delete corporation stock ledgers from category of corporation papers and documents which may be stored on punch cards, magnetic tape, etc.; (2) add new section establishing filing fee of $5 for reserving or registering corporate name or renewing such registration; and (3) make various technical changes.

S 657 Ski tow safety (digested in Bulletin No. 87, p. 856). Committee Substitute adopted in Senate 6/3/69 providing regulations adopted by Commissioner of Labor concerning public safety in construction, operation, and maintenance of passenger tramways to conform as nearly as possible with stated federal standards (originally further provided Commissioner's regulations not to be less than federal standards). Deletes provision specifically empowering Commissioner to employ qualified engineers to make inspections and reports as required by Act and providing for reimbursement of their expenses.

S 705 (Wilson) City-county school consolidation (digested in Bulletin No. 92, p. 930). Amendment adopted in Senate 6/3/69 specifically stating purpose of Act as being an enabling statute, in addition to other statutes available, for merger of Wilson City, Elm City, and Wilson County School Administrative Units.

HOUSE

H 119 Day-care facilities (Iden. S 7, digested in Bulletin No. 3, p. 11). Committee substitute adopted in House 6/3/69, creating Day-Care Coordinating and Licensing Committee (originally, Child Day-Care Licensing Board) with Coordinator as executive (originally, Director); Committee has same composition as Board and substantially same authority. Committee is to co-ordinate State Department of Social Services, State Board of Health and other related agencies in administering licensing program under same statutory standards relating to health and safety, except that requirement that cook not be counted in computing staff-child ratio in facilities caring for less than 30 children is eliminated. Imposes legal duties when requested by Coordinator or by day-care operator on State Department of Social Services (to inspect to determine if day-care facility meets standards for license, to determine grade or rating that should appear on license, to submit written reports to Coordinator) and on State Board of Health (to visit and inspect for compliance with health and sanitation standards, to submit written reports to Coordinator) and upon other appropriate state and local agencies. In cases of denial of renewal or revocation of license, Coordinator has authority to report to Committee, which is authorized to deny or revoke license (originally, Director had this authority).

H 819 Non-profit Corp. amendments (Iden. S 494) (digested in Bulletin No. 68, p. 613). Committee substitute adopted in House 6/3/69, identical with Senate committee substitute digested above in today's bulletin.

H 937 Sup't of Public Instruct.-appt. (digested in Bulletin No. 78, p. 729). Amendment adopted in House 6/3/69 changing effective date if amendment approved by voters from January 2, 1971 to July 1, 1971.

H 1201 (Robeson) School study commission (digested in Bulletin No. 93, p. 952). Amendment adopted in House 6/3/69 providing Comm'n members to be appointed "by" rather than "from" the several school administrative units in County. Further provides at least one public hearing of commission to be held in each administrative unit in county.

SENATE AND HOUSE CALENDAR ACTION JUN.03,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17, 4/28, 5/30) S-CONCURRED IN H AMENDMENT.
S. 76 SECURING FUTURE ADVANCES.(4/09, 6/03) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 134 MOREHEAD SCHOOL REVISION.(5/06, 5/08, 5/29) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
S. 152 PROFESSIONAL CORPORATIONS.(5/15) H-PASSED 2ND & 3RD READINGS.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28) H-PLACED ON CAL FOR JUNE 4.
S. 178 LOCAL OPTION SALES AND USE TAX.(5/30) S-PLACED ON CAL FOR JUNE 4.
S. 235 INTEREST RATES AND CHARGES.(5/30) S-PLACED ON CAL FOR JUNE 5.
S. 311 DREDGE PERMITS-RIPARIAN OWNERS.(5/22, 5/26) H-REPTD FAV AS AMENDED.
S. 312 NAVIGABLE WATERS-SAVE BEAUTY.(5/22) H-REPTD FAV AS AMENDED.
S. 388 HABITUAL TRAFFIC OFFENDERS.(5/28, 5/29, 5/29) H-REPTD FAV.
S. 404 S & L ASSOC. IMPROVEMENT LOANS.(4/17, 6/03) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 452 WINE AND BEER REGULATION.(5/16, 6/03) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 457 FULL-TIME VOTER REGISTRATION.(5/30, 6/03) H-AMENDMENTS ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 472 STATE TOBACCO MUSEUM.(5/08) H-PLACED ON CAL FOR JUNE 4.
S. 479 COUNTY HEALTH BDS MEMBERSHIP.(5/08) H-PASSED 2ND & 3RD READINGS.
S. 484 VIET VET BENEFITS; CAMPUS DISORDERS.(4/25) H-PASSED 2ND & 3RD READINGS.
S. 494 NON-PROFIT CORP.AMENDMENTS. S-REPTD FAV COM SUBSITUTE; S-COM SUBSTITUTE ADOPTED.
S. 507 SAFE DRIVER INSURANCE NOTICES.(4/24, 5/29) H-SENT TO SENATE.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08) H-PLACED ON CAL FOR JUNE 4.
#S. 553 (J.RES.) FOOD STAMP DISTRIBUTION. H-POSTPONED INDEF.
S. 590 REGISTER ICC EXEMPTIONS. H-PASSED 2ND & 3RD READINGS.
S. 591 SAFETY RULES-COMMON CARRIERS. H-PASSED 2ND & 3RD READINGS.
S. 592 TECHNICAL CHANGES-UTIL. COMM'N. H-PASSED 2ND & 3RD READINGS.
S. 601 CABLE TV USE PERIOD. H-REF TO COM ON FINANCE.
S. 602 BRAKE LINING STANDARDS.(5/26) H-REPTD FAV.

S. 603 FARM CHEMICALS: SALES TAX. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 610 STOP BOOTLEGGING CIGARETTES. S-REPTD FAV AS AMENDED.
S. 618 COOPERATION IN WATER RESOURCES. H-PASSED 3RD READING.
S. 621 (J.RES.) DAVIDSON COLLEGE BOWL TEAM. H-PASSED 2ND & 3RD READINGS.
#S. 628 POTATO HAULING VEHICLES FEES.(5/19) H-REPTD UNFAV.
S. 632 GOOD FAITH CHECKS/LOCAL BONDS. S-PASSED 2ND READING.
S. 633 REQUIRING ANNEXATION REFERENDUM. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON LOC GOVT.
S. 657 SKI TOW SAFETY. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 673 (J.RES.) HONORING PHYSICIANS ATTENDING TO GA. H-PASSED 2ND & 3RD READINGS.
S. 678 LOCAL DEBT CONTRACT REFERENDUM. S-PASSED 2ND READING.
S. 683 AD VAL TAX - MARSHLANDS. S-PASSED 2ND READING.
S. 689 BUILDING INSPECTORS LIABILITY. S-REPTD FAV.
S. 691 COUNTY BLDG INSPECTOR JURISD'N. S-REPTD FAV AS AMENDED.
S. 692 STATE BUILDING CODE UPDATE. S-REPTD FAV AS AMENDED.
S. 693 OBSOLETE BUILDING LAWS REPEALED. S-REPTD FAV AS AMENDED.
S. 694 CREATING COUNTY INSPECTION DEP'TS. S-REPTD FAV AS AMENDED.
S. 715 BEER SALE,RESIDENT MANUFACTURERS. H-REPTD FAV.
S. 717 LOCAL GOV'TS CONVEY HOSP. PROP.. H-REF TO COM ON LOC GOVT.
S. 718 CONTROLLED-ACCESS CONDEMNATION. S-REPTD FAV.
S. 747 BIRTH CERTIFICATE ADOPTED CHILD. S-REPTD FAV.
S. 756 MENTAL HEALTH COUNCIL TITLE. S-REPTD FAV.
S. 762 APPEALS,LIENS/UNFIT DWELLING. S-REPTD FAV.
S. 763 HOUSING PROJECTS-PRIOR APPROVAL. S-REPTD FAV.
S. 768 RESIDENT STUDENT PREFERENCE. S-REPTD FAV.

H. 55 COUNTY EXEMPTIONS REMOVAL.(5/29) S-WITHDRAWN FROM COM; S-RE-REF TO COM ON LOC GOVT.
#H. 102 DRIVING UNDER INFLUENCE - 2.(5/07, 5/08) S-REPTD UNFAV.
H. 119 DAY CARE FACILITIES.(6/03) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; RE-REF TO COM ON APPROPRN.
H. 367 DEDUCT CONTRIBUTIONS-RESCUE SQUADS.(5/23) S-PASSED 2ND & 3RD READINGS.
H. 460 (J.RES.) HOSP. AND MED. BENEFITS COMM'N.(5/27) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 499 POTATO HAULING VEHICLES FEE. H-REPTD UNFAV.
#H. 672 AMBULANCE CHARGE GARNISHMENT.(4/25, 5/21, 5/26, 5/27, 5/28) RATIFIED - CHAPTER 708.
#H. 741 FULL-TIME VOTER REGISTRATION.(5/27) H-POSTPONED INDEF.
H. 819 NON-PROFIT CORP.AMENDMENTS.(6/03) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 853 (J.RES.) STUDY USE OF ENC SANATORIUM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 898 TAX STUDY COMMISSION. S-REF TO COM ON ST GOVT.
H. 937 SUP'T OF PUBLIC INSTRUCT.-APPT..(6/03) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 960 INVESTMENTS IN S & L ASSOCS.. S-REF TO COM ON INSUR.

H. 961 GUARANTY ASSOC. INVESTMENTS. S-REF TO COM ON LOC GOVT.
H. 967 JOINT BANK ACCTS.PROCEDURES. S-REF TO COM ON BANKING.
H. 997 (J.RES.) STUDENTS CLEAN ROOMS. S-REPTD FAV AS AMENDED.
#H.1035 COOPERATION IN WATER RESOURCES. H-POSTPONED INDEF.
H.1045 MULTI-COUNTY JAIL CONTRACTS. S-REF TO COM ON CORRECTN.
H.1062 CSC TO INDEX CONDEMNATION NOTICE. S-REF TO COM ON JUDIC 1.
#H.1067 ACQUIRE 'WAY OF NECESSITY' ACCESS. H-REPTD UNFAV.
H.1079 STATE LIQUOR-BY-DRINK REFERENDUM. H-PLACED ON CAL FOR JUNE 5.
#H.1093 NOTARIZE WIFE/HUSBAND CONTRACTS. H-REPTD UNFAV.
H.1099 CONDOMINIUM DEFINITION. S-REF TO COM ON JUDIC 2.
H.1103 PEACHES LABELING. S-REF TO COM ON AGRICULT.
#H.1119 DEFINING ACCIDENT/WORKMEN'S COMP. H-REPTD UNFAV.
H.1127 PRIVILEGE LICENSES/LAUNDRIES-2. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1134 DR.- PATIENT PRIVILEGE DISCLOSURE. H-REPTD FAV.
#H.1138 PLAINTIFF ATTORNEY FEES. H-REPTD UNFAV.
H.1169 PUBLIC RECORDS SUBPOENA. H-REPTD FAV AS AMENDED.
H.1173 CURING NOTARY DEED ACKNOWLEDGEMENT. H-REPTD FAV.
#H.1176 SAKE' SALE. H-REPTD UNFAV.
H.1179 BEER SALE,RESIDENT MANUFACTURERS. H-REPTD FAV.
#H.1206 SPEED LIMITS-U.S.MAIL. H-REPTD UNFAV.
H.1212 W. CAROLINA CAMPUS TRAFFIC LAWS. H-REPTD FAV.
H.1217 DUPLICATE LICENSE FEE. S-REF TO COM ON ROADS.
H.1226 STATE CONSTRUCTION BONDS. H-PASSED 2ND READING.
H.1241 SCHOOL BUS - DUTY TO STOP. H-REPTD FAV.
#H.1244 PUBLIC EMPLOYEE WORKING CONDITIONS. H-REPTD UNFAV.
#H.1250 ACETYLENE HEAD LAMPS. H-REPTD UNFAV.
H.1263 STATE MAMMAL: GRAY SQUIRREL. H-REPTD FAV.

LOCAL BILLS

S. 383 (MARTIN) MARTIN TECH LAND TRANSFER.(6/03) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 405 (HENDERSON) FLETCHER CHARTER.(5/09, 6/02) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15, 6/03) H-RECALLED FROM ENROLLING; H-RECONSIDERED 3RD READING; H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 705 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(6/03) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 723 (BRUNSWICK) ALCOHOL SALES IN SUNSET BEACH. H-REPTD FAV.
S. 773 (CRAVEN) WORTHLESS CHECK JURISDICTION. S-REPTD FAV.

H. 576 (HENDERSON) HENDERSONVILLE-SCHOOL BOARD. S-PASSED 2ND READING.
H. 577 (HENDERSON) COUNTY SCHOOL BONDS. S-PASSED 2ND READING.
H. 605 (RANDOLPH) COUNTY SCHOOL BONDS. S-PASSED 2ND READING.
H. 660 (BRUNSWICK) COUNTY OFFICIALS' SALARIES.(4/18, 5/30) H-CONCURRED IN S-AMENDMENT.

H.1102 (CARTERET) MOREHEAD CITY CHARTER REVISION. S-REF TO COM ON LOC GOVT.
H.1116 (POLK) TRYON ABC PROFITS SPLIT. H-REPTD FAV.
H.1160 (LINCOLN) WATERSHED IMPROVEMENT TAX. S-REF TO COM ON LOC GOVT.
H.1201 (ROBESON) SCHOOL STUDY COMMSISSION.(6/03) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1238 (TRANSYLVANIA) COUNTY MANAGER AND SHERIFF.(5/30) S-REF TO COM ON LOC GOVT.
H.1246 (HARNETT) LIVESTOCK ARENA SUPPORT. H-REPTD FAV.
H.1247 (COLUMBUS) CHADBOURN LIMITS. H-REPTD FAV.
H.1251 (UNION) MONROE SURPLUS PROPERTY. H-REPTD FAV.
H.1252 (EDGECOMBE) SCHOOL BARD TERM. H-REPTD FAV.
H.1257 (YANCEY) BURNSVILLE ABC VOTE/PROFIT SPLIT. H-REPTD FAV.
H.1258 (JACKSON, TRANSYLVANIA) FERAL HOG HUNT. H-REPTD FAV.
H.1261 (NEW HANOVER) SALARIES OF WILMINGTON OFFICIALS. H-REPTD FAV.
H.1267 (WAKE) CORRECTING H488,REGISTRATION. H-REPTD FAV.

****

Next Session of Senate: 12 Noon, Wednesday, June 4, 1969.

Next Session of House: 11:30 a.m., Wednesday, June 4, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 101 -1055- WEDNESDAY, JUNE 4, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 796 Funds for more nurses — APPROPRIATION
Introducers: James and others — Sent to APPROPRN

"To appropriate $10,000 to the North Carolina Medical Care Commission to recruit student nurses and paramedical personnel, to encourage former nurses to return to the practice of their profession, and to encourage the opening of new training schools in nursing." As title indicates, appropriates $10,000 from General Fund to NC Med. Care Comm'n for 1969-71 biennium. Effective July 1, 1969.

S 797 Trespass by flashing lights — GS 14
Introducer: Folger — Sent to JUDIC 2

"To make it unlawful to flash artificial lights upon the lands of another without permission." Adds new GS 14-134.2 which makes it unlawful for any person to flash or display any artificial light upon the property of another so that light beam illuminates any dwelling house, out building, person, animal or fowl without permission of property owner. Violation made a misdemeanor punishable by $50 fine or 30 days imprisonment or both. Act not to apply to law enforcement officers performing lawful duties.

S 799 (Joint Resolution) Marine Science Council — GS 143, MISC. RES., STUDY
Introducer: Burney — Sent to CONS & DEV

"To establish the North Carolina Marine Science Council." Creates NC Marine Science Council within Dep't of Admin. to be composed of 20 members and ch'mn appointed by Governor, from NC public and private academic and scientific institutions and various NC industries and professions concerned with exploration and use of sea. Ch'mn to serve at Governor's pleasure, Council members serve 6-yr terms or until successors appointed and qualified; of initial membership, four members serve 4-yr terms and four members serve 2-yr terms. Ex officio members: State Planning Office (probably intends State Planning Officer), C & D Director, State Health Officer, State Property Officer, Water and Air Resources Dep't Director, and State Ports Auth. Director. Council members and ch'mn serve without compensation other than reimbursement for expenses incurred performing official duties to same extent as State officers generally. Council to adopt own rules and determine meeting times and places. Council authorized to secure from any exec. dep't, agency or independent instrumentality information it deems necessary to its functions; such dep'ts etc. authorized to aid to full extent permitted by law. Council given specific duties as follows: (1) encourage use and study of NC sea waters by citizens and industry, (2) foster education and training of ocean science and technology, (3) maintain liaison with corresponding nearby

State authorities, (4) develop and maintain continuing inventory of NC ocean resources and ocean informational resources, and (5) report last day in Dec. to Governor on Council activities and legislative recommendations. Directs Dir. of Dep't of Adm'n to furnish staff and secretarial assistance to Council subject to funds available.

S 800 (Joint Resolution) NC International Month funds — APPROPRIATION, MISC RES
Introducers: Currie and L. Warren — Sent to APPROPRN

"Recognizing the importance of international trade and interests to the people of North Carolina." Requests Governor to designate October, 1970 as International Month in NC; authorizes Governor and Council of State to expend up to $25,000 from Contingency and Emergency Fund to defray promotional expenses.

S 801 Tax educ. foundations' timber — GS 105
Introducer: Scott — Sent to FINANCE

"To amend section 105-296.1 of the General Statutes to require foundations holding timberland for the benefit of an educational institution to pay a percentage of gross receipts to county in lieu of ad valorem taxes otherwise assessed." Adds to cited section provision that any organization, owning timberland, organized and operated exclusively to hold and administer property and make expenditures to or for sole benefit of educational institution shall pay to county in which timberland is situated amount equal to 15% of proceeds of gross sales of trees and other forest products from the timberland.

S 802 Numbered seats/29th Sen Dist. — GS 163
Introducer: Rauch — Sent to JUDIC 2

"To provide for numbered seats in the 29th Senatorial District." As title indicates (29th Senatorial District now exempted from numbered seats law - SL 1967, Ch. 1063, Sec. 5.).

S 803 Intangibles tax/shares of stock (Iden. H 1283) — GS 105
Introducer: Staton — Sent to FINANCE

"To amend GS 105-203 with respect to shares of stock." Identical with H. 1283 digested in Bulletin No. 100, p. 1045.

S 804 Income tax/deductible dividends (Iden. H 1282) — GS 105
Introducer: Staton — Sent to FINANCE

"To amend GS 105-147 to provide an income tax deduction for a portion of dividends received from a holding company." Identical with H. 1282 digested in Bulletin No. 100, p. 1045.

S 805 Corp. inc. tax/deductible dividends (Iden. H 1284) — GS 105
Introducer: Staton — Sent to FINANCE

"To amend subchapter I of Chapter 105 of the General Statutes to allow corporations domiciled in North Carolina to deduct dividends received from certain subsidiary corporations for income tax purposes." Identical with H. 1284 digested in Bulletin No. 100, p. 1045.

HOUSE

H 1290 Uninsured motorists definition — GS 20
Introducer: McMichael — Sent to CALENDAR

"Amending GS 20-279.21(b)(3), relating to uninsured motorist coverage under motor vehicle liability policies, so as to define persons insured thereunder." Adds paragraph to cited section, defining, for purposes of GS Ch. 20, Art. 9A (Motor Vehicle Safety and Financial Responsibility Act of 1953), "persons insured" as named insured and, while resident of same household, spouse and relatives of either, and any person using with consent of named insured the vehicle to which policy applies and a guest in such vehicle, or personal representative of any of above. Not applicable to any causes of action commenced before ratification of act.

H 1291 Uninsured motorist exclusion — GS 20
Introducer: McMichael — Sent to CALENDAR

"Amending GS 20-279.21(b)(3), relating to uninsured motorist coverage under motor vehicle liability policies, so as to exclude from coverage thereunder claims which are compensable under the Workmen's Compensation Act or which are compensable under some other policy of insurance ir [sic] benefit." Adds to cited section provision that uninsured motorist coverage need not inure to benefit of any workmen's compensation or disability benefit's carrier, or to any person or organization qualified as self-insurer under any workmen's comp or disability or similar law, or to benefit of any gov't unit; provides coverage need not insure any liability for property damages for which loss policyholder already compensated or entitled to compensation.

H 1293 (Joint Resolution) Honoring Dr. Charles Johnson — MISC RES
Introducers: R. McMillan and others — PASSED

"Honoring the life and memory of Doctor Charles Thomas Johnson who served his State and country with honor, devotion and distinction." As title indicates.

H 1295 Condemnation special master pay — GS 40
Introducers: Fenner and others — Sent to CALENDAR

"To amend GS 40-38 relating to compensation to be paid a special master in public works eminent domain proceedings." Amends cited section to provide that court to fix compensation of special master in eminent domain proceedings under public works condemnation law (now, compensation fixed by statute at maximum of $15 per day plus travel and subsistence).

H 1297 Membership of Judicial Council — GS 7
Introducer: J. Ramsey — Sent to CALENDAR

"To amend GS 7-448 and GS 7-449, relating to membership and terms of office on the Judicial Council." Amends GS 7-448 to add six new positions to Judicial Council: Chief Judge of Ct. of Appeals or some other member of Ct. app'td by him; two Superior Ct. judges and one Dist. Ct. judge designated by Chief Justice; additional member from Senate app'td by Senate Pres. (he now app'ts one); additional member from House app'td by Speaker (he now app'ts one). Amends GS 7-449 (Judicial Council terms of office) to add provision that if Chief Judge of Ct. of Appeals serves on Council himself (rather than designating another member to serve), Council term shall be his term on Court.

H 1299 Motor Vehicles-bumpers — GS 20
Introducer: Stewart — Sent to CALENDAR

"To prohibit the operation of a motor vehicle upon the highways without front or rear bumper." Adds new GS 20-123.3 prohibiting operation of motor vehicle required to be registered in N. C., upon N. C. highways, without front, rear or both bumpers meeting manufacturer's specifications for such vehicle. Effective July 1, 1969.

H 1300 Motor vehicle suspension system — GS 20
Introducer: Stewart — Sent to CALENDAR

"To amend the Motor Vehicle laws to prohibit the use of motor vehicles upon the highways upon which the suspension system has been altered." Adds to GS 20, Art. 3, part 8 (size, weight, construction and equipment of motor vehicles) new section GS 20-123.2 prohibiting operation on highway or area designated in GS 20-139 (driveways, etc. of public and private institutions) of any motor vehicle registered or required to be registered in N. C. if suspension system of such auto has been altered to extent it will not meet manufacturer's specifications. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 798 Redefining Bethel town limits — PITT
Introducer: V. White — Sent to LOC GOVT

"To amend Chapter 505 of the 1969 Session Laws to correct the redefining of the corporate limits of the Town of Bethel in Pitt County." Amends SL 1969, Ch. 505 by inserting new description, by metes and bounds, of Bethel town limits.

HOUSE

H 1289 Belmont charter amendments — GASTON
Introducers: Bumgardner and Rhyne — Sent to CALENDAR

"To amend Chapter 97, Private Laws 1895, the Charter of the City of Belmont." Directs Belmont comm'rs, within one year of ratification of Act, to submit to voters of city at special election, question of adding to charter, following provisions concerning city manager: city to appoint manager; procedure for removal of manager; list of manager's responsibilities. Provides nothing in Act to prohibit Belmont comm'rs or voters from making changes in structure of city gov't authorized by Art. 21, GS Ch. 160.

H 1292 Polkton charter revision — ANSON
Introducer: Mills — Sent to CALENDAR

"To revise and consolidate the charter of the Town of Polkton, North Carolina." As title indicates, with following provisions: (1) defines town limits; (2) provides for 5-member board of comm'rs and mayor, elected at large for 2-year terms and provides for vacancies, meetings, rules, quorum, and passage and effective date of ordinances; (3) provides for municipal elections; (4) authorizes appointment of town officers and employees and sets forth their duties; (5) requires purchases over $2000 to be on bid, and town improvements over $3500 (except where town dep't executes and does not cost over $15,000) to be on bid; (6) grants police extraterritorial jurisdiction of one mile; (7) contains miscellaneous provisions. Repeals named acts.

H 1294 ABC funds — HARNETT
Introducer: J. Penny — Sent to CALENDAR

"To repeal Chapter 652 Session Laws of 1969 relating to ABC funds in Harnett County." Repeals SL 1969, Ch. 652 (originally digested as H 1076, in Bulletin No. 86, p. 848) which amended SL 1949, Ch. 1147 to remove from Dunn ABC Board powers in GS 18-45(15) (power to expend for ABC law enforcement purposes not less than 5% nor more than 10% of total profits) and provide that regular police officers of Dunn empowered to enforce provisions of ABC laws, further provided all funds held by ABC Board for law enforcement purposes be paid to Town general fund.

H 1296 School board terms extension — LEE
Introducer: Love — Sent to CALENDAR

"To provide for the extension of the terms of office for certain members of the Board of Education of Lee County." Extends terms of office of two Board members J. Glenn Edwards and C. M. Wicker, from four to six years, or until April, 1975. Provides Lee County Board of Education to continue to consist of five members as previously established.

H 1298 Rural redevelopment authority — YANCEY
Introducer: L. Ramsey — Sent to CALENDAR

"To amend Chapter 988 Session Laws of 1965 relating to rural redevelopment authorities so as to make it applicable to Yancey County." Adds Yancey County to cited Chapter, which authorized six counties to create rural redevelopment authorities.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 178 Local option sales and use tax (digested in Bulletin No. 37, p. 245, committee substitute digested in Bulletin No. 98, p. 1020). Amendments adopted in House 6/4/69 making technical change and providing that no special election held pursuant to Act to have effect of repealing or altering any local sales and use tax adopted and levied pursuant to SL 1967, Ch. 1096, or any other local Act. Effect of amendment is to permit Mecklenburg County to vote on adding 1¢ to present 1¢ local option sales and use tax (total tax could then be 5¢) under same terms and conditions as other counties exercising local option prerogatives to add first 1¢ of local option sales and use tax.

S 206 Omnibus riot-civil disorder bill (digested in Bulletin No. 40, p. 280). Committee substitute adopted in Senate 6/4/69 to make the following changes: (1) Entitles Art. 36A of G.S. Ch. 14 as "Riots and Civil Disorders" (orig., "Civil Disorders"). (2) Adds new definitions in Art. 36A for "mayor" and "chairman of the board of county commissioners" to specify who exercises emergency powers in their absence. (3) Amends definition of "law enforcement officer" in Art. 36A to include persons authorized to make arrests who are acting within territorial jurisdiction or in an area to which lawfully called to duty by Governor, any mayor, or chairman of county comm'rs. (4) Amends GS 14-288.2(c)(1) and -288.2(e) to define the property-damage amount dividing felony riot and inciting to riot from misdemeanor riot and inciting at amount in excess of $1,500 (orig., $5,000). (5) Adds new GS 14-288.3 stating that provisions of article are generally supplemental of common law offenses. (6) Amends GS 14-288.4(a)(3) [orig., GS 14-288.3(a)(3)] to define the aspect of disorderly

conduct in question as public disturbance caused by person who "wilfully or wantonly" creates a hazardous or physically offensive condition (orig., creates a hazardous or physically offensive condition by an act which serves no legitimate purpose). (7) Adds GS 14-288.4(a)(4), (5), & (6) to define disorderly conduct as public disturbance caused by person doing various noted acts with respect to buildings and facilities and surrounding premises of public or private educational institutions. (8) Amends GS 14-288.10(a) [orig., GS 14-288.9(a)] to allow stop and frisk in riot area when law enforcement officer "has reasonable grounds to believe" (orig., in good faith believes) that person is or may become involved in riot. (9) Adds new subsec. (e) to GS 14-288.12 (orig., GS 14-288.11) to specify that violation of municipal emergency ordinance or emergency proclamation to be punished as provided in GS 14-4 (fine up to $50 or imprisonment up to 30 days). (10) Amends GS 14-288.13(d) [orig., GS 14-288.12(d)] to insert that violation of proclamation authorized by section is misdemeanor, and makes punishment specification refer to GS 14-4 (no substantive change). (11) Adds sentence to GS 14-288.16(b) [orig., GS 14-288.15(b)] to state that "publication" of proclamations called for in subsection is not governed by provisions of GS 1-597 (which provides for publication of legal notices in newspapers). (12) Adds new GS 14-288.17 to provide that municipal and county emergency ordinances take immediate effect, unless ordinance provides otherwise, if mayor or chairman of board of county commissioners proclaims that state of emergency exists or is imminent. Sets out general procedure for notice to public. (13) Adds new GS 14-288.18 to set out procedure for injunctive relief to be sought by chief administrative officer, or his authorized representative, of public or private educational institution if state of emergency exists or is imminent in his institution. (14) Amends Sec. 7 (adding GS 14-34.1) to state that GS 14-34.1 as added by Sess. Laws 1969, Ch. 341 is rewritten. Rewrites GS 14-34.1 to make wilful or wanton discharge of firearm into (or attempt to do so into) any building, structure, vehicle, aircraft, watercraft, or other conveyance, device, equipment, erection, or enclosure while it is occupied is felony punishable as provided in GS 14-2 (that is, fine, imprisonment up to 10 years, or both) (orig., fine up to $10,000, imprisonment up to 5 years, or both). Deletes misdemeanor offense of shooting into unoccupied property. (GS 14-34.1 as rewritten will remain same as to punishment; essential difference is that it will cover conveyances in addition to buildings and structures.) (15) Makes other technical or clarifying changes.

S 613 Revise hunt-fish-trap fees (Iden. H 1018) (previous Senate amendment digested in Bulletin No. 97, p. 1008). Amendment adopted in Senate 6/4/69 directing that all veterans, determined by the Vet. Adm'n to be 100% disabled, be issued a lifetime license for hunting, fishing and trapping, upon payment of one annual license fee.

S 725 Work incentive: AFDC recipients (digested in Bulletin No. 94, p. 961) Technical amendment adopted in House 6/4/69.

S 728 Continue welfare pending appeals (previous Senate amendment digested in Bulletin No. 97, p. 1008). Amendment adopted in House 6/4/69 deleting earlier Senate amendment.

HOUSE

H 231 State Constitution revision (House amendments digested in Bulletin No. 87, p. 863). Amendments adopted in Senate 6/4/69 (1) striking that part of new Art. IX, Sec. 3 (School attendance) providing that General Assembly is provide for attendance of public schools "subject to conditions established by the State Board of Education"; (2) adding to Art. VII, Sec. 3 (Merged or consolidated counties) provision that such merged units may exercise any authority

conferred on counties or cities or both, as General Assembly provides; (3) consolidating Art. X, Sec. 3 (laborer's lien) and Art. X, Sec. 6 (Mechanic's and Laborer's liens); and (4) making technical changes.

H 543 18 year-old school attendance (digested in Bulletin No. 56, p. 467) Amendment adopted in House 6/4/69 expanding provision upon which 16-year old student may be exempted from compulsory school attendance on recommendation of superintendent and approval of school board to include situations where student's presence not conducive to welfare of other students; and providing that any 16-year old student may, with superintendent's approval, attend technical institute in lieu of regular school.

H 965 Hearing aid board (digested in Bulletin No. 80, p. 756) Amendment adopted in House 6/4/69 prohibiting person licensed under provisions of Act to perform any services provided in GS 90, Art. 17 (regulating practice of dispensing opticians).

H 1034 Driver license/Fed. conviction (digested in Bulletin No. 84, p. 810) Amendment adopted in House 6/4/69 authorizing Dept. of Motor Vehicles to suspend or revoke person's driving privilege upon receipt of notice from any Fed. District Court sitting in NC of conviction of offense of driving while under the influence of intoxicating liquor (originally, "any court of the Federal Government").

H 1190 Banking commission members (digested in Bulletin No. 93, p. 945) Amendments adopted in House 6/4/69 making clarifying change and deleting prohibition against non-banking members being involved in retail credit sales.

H 1193 Governmental Ethics Act (digested in Bulletin No. 93, p. 946) Committee substitute adopted in House 6/4/69 adding new GS Ch. 143A. Creates board of ethics consisting of eight members: two Senators appointed by President pro tempore, and two appointed by the Senate minority leader; two Representatives appointed by the Speaker of the House, and two appointed by the House minority leader. Establishes two-year term for members expiring December 30 of even numbered years. Provides for filling of vacancies in board by officer appointing member to be replaced, and provides for compensation of board members. Defines certain terms within context of Act. Contains definitions of various terms, as in original bill. Provides Board to meet and draw recommendations for 1971 General Assembly concerning (a) further powers and duties of board, (b) activities of legislators and lobbyists, (c) rules of conduct for legislators and lobbyists, (d) disclosure requirements for legislators, and (e) such other recommendations as board may deem pertinent. Effective July 1, 1969.

SENATE AND HOUSE CALENDAR ACTION JUN. 04, 1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 13 ELECTIONEERING WITHIN 500 YARDS.(5/09) S-REPTD FAV AS AMENDED.
S. 76 SECURING FUTURE ADVANCES.(4/09, 6/03) S-PLACED ON CALENDAR.
S. 112 CREATING TENANCY BY ENTIRETY. H-REPTD FAV AS AMENDED.
S. 113 DISCHARGE OF MORTGAGE RECORDS.(3/07) H-REPTD FAV.
S. 134 MOREHEAD SCHOOL REVISION.(5/06, 5/08, 5/29) S-REF TO COM ON PUB HLTH.
S. 168 GUARDSMEN IMMUNITY FROM LIABILITY. S-REPTD FAV AS AMENDED.
S. 178 LOCAL OPTION SALES AND USE TAX.(5/30, 6/04) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 206 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/04) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 323 MINIMUM JAIL STANDARDS. S-REPTD UNFAV.
#S. 325 DETENTION FACILITIES IN HOSPITALS. S-REPTD UNFAV.
#S. 326 USE OF PRISON LABOR. S-REPTD UNFAV.
S. 327 JAILER'S FEES. S-REPTD FAV.
#S. 328 DETENTION IN PUBLIC HOSPITALS. S-REPTD UNFAV.
#S. 329 JAIL SERVICE TO DEP'T OF JUSTICE. S-REPTD UNFAV.
#S. 330 PRISONER LISTS. S-REPTD UNFAV.
#S. 331 SEPARATION OF PRISONERS. S-REPTD UNFAV.
#S. 335 NO HOUSES OF CORRECTION. S-REPTD UNFAV.
#S. 336 CERTIFICATION - LOCAL JAILS. S-REPTD UNFAV.
S. 404 S & L ASSOC. IMPROVEMENT LOANS.(4/17, 6/03) S-PLACED ON CALENDAR.
S. 452 WINE AND BEER REGULATION.(5/16, 6/03) S-CONCURRED IN H AMEND.
S. 457 FULL-TIME VOTER REGISTRATION.(5/30, 6/03) S-REF TO COM ON ELECTION.
S. 493 BUSINESS CORP.ACT AMENDMENTS.(5/21) H-REPTD FAV AS AMENDED.
S. 494 NON-PROFIT CORP.AMENDMENTS. S-PLACED ON CAL FOR JUNE 11.
S. 507 SAFE DRIVER INSURANCE NOTICES.(4/24, 5/29) S-REF TO COM ON INSUR.
#S. 552 RETIREMENT PART-TIME EMPLOYEES. H-REPTD UNFAV.
S. 567 HARMFUL DRUGS STUDY. H-REPTD FAV.
S. 603 FARM CHEMICALS: SALES TAX. H-REF TO COM ON FINANCE.
S. 610 STOP BOOTLEGGING CIGARETTES. S-PLACED ON CAL FOR JUNE 9.
S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29, 6/04) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 632 GOOD FAITH CHECKS/LOCAL BONDS. S-PASSED 3RD READING; S-SENT TO HOUSE.

S. 635 INDEMNIFICATION OF DIRECTORS.(5/23) H-REPTD FAV.
S. 657 SKI TOW SAFETY. S-PLACED ON CAL FOR JUNE 5.
S. 660 ELIZABETH CITY UNIVERSITY. H-REPTD FAV.
S. 678 LOCAL DEBT CONTRACT REFERENDUM. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 679 MET SEWERAGE DISTRICTS CHANGES. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 683 AD VAL TAX - MARSHLANDS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 686 DEFINING 'COMMERCIAL FACTOR'. H-REPTD FAV.
S. 689 BUILDING INSPECTORS LIABILITY. S-PLACED ON CAL FOR JUNE 5.
S. 690 INS. COMM&R & LOCAL BLDG INSPECTORS. S-REPTD FAV.
S. 691 COUNTY BLDG INSPECTOR JURISD'N. S-PLACED ON CAL FOR JUNE 5.
S. 692 STATE BUILDING CODE UPDATE. S-PLACED ON CAL FOR JUNE 5.
S. 693 OBSOLETE BUILDING LAWS REPEALED. S-PLACED ON CAL FOR JUNE 5.
S. 694 CREATING COUNTY INSPECTION DEP'TS. S-PLACED ON CAL FOR JUNE 5.
S. 695 (J.RES.) LRC TO STUDY FACULTY RETIREMENT. H-REPTD FAV.
S. 700 LEGISLATIVE SERVICES COMMISSION. S-REPTD FAV AS AMENDED; S-SPEC ORDER #1-JUNE 5.
S. 707 UNEARNED PREMIUM RESERVE. S-REPTD FAV AS AMENDED.
S. 715 BEER SALE,RESIDENT MANUFACTURERS. H-PASSED 2ND & 3RD READINGS.
S. 716 MUNICIPAL REVENUE BOND ACT AMDTS.. S-REPTD FAV AS AMENDED.
S. 718 CONTROLLED-ACCESS CONDEMNATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 719 HIGHWAY RELOCATION ASSISTANCE ACT. H-PASSED 2ND & 3RD READINGS.
S. 725 WORK INCENTIVE: AFDC RECIPIENTS.(6/04) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 727 ATT'YS FOR WELFARE RECEIPIENTS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
S. 728 CONTINUE WELFARE PENDING APPEALS.(5/29, 6/04) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 730 TSER BOARD ADDITIONS. H-REPTD FAV.
S. 732 PUBLIC RECORDS SUBPOENA. S-REPTD FAV.
S. 745 MUNICIPAL NET DEBT COMPUTATION. S-REPTD FAV.
S. 746 COUNTY NET DEBT COMPUTATION. S-REPTD FAV.
S. 747 BIRTH CERTIFICATE ADOPTED CHILD. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 748 (J.RES.) RELOCATING RUFFIN STATUTE. S-REPTD FAV.
S. 751 STATE PERSONNEL BLANKET BOND. S-REPTD FAV.
S. 755 WELFARE LIENS RELEASE OF REALTY. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON PUB WELF.
S. 756 MENTAL HEALTH COUNCIL TITLE. S-PASSED 2ND &3RD READINGS; S-SENT TO HOUSE.
S. 759 MOBILE CLASSROOM UNITS. S-REPTD FAV.
S. 760 TOWNS TO IMPROVE STATE HY. STS.. S-REPTD FAV.
S. 761 URBAN RENEWAL ALTERNATIVES. S-REPTD FAV.

S. 762 APPEALS,LIENS/UNFIT DWELLING. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 765 TOWN EMPLOYEE GROUP INSUR. LIMITS. S-REPTD FAV.
S. 770 TRAINING SCHOOLS' NAMES. S-REPTD FAV.
S. 772 (J.RES.) ADVIS. BUDG./EFFICIENCY STUDY. S-REPTD FAV.
S. 785 SLOW VEHICLES ON FAST ROADS. S-REPTD FAV.
S. 791 CLEANING SOFT DRINK CONTAINERS. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON AGRICULT.
S. 792 NO COLORING IN BREAD. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON AGRICULT.
S. 794 VEHICLES STOP AT GRADE CROSSINGS. S-REPTD FAV AS AMENDED.

H. 47 LIQUOR - DANGEROUS TO HEALTH.(5/30) H-PLACED ON CAL FOR JUNE 10.
H. 134 SIT-IN PUNISHMENT.(3/12) S-REPTD FAV.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04) S-REPTD FAV AS AMENDED; S-AMENDMENTS ADOPTED; S-SPEC ORDER #1-JUNE 10.
#H. 275 RETIREMENT MINIMUM BENEFITS. H-REPTD UNFAV.
#H. 276 PENSIONS FORMER STATE EMPLOYEES. H-REPTD UNFAV.
#H. 277 RETIREMENT SERVICE CREDIT. H-REPTD UNFAV.
#H. 410 LOCAL RETIREMENT SYSTEM REVISION. H-REPTD UNFAV.
H. 460 (J.RES.) HOSP. AND MED. BENEFITS COMM'N.(5/27) S-REF TO COM ON PERS&EMP.
#H. 493 (J.RES.) PUBLIC EMPLOYMENT STUDY. H-REPTD UNFAV.
#H. 543 18 YR-OLD SCHOOL ATTENDANCE.(5/29, 6/04) H-AMENDMENT ADOPTED; H-FAILED 2ND READING.
H. 562 ESCHEATS REASSIGNMENT.(5/30) S-REPTD FAV; S-SPEC ORDER #2-JUNE 10.
H. 588 VETERANS COLLEGE SCHOLARSHIPS. S-REPTD FAV.
H. 733 TEACHERS RETIREMENT OPTION. H-REPTD FAV.
#H. 818 BUSINESS CORP.ACT AMENDMENTS. H-REPTD UNFAV.
H. 819 NON-PROFIT CORP.AMENDMENTS.(6/03) H-PLACED ON CAL FOR JUNE 5.
#H. 822 NARCOTICS PENALTIES. H-REPTD UNFAV.
#H. 823 BARBITUATES PENALTIES. H-REPTD UNFAV.
#H. 845 WINSTON-SALEM STATE-REGIONAL UNIV.. H-REPTD UNFAV.
H. 853 (J.RES.) STUDY USE OF ENC SANATORIUM. S-REF TO COM ON HIGHR ED.
H. 898 TAX STUDY COMMISSION. S-REPTD FAV.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP.(6/02) S-REF TO COM ON JUDIC 1.
H. 952 VALIDATING CORPORATE DEEDS. S-REPTD FAV AS AMENDED.
H. 959 COUNTY LAND CONDEMNATION.(5/16) H-REPTD FAV AS AMENDED.
H. 965 HEARING AID BOARD.(5/16, 5/26, 6/04) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 970 MINING REGISTRATION ACT. S-REPTD FAV.
H. 999 AMORTIZE CLEANING DEVICES. S-REPTD FAV AS AMENDED.
H.1001 NONRESIDENT STUDENT FEES INCREASE. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON CALENDAR.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H.1042 AMEND CIVIL PROCEDURE RULES. H-REPTD FAV AS AMENDED.

H.1058 PUBLIC BLDG. DISPUTES SETTLEMENT.(6/02) S-REF TO COM ON JUDIC 2.
H.1075 CLASSIFY WATER FOR SCIENTIFIC USES.(5/26) S-REPTD FAV AS AMENDED.
H.1088 PUNISH EXCAPE FROM CUSTODY. H-REPTD FAV AS AMENDED.
H.1090 EASTERN CAROLINA IND'L SCHOOL.(6/02) S-REF TO COM ON HIGHR ED.
H.1100 CAPE LOOKOUT LAND ACQUISITION.(6/02) S-REF TO COM ON CONS&DEV.
H.1104 PASSENGER BUS WIDTH.(5/27) H-PASSED 2ND READING.
#H.1108 FEE OF SPECIAL COUNSEL. H-FAILED 2ND READING.
H.1109 INSURING LOCAL GOV'T AMBULANCES. S-REPTD FAV.
H.1110 HEALTH INSURANCE/RETARDED CHILDREN. S-REPTD FAV.
H.1115 SAMARCAND MANOR. S-REPTD FAV.
H.1120 OBSTRUCTIONS IN STREAMS.(5/26) S-REPTD FAV AS AMENDED.
H.1122 MUNICIPAL SALARY CUT REPEALER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1126 INSTRUCTION PERMITS-DRIVER TRAINEES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1127 PRIVILEGE LICENSES/LAUNDRIES-2. S-REF TO COM ON FINANCE.
H.1134 DR.- PATIENT PRIVILEGE DISCLOSURE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1143 TRAINING COUNSELORS ROOM & BOARD. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1147 CORRECTION/BRAKE REQUIREMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1152 WATER/SEWER AUTHORITIES AMDTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1169 PUBLIC RECORDS SUBPOENA. H-PLACED ON CAL FOR JUNE 5.
H.1173 CURING NOTARY DEED ACKNOWLEDGEMENT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1174 PERPETUAL CARE CEMTERIES' SALE. H-PASSED 2ND & 3RD READINGS.
#H.1179 BEER SALE,RESIDENT MANUFACTURERS. H-POSTPONED INDEF.
#H.1188 LEGISLATIVE ETHICS COMMITTEE. H-REPTD UNFAV.
H.1190 BANKING COMMISSION MEMBERS.(6/04) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1191 JAX DISCOUNT SCHEDULES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1193 GOVERNMENTAL ETHICS ACT.(6/04) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H.1195 HIGHWAY RELOCATION ASSISTANCE ACT. H-POSTPONED INDEF.
H.1200 STATE ASSUME POST-CONVICTION COSTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1203 VALIDATING MARRIED WOMEN DEEDS. H-REPTD FAV AS AMENDED.
H.1207 INSUR.DEP'T ARREST POWER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1210 CREDIT-SENTENCE TIME PENDING APP.. H-REPTD FAV.
H.1211 W. CAROLINA TO RECEIVE BOOKS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1212 W. CAROLINA CAMPUS TRAFFIC LAWS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1213 STATUTE OF LIMITATIONS: SLANDER. H-REPTD FAV.
H.1214 REPEATING COUNTY EXEMPTIONS. H-REPTD FAV.
H.1217 DUPLICATE LICENSE FEE. S-REPTD FAV.
H.1221 OMNIBUS COURT AMENDMENTS-2. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H.1225 WATER SAFETY COMMITTEE. H-PLACED ON CAL FOR JUNE 5.
H.1226 STATE CONSTRUCTION BONDS. H-PLACED ON CAL FOR JUNE 5.
#H.1231 ATT'YS FOR WELFARE RECIPIENTS. H-POSTPONED INDEF.
#H.1234 CONTINUE WELFARE PENDING HEARINGS. H-POSTPONED INDEF.
#H.1240 TSER BOARD ADDITIONS. H-REPTD UNFAV.
H.1293 (J.RES.) HONORING DR. CHARLES T. JOHNSON. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 383 (MARTIN) MARTIN TECH LAND TRANSFER.(6/03) S-CONCURRED IN H AMEND.
S. 405 (HENDERSON) FLETCHER CHARTER.(5/09, 6/02) S-PLACED ON CALENDAR.
S. 418 (MADISON) COURT HOUSE SECRETARIES. H-REPTD FAV AS AMENDED.
S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15, 6/03) S-PLACED ON CALENDAR.
S. 705 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(6/03) S-PLACED ON CAL FOR JUNE 11.
S. 723 (BRUNSWICK) ALCOHOL SALES IN SUNSET BEACH. H-PASSED 2ND & 3RD READINGS.
S. 773 (CRAVEN) WORTHLESS CHECK JURISDICTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 576 (HENDERSON) HENDERSONVILLE-SCHOOL BOARD. S-PASSED 3RD READING.
H. 577 (HENDERSON) COUNTY SCHOOL BONDS. H-PASSED 3RD READING.
H. 605 (RANDOLPH) COUNTY SCHOOL BONDS. S-PASSED 3RD READING.
H.1116 (POLK) TRYON ABC PROFITS SPLIT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1144 (POLK) SALUDA LAND SALE. H-REPTD FAV AS AMENDED.
H.1242 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS-2. H-REPTD FAV.
H.1246 (HARNETT) LIVESTOCK ARENA SUPPORT. H-PASSED 2ND READING.
H.1247 (COLUMBUS) CHADBOURN LIMITS. H-PASSED 2ND READING.
H.1251 (UNION) MONROE SURPLUS PROPERTY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1252 (EDGECOMBE) SCHOOL BOARD TERM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1257 (YANCEY) BURNSVILLE ABC VOTE/PROFIT SPLIT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1258 (JACKSON, TRANSYLVANIA) FERAL HOG HUNT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1261 (NEW HANOVER) SALARIES OF WILMINGTON OFFICIALS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1267 (WAKE) CORRECTING H488,REGISTRATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Session of Senate: 12 Noon, Thursday, June 5, 1969.

Next Session of House: 11:30 a.m., Thursday, June 5, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 102 -1069- THURSDAY, JUNE 5, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 806 Advis. Comm. Medical Assistance — GS 108
Introducer: Gurganus — Sent to PUB HLTH

"To amend Chapter 108 of the General Statutes, as it appears in Chapter 546 of the Session Laws of 1969, to provide for an Advisory Committee for Medical Assistance." Adds to GS 108, Art. 2, part 5 (Medical Assistance) new section GS 108-61.1 establishing advisory committee for medical assistance, appointed by Governor, to advise State Board of Social Services concerning purchase of health and medical services. Membership to consist of (a) Directors of Comm'n for Blind, State Board of Health, Dep't of Public Instruction, Dep't of Administration, and Dep't of Mental Health or their designated representatives, with terms at pleasure of Governor, (b) one member each from health service provider associations or societies named in Article, with nominees submitted to Governor by ass'n, (c) five citizens at large with knowledge of health problems of poor and health care purchase. Terms of members in groups (b) and (c) determined as follows: 1/3 each to be appointed for 1-year term, two-year, and three-year terms, with subsequent appointees serving three-year terms. Chm'n and Vice Chm'n to be appointed by Governor. Committee to meet at least semi-annually. Provides for staff services and travel expenses for committee members. Effective July 1, 1969.

S 807 Guard/militia minimum duty pay (Iden. H 1303) — GS 127
Introducer: Griffin — Sent to VETERANS

"To amend GS 127-79 to provide a minimum rate of pay for members of the National Guard and Naval Militia ordered by the Governor to State duty." Amends cited section to provide each such officer or enlisted man called to service by Governor to receive at least $8.00 per day compensation for such service.

S 808 Multiple retirements — GS 135
Introducer: Bailey — Sent to PERS & EMP

"To amend Chapter 135 of the General Statutes relating to computation of retirement allowances." Adds to GS 135-3(7) (methods of computing retirement allowances) new subparagraph (e) providing notwithstanding other provisions of chapter, any teacher or employee heretofore retired on early or service retirement allowance and later returned to service and contributed to Retirement System, and who later retires between July 1, 1967 and July 1, 1971, shall have benefits calculated on basis of total years of creditable service, applying computation formula applicable on date of final retirement; such person to repay retirement system for benefits improperly received during last period of service and to pay any contributions plus interest not deducted during final period of service.

S 809 Nuclear reactor insur./N.C. State — GS 116, 58
Introducer: Bailey — Sent to INSUR

"Amending Chapter 116 of the General Statutes so as to permit North Carolina State University to procure insurance against the hazards created by assemblying, construction, use and operation of nuclear reactors." Adds new GS 116-37.1 authorizing NCSU to procure insurance against hazards of explosion, implosion, radiation and any other special hazards unique to nuclear reactors resulting from assemblying, constructing, or operating nuclear reactors. Provides NCSU authorized to waive governmental immunity to extent insured as provided herein. Provides insurance procured must be from some company licensed to do business in N. C. or from governmental agency or association established to insure against such hazards. Establishes cause of action for property damage, personal injury, or in case of death, for wrongful death, against NCSU in situations insured against as provided herein. Act not to affect any claims heretofore or hereafter brought against NCSU under Tort Claims Act or Workmen's Compensation Act.

HOUSE

H 1302 (Jt. Res.) Honoring William Roy Cates, Sr. — MISC RES
Introducer: J. Ramsey — Passed & sent to Senate

"Honoring the memory of William Roy Cates, Sr., former Legislator and outstanding citizen." As title indicates.

H 1303 Nuclear reactor insur./N.C. State (Iden. S 809) — GS 116, 58
Introducers: S. Johnson and Leatherman — Sent to CALENDAR

"Amending Chapter 116 of the General Statutes so as to permit North Carolina State University to procure insurance against the hazards created by assemblying, construction, use and operation of nuclear reactors." Identical with S 809, digested above in today's bulletin.

H 1304 Chowan fire fighting funds — APPROPRIATION
Introducer: Messer — Sent to APPROPRN

"Appropriating fifteen thousand dollars to the Department of Conservation and Development for purpose of constructing a fire fighting headquarters and equipment building in Chowan County." Appropriates to C & D from General Fund $15,000 as title indicates.

LOCAL BILLS INTRODUCED

SENATE

S 810 Special purpose taxes — CASWELL, ROCKINGHAM
Introducer: Penn — Sent to FINANCE

"To authorize Caswell and Rockingham Counties to levy taxes for special purposes as authorized by GS 153-9." Adds named counties to GS 153-9(43)(c) provision empowering certain counties to levy special purpose tax to pay expenses of veteran's service officer, county accountant, and farm and home agents.

HOUSE

H 1301 Comm'rs compensation — NASH
Introducers: Fenner, Barbee and Eagles — Sent to CALENDAR

"Authorizing the Board of Commissioners of Nash County to increase their compensation." Authorizes maximum salary for Chm'n of Nash County B'd of Comm'rs of $200 (now $125) per month, and maximum for members of $125 (now $100) per month. Repeals all laws in conflict with act except SL 1969, Ch. 180 (county comm'rs to fix salaries).

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 13 (Guilford, Cleveland, Gaston) Electioneering within 500 yards (Senate committee substitute digested in Bulletin No. 83, p. 799). Amendments adopted in Senate 6/5/69 (1) making clear that campaign workers may enter polls on election day for purpose of voting, (2) adding Cleveland and Gaston counties to the bill, and (3) making technical changes.

S 18 Budget appropriations (digested in Bulletin No. 5 on unnumbered yellow pages following p. 28). Committee substitute adopted in Senate 6/5/69 that is identical with Committee Substitute adopted in House for H 20, which is digested below.

S 19 Capital appropriations (digested in Bulletin No. 5 on unnumbered yellow pages following p. 28). Committee substitute adopted in Senate 6/5/69 that is identical with Committee Substitute adopted in House for H 19, which is digested below.

S 112 Creating tenancy by entirety (digested in Bulletin No. 26, p. 152). Amendment adopted in House 6/5/69 providing that change from tenancy in common to tenancy by entirety must be clearly stated in granting clause of deed (originally, shown on face of deed) and making technical changes.

S 178 Local option sales and use tax (Sen. Comm. Sub. digested in Bulletin No. 98, p. 1020). Amendment adopted in Senate 6/5/69 deleting, in method of determining distribution of proceeds, reference to "most recent federal decennial census" and inserting in lieu thereof reference to most recent annual estimates of population as certified by NC Dep't of Administration. Directs Dep't of Admin. to certify annually to Comm'r of Revenue an accurate estimate of county and city population.

S 369 Nurse training, 75-bed hospitals (digested in Bulletin No. 59, p. 469). Committee substitute adopted in Senate 6/5/69 authorizing operation of training school for diploma school nursing graduates by any 75 or more bed hospital, and operation of practical nursing schools in connection with hospitals with 40 or more beds; provides that if hospital resources do not provide required learning opportunities, school must contract for needed additional resources; exempts present diploma schools with less than 75 beds. (Originally, authorized training schools in 75 bed hospitals.)

S 418 (Madison) Court house secretaries (digested in Bulletin No. 62, p. 517) Amendment adopted in House 6/5/69 authorizing Madison Comm'rs to employ two secretaries for county, one of whom to be specifically assigned to county auditor, and paid a minimum of $3,900 per year, and one to perform general secretarial duties and be paid a minimum of $3,000 per year. Establishes salary of Deputy Register of Deeds as $3,900 retroactively to January 1, 1969.

S 493 Business Corp. Act amendments (Senate amendments digested in Bulletin No. 91, p. 918). Amendment adopted in House 6/5/69 (1) requiring corporation to disclose to shareholders receiving a dividend, concurrently with payment, source of dividend if it is paid out of earned surplus if within one year (originally, three years) prior to payment a deficit in earned surplus had been reduced or eliminated; and (2) providing that for sections 20 [rewriting GS 55-46(a)(1)], 37 [rewriting GS 55-06(b)(4)], and 38 [rewriting GS 55-107(b)(3)] of the Act, effective date is ratification. (Remains October 1, 1969 for rest of Act.)

S 647 Auto liab. insurance rate rewrite (digested in Bulletin No. 86, p. 838) Committee substitute adopted in Senate 6/5/69 changing the bill to a resolution, commending the purposes of S 647, and directing the Governor's Study Comm'n on Automobile Liability Insurance to consider the provisions of S 647 and S 646 (Insurance Rate Analysis Division - digested in Bulletin No. 86, p. 838) and the principles (the "file and use" method of making rates) contained therein.

S 691 County bldg inspector jurisd'n (digested in Bulletin No. 91, p. 912). Amendment adopted in Senate 6/5/69 redefining territorial jurisdiction of county fire prevention, plumbing and building inspectors, and area of county fire prevention regulations to include all of unincorporated areas of county (originally, all unincorporated areas not covered by valid municipal zoning ordinance).

S 692 State Building Code update (digested in Bulletin No. 91, p. 912). Amendment adopted in Senate 6/5/69 redefining territorial jurisdiction of municipality for purposes of adopting local building code as areas within territorial limits of municipality (originally, also included any extraterritorial areas regulated by validly enacted municipal zoning ordinance).

S 693 Obsolete building laws repealed (digested in Bulletin No. 91, p. 913). Amendment adopted in Senate 6/5/69 (1) limiting territorial jurisdiction of municipal inspection department to area within municipal limits, (originally, included extraterritorial zoning jurisdiction) but (2) further providing where county not exercising its authority to enforce building, electrical, and plumbing regulations within area regulated by a municipality's validly-enacted zoning ordinance, municipality may request prior to April 1 of any year, that county do so; no later than beginning of next fiscal year; and if county declines to exercise powers in such areas, municipality shall be empowered to do so.

S 694 Creating county inspection dep'ts (digested in Bulletin No. 91, p. 913). Amendment adopted in Senate 6/5/69 (1) providing that territorial jurisdiction of county building and fire codes to be unincorporated areas of county (originally, unincorporated areas not regulated by validly-adopted municipal zoning ordinance); and (2) providing that where county not enforcing codes within area of municipal zoning ordinance, municipal governing board may request prior to April 1 of any year that county begin no later than beginning of next fiscal year; if county declines to do so in writing, or fails to do so, municipality may begin enforcement in such area.

S 700 Legislative Services Commission (digested in Bulletin No. 92, p. 924). Amendments adopted in Senate 6/5/69: (1) deleting from Comm'n duties the providing Sec'y of State with bound volumes of Journals and Session Laws he is required by law to distribute to various dep'ts, agencies, schools, etc.; (2) adding provision that any departure by Comm'n, in exercising its contracting authority, from established operating procedures requiring substantial expenditure of funds be approved by legislative resolution; (3) authorizing State Treasurer to pay actual expenses for joint operation of Assembly (originally, all expenses incurred under Act) on authorization (originally, written authorization) of Senate Pres. (Originally Pres. Pro Tempore) and Speaker. Deletes requirement of original bill that such joint expenses be paid from funds appropriated to Assembly. Makes similar changes with respect to expenses for operation of single house authorized by respective presiding officer (originally Pres. Pro Tempore in Senate). Requires Senate Pres. to advise with Pres. Pro Tempore with respect to all expenditures involving joint operations and Senate operations, and requires Pres. Pro Tempore to make recommendations concerning such expenditures.

S 707 Unearned premium reserve (digested in Bulletin No. 92, p. 925). Amendment adopted in Senate 6/5/69 providing that the reserve is not to be reduced (at rate of 1/20 of aggregate annually) until there is $150,000 in reserve, and that reserve is not to be reduced below $150,000; further provides that if laws of another jurisdiction in which domestic title insurance company is licensed has requirements for a larger reserve, those laws must be complied with. (Originally, merely required reduction by 1/20 of aggregate annually.)

S 716 Municipal parking revenue bonds (digested in Bulletin No. 93, p. 942). Amendment adopted in Senate 6/5/69 making clarifying change and deleting from renumbered GS 160-414(6) addition of CATV systems in definition of "undertaking" as stated therein.

S 794 Vehicles stop at grade crossings (digested in Bulletin No. 100, p. 1044) Technical amendment adopted in Senate 6/5/69.

HOUSE

H 19 Capital appropriations. See digest of Committee Substitute below under "Appropriations Bills Substitutes."

H 20 Budget appropriations. See digest of Committee Substitute below under "Appropriations Bills Substitutes."

H 321 Omnibus riot/civil-disorder bill (Iden. S 206, which is digested in Bulletin No. 40, p. 280) House Committee Substitute adopted 6/5/69 (Identical with Sen. Com. Sub. digested in Bulletin No. 101, p. 1059).

H 567 Judges, solicitors amendments (House amendment digested in Bulletin No. 99, p. 1036). Amendments adopted in House 6/5/69 permitting district judges in office on effective date of amendment to complete not only term he is then serving (original) but also stand for next successive terms.

H 909 Defenses/highway condemnations (digested in Bulletin No. 76, p. 708) Committee Substitute adopted in House 6/5/69 extending time for filing answer raising issue entitling defendant to injunctive relief to 60

(originally, 30) days. Permits clerk or judge to extend time for filing such answer for period not to exceed 20 days if cuase is shown. Requires summons served in all condemnation proceedings to show provisions of Act in bold print. Provides Act not to apply to pending litigation.

H 952 Validating corporate deeds (digested in Bulletin No. 79, p. 741). Amendment adopted in Senate 6/5/69 providing that Act not to apply to pending litigation.

H 959 County land condemnation (digested in Bulletin No. 80, p. 755). Amendments adopted in House 6/5/69 prohibiting county comm'rs from condemning any property already devoted to public use and making act apply only to Guilford County.

H 997 Students clean rooms (digested in Bulletin No. 82, p. 779). Amendment adopted in Senate 6/5/69 urging University trustees (as well as responsible university administrators) to further purposes of resolution; and, further providing copy of resolution be sent to Chairman of University Board of Trustees.

H 999 Amortize cleaning devices (digested in Bulletin No. 82, p. 779). Amendment adopted in Senate 6/5/69 (1) adding "coastal waters" to bodies of water whose pollution abatement by a device will qualify device for amortization permitted by Act; (2) making technical amendments.

H 1054 Remove GS race references (digested in Bulletin No. 85, p. 822). Committee Substitute adopted in House 6/5/69 deleting reference to race in additional GS sections as follows: Deletes all references to race in GS 51-3 (consanquinity table, voidable marriages), deletes racial reference in GS 105-323(a)(1) and deletes subparagraphs (2) and (3) thereof (concerning tax lists of municipalities), deletes racial reference in GS 105-323(b), and repeals GS 115, Art. 35 (dealing with education expense grants), and deletes reference to race in GS 153-201 (organization, etc. of prison farms).

H 1075 Classify water for scientific uses (House amendments digested in Bulletin No. 94, p. 974). Amendment adopted in Senate 6/5/69 providing that Board of Water and Air Resources may (originally, "shall") develop a supplemental classification of streams for scientific or research uses together with standards applicable to classification.

H 1079 State liquor-by-drink referendum (digested in Bulletin No. 87, p. 859). Amendment adopted in House 6/5/69 deleting townships as unit of voting in referendum.

H 1113 Samarcand Manor (digested in Bulletin No. 89, p. 887). Amendment adopted in Senate 6/5/69 changing spelling throughout bill from "Samarcand" to "Samarkand".

H 1120 Obstructions in streams (digested in Bulletin No. 89, p. 888). Amendment adopted in Senate 6/5/69 deleting 7-day grace period before misdemeanor penalty attaches.

H 1132 Coercion by lending institutions (digested in Bulletin No. 90, p. 903). Committee substitute adopted in House 6/5/69 differing from original bill in following respects: (1) adds provision prohibiting lender from designating attorney to investigate the title to the security (as well

as insurer of loan); (2) permits lender to approve attorney on reasonable non-discrimnatory basis (as well as insurer); and (3) deletes provisions concerning designation of a preferred insurer.

H 1144 (Polk) Saluda land sale (digested in Bulletin No. 91, p. 917). Amendment adopted in House 6/5/69 providing proceeds from any land or timber sale authorized herein to be applied solely to costs of repairing, renovating, extending, enlarging or improving water or sewer system of City of Saluda.

H 1169 Public records subpoena (digested in Bulletin No. 92, p. 928). Clarifying amendments adopted in House 6/5/69.

H 1184 (Burke) Glen Alpine school property (digested in Bulletin No. 92, p. 932) Committee Substitute adopted in House 6/5/69 which additionally transfers to Burke County school system all property, etc. of Morganton Graded School District, and of the Burke County Public School Board of Education. Requires State Superintendent of Public Instruction to prepare certificate of merger showing described transfers of property to be registered in Burke County by register of deeds, showing names of transferors in Grantor index and Burke County Public Schools Board of Education in Grantee index.

H 1187 (Moore) County liquor-by-the-drink (digested in Bulletin No. 93, p. 951). Committee substitute adopted in House 6/5/69 differing from original bill as follows: (1) deletes authority of Moore ABC Board to promulgate comprehensive plan and make rules and regulations to carry out Act and replaces with simple authority to make rules and regulations to carry out the Act, subject to the approval of the State ABC Board; (2) deletes other provisions in the Act pertaining to the comprehensive plan; and (3) deletes provision declaring that State ABC Board to exercise no authority over Moore ABC Board in carrying out Act.

H 1203 Validating married womens deeds (digested in Bulletin No. 93, p. 949). Amendment adopted in House 6/5/69 providing that Act not to apply to any instruments presently pending in any litigation.

S 1261 (New Hanover) Salaries of Wilmington officials. Amendment adopted in House 6/5/69 exempting from bill's general repealer clause SL 1969, Ch. 181 which allows local governing boards to set own salaries subject to various restrictions.

H 1263 State mammal: gray squirrel (digested in Bulletin No. 97, p. 1005). Amendment adopted in House 6/5/69 adding the scientific name of the gray squirrel (Seiurus Carolinensis) to the Act.

Appropriations Bills Substitutes

H 19 Capital appropriations (digested in Bulletin No. 5 as identical S 19 on unnumbered yellow pages following p. 28). Committee substitute adopted in House 6/5/69 which increases General Fund appropriation for capital improvement projects for use of State institutions, dep'ts and agencies from $55,957,082 to $74,462,503; increases Highway Fund appropriation from $455,000 to $1,080,000; and leaves unchanged Wildlife Resources Fund appropriation at $140,000. Makes the following changes in original bill (figures not in parenthese represent increases or additions; figures in parentheses represent reductions).

GENERAL FUND

GENERAL GOVERNMENT		
Department of Administration		($ 1,329,000)
Acquisition of Land, State Government	($ 1,500,000)	
Textbook and General Warehouse	(1,530,000)	
Purchase of Land	1,631,000	
Complete fence at Governor's Mansion	70,000	
CORRECTION		
Stonewall Jackson Training School		148,000
Renovate Cottage 17 and build sewage disposal plant.		
Morrison Training School		6,000
Added freezer space.		
Dep't of Correction Reserve for Existing Facilities		500,000
EDUCATION		
University of North Carolina (Consolidated)		50,000
UHF TV Translator Stations		
University of North Carolina at Chapel Hill (Health Affairs)		10,081,921
Preclinical Educational Facilities	4,889,000	
Less Federal Funds	2,352,755	2,536,245
Clinical Sciences Building	8,900,000	
Less Federal Funds	4,329,402	4,570,598
Bed Tower Addition to North Carolina Memorial Hospital	5,970,000	
Less Federal Funds	2,994,922	2,975,078

North Carolina State University at Raleigh		2,836,000
Building Repairs, Utilities and Improvements	(545,000)	
Equipment for Enginnering Departments	(400,000)	
Supplement to Nuclear Science Building	945,000	
University of North Carolina at Greensboro		200,000
Relocate Utilities and Streets for Library Addition	200,000	
University of North Carolina at Charlotte		565,000
Health Services Center	465,000	
Outdoor P.E. Fields	100,000	
Dormitories for 1000 Students	3,900,000	
Less Self-Liquidating	3,900,000	
East Carolina University		1,573,000
Relocate Utilities and Street for Library Addition	200,000	
Allied Health Professions Building	1,373,000	
North Carolina Agricultural & Tehcnial State University		(163,000)
Additions and Replacement of Instructional, Laboratory and Library Equipment	(163,000)	
Western Carolina University		497,000
One 600 Student Dormitory	300,000	
Less Self-Liquidating	300,000	
Bird Administration Building Addition	335,000	
Infirmary Addition	102,000	
Surfacing Tennis Courts	60,000	
Appalachian State University		1,550,000
New Elementary School at Watauga County	1,250,000	
Expansion of Campus Water System	300,000	
Pembroke State University		90,000
P.E. Field Improvements	90,000	
Winston-Salem State College		55,000
Air Condition Administration Building	55,000	
Elizabeth City State College		100,000
Renovate Lane Hall for Classroom	100,000	
Fayetteville State College		122,500
Extend Sewer to East Campus	15,500	
Extend Electrical Services to E. Campus	17,000	
Closed Circuit TV	90,000	
North Carolina Central University		200,000
Communitcations Building	1,850,000	
Less Deferred Funds	1,000,000	
Less Federal Funds	650,000	

University of North Carolina at Asheville		219,000
Infirmary	219,000	
University of North Carolina at Wilmington		524,000
One 200 Student Dormitory	100,000	
Less Self-Liquidating	100,000	
Business & Economics Bldg.	480,000	
Air Condition and Renovate President's Home	44,000	
North Carolina School for the Deaf		312,500
Vocational Bldg.	300,000	
Outside Electrical Distribution System Supp.	12,500	
HEALTH AND HOSPITALS		
Western Carolina Center		615,000
Infant's Treatment Unit	615,000	
Cherry Hospital		1,050,000
Renovate U-Shaped Patient's Dorm.	1,050,000	
NATURAL RESOURCES AND RECREATION		
Department of Conservation and Development		1,026,500
Division of Commercial and Sports Fisheries:		
Morehead City Admin. Bldg.	360,000	
50-foot Patrol Board	70,000	
Southport Office Building	21,000	
Division of Forestry:		
Mountain Facilities-Avery County	157,000	
Division of State Parks:		
Renovate Swimming Pool-Morrow Mtn. State Park	55,000	
Less Federal Funds	27,500	
Road Improvements-Morrow Mtn. State Park	32,000	
Less Federal Funds	16,000	
General Development-Pilot Mtn. State Park	250,000	
Less Federal Funds	125,000	
General Development-Stone Mtn. State Park	250,000	
Less Federal Funds	125,000	
General Development-Snow's Cut State Park	250,000	
Less Federal Funds	125,000	
AGRICULTURE		
Department of Agriclture		512,000
State Fair:		
Livestock and Poultry Disease		
Diagnostic Laboratory	512,000	
TOTAL - GENERAL FUND		18,505,421

HIGHWAY FUND

PUBLIC SAFETY AND REGULATION		
Department of Motor Vehicles		125,000
Office Bldg.-Roxboro	125,000	
HIGHWAYS		
Highway Commission		500,000
Reserve for Capital Improvement Projects	500,000	
TOTAL - HIGHWAY FUND		625,000

NEW PROVISIONS

Increases per student basis for new student housing to $3,900 (was, $3,400). Requires that college housing authorized to be constructed by self-liquidating funding in sec. 4 (the detailed appropriations) of Act be first recommended by Advisory Budget Comm'n as to need and method of financing before construction may begin. Renames "Higher Education Reserve Fund" the "Capital Construction Reserve Fund" and makes all provisions originally pertaining to first named fund, pertain to second. Provides $3,000,000 appropriated for Art Museum Building to be used as requested by State Art Museum Building Commission subject to approval of Governor and Advisory Budget Commission; Act reversion requirements not applicable to this portion of appropriation. Provides that $10,081,921 appropriated to UNC-CH for providing State's share of total cost to construct and equip Preclinical Education Facility, Clinical Science Facility and Bed Tower Addition to Memorial Hosp. to be contingent upon matching funds being provided by Federal Gov't; if federal funds not forthcoming, State money appropriated to revert to General Fund and not to be used for any other purpose. Directs that any unencumbered balances remaining in Capital Improvement Funds of 1967 revert to original source on Dec. 31, 1969, except that Governor and Advisory Budget Comm'n may grant further extension for specific projects where real emergency exists.

H 20 Budget appropriations (digested in Bulletin No. 5 as identical S 18 on unnumbered yellow pages following p. 28). Committee substitute adopted in House 6/5/69 which increases General Fund appropriation for current operations of State institutions, departments, and agencies for 1969-70 from $847,764,808 to $890,415,163 and for 1970-71 from $909,293,181 to $959,144,491; increases appropriation for current operations of Highway Fund for 1969-70 from $248,382,975 to $302,603,667 and for 1970-71 from $250,196,211 to $304,688,687. Makes following changes in original bill (figures not in parentheses represent additions or increases; figures in parentheses represent reductions):

GENERAL FUND

GENERAL GOVERNMENT

	1969-70	1970-71
Judicial Department (salary increases)	$ 844,876	$ 673,344
The Governor's Office (additional ass'ts, renovation, etc.)	63,249	53,280
The Lieutenant Governor (secretarial salary)	1,753	1,753
Department of Administration (numerous items)	2,504,627	917,500
Secretary of State (salary increase)	2,724	2,724
State Auditor (salary increase)	2,724	2,724
State Treasurer (salary increase, etc.)	5,224	2,724
Department of Justice:		
Attorney General (new positions, salary increase, etc.)	306,838	297,300
State Bureau of Investigation (new positions, equipment)	769,751	753,610
Governor's Commission on Law and Order (delete planning and action funds)	(257,956)	(257,956)
Dep't Administration - reserve for law and order action funds	350,000	-------
Contingency and Emergency:	400,000	400,000
Local Affairs Coord., Long-range Planning (new)	250,000	500,000
Governor's Committee on Employment of Handicapped	22,200	22,200
Salary Increases of State General Fund Employees Subject to the Personnel Act	8,906,836	3,889,937
Salary Adjustment Fund	500,000	1,000,000

PUBLIC SAFETY AND REGULATION

The Adjutant General (improved maintenance, reduced retirement contributions)	(365,225)	(375,292)
Utilities Commission (salary increase)	(10,895)	(10,895)
Insurance Department (salary increase, adjustment for premium finance co. licenses)	(28,776)	(28,776)
Department of Labor (adjustment, boiler inspection fees)	(11,785)	(12,443)
State Board of Alcoholic Control (equipment cut)	(3,422)	

	1969-70	1970-71
CORRECTION		
North Carolina Board of Juvenile Correction:		
General Administration (additional position)	$ 13,689	$ 13,425
Morrison Training School (construction delay)	(1,875)	
State Training School for Girls (construction delay)	(2,650)	
Various training schools, salary increases comparable to teachers	70,047	145,708
Department of Correction (additional research personnel, construction delay)	30,358	(409,030)
PUBLIC WELFARE		
Department of Public Welfare (Eugenics reduction, increases maternity & nursing home rates, added public assistance reserve)	840,216	267,746
State Commission for the Blind (increased rates and receipts, living cost adjustment)	(166,568)	56,822
Oxford Orphanage	8,000	8,000
Junior Order Children's Home	8,000	8,000
Central Orphanage of North Carolina	12,500	12,500
Odd Fellows Home	2,500	2,500
Alexander Schools, Inc.	11,000	11,000
Eliada Homes, Inc.	9,000	9,000
EDUCATION		
Department of Public Instruction (salary increase, reorganization)	130,494	132,580
State Board of Education:		
Nine Months School Fund (salary increases, additional personnel, kindergarten cut, delete teacher aides and spec. educ. transport)	17,458,657	33,060,500
State Board of Education (data processing)	173,200	398,200
Vocational Education (reserve new programs)	3,000,000	
Department of Community Colleges (salary increases, expansion programs, additional personnel)	985,061	2,561,414
Advancement School (salary increase)	21,261	42,671
Financial Assistance to Hospital Programs of Nursing Education	165,000	160,000
State Board of Higher Education (salary increase)	12,394	12,394
Reserves for Equalization and Improvement (reduce computer reserve)		(158,000)
Department of Administration-Reserve for Educational Benefits-Children of Veterans	125,000	125,000

	1969-70	1970-71
University of North Carolina (Consolidated):		
General Administration (Marine Science)	$ 123,388	$ 126,612
University of North Carolina at Chapel Hill: (construction delays, additional personnel)	4,885	69,235
Division of Health Affairs (construction delays)	(40,705)	
North Carolina State University at Raleigh (enrollment increase)	781,771	867,605
University of North Carolina at Greensboro (construction delays)	(91,140)	(50,530)
University of North Carolina at Charlotte (construction delays, additional personnel and program)	(91,272)	40,683
East Carolina University (reduced enrollment, additional personnel)	(59,697)	(36,137)
North Carolina Agricultural and Technical State University (personnel, equipment, construction delays)	3,415	11,000
Western Carolina University (construction delays, additional personnel)	50,010	64,835
Appalachian State University (construction delays, additional personnel)	(36,840)	18,620
Pembroke State University (additional personnel)	11,676	11,676
Winston-Salem State College (construction delays)	(6,868)	(6,868)
Elizabeth City State College (additional personnel)	5,100	4,750
North Carolina Central University (additional personnel)	13,874	13,626
University of North Carolina at Asheville (equipment)	35,000	-
University of North Carolina at Wilmington (additional personnel, renovation)	12,727	12,792
North Carolina Board of Science and Technology (cut grants)	(125,000)	(125,000)
North Carolina School for the Deaf (additional personnel, salary increase)	59,555	108,597
Eastern North Carolina School for the Deaf (salary increase)	13,710	40,580
The Governor Morehead School (salary increase)	37,885	56,180
State Aid to Public Libraries (additional aid)	456,875	956,875
North Carolina Museum of Art (additional personnel, restoration)	16,970	17,537
North Carolina School of the Arts (construction delays)	(13,000)	
Highlands Biological Station, Inc. (maintenance)	15,900	15,900
North Carolina State Art Society (grant in aid)	8,000	8,000

	1969-70	1970-71
UNC-CH, UNC-G, NCSU, ECU, A & T, WCU, ASU, NCC-transfer contract and grant receipts to academic budgets	-	4,235,250
All university and college campuses, School of Arts, Bd. Higher Education--Salary increases	3,155,701	4,519,049
NON-HIGHWAY TRANSPORTATION		
State Ports Authority (salary increase)	3,001	5,627
HEALTH AND HOSPITALS		
State Board of Health (community fluoridation aid)	22,500	22,500
Department of Mental Health:		
General Administration (various additional positions, new and enlarged program)	611,332	642,726
Alcoholic Rehabilitation Center-Black Mountain (salary increase)	19,000	19,000
Alcoholic Rehabilitation Center-Butner (salary increase)	8,600	8,600
Alcoholic Rehabilitation Center-Greenville (salary increase)	13,300	13,300
Dorothea Dix Hospital (additional personnel, programs)	561,367	711,773
Broughton Hospital (additional personnel)	300,674	331,862
Western Carolina Center (construction delay, additional personnel)	(244,066)	256,157
Cherry Hospital (additional personnel)	323,684	348,857
O'Berry Center (additional personnel)	68,061	68,055
John Umstead Hospital (additional personnel)	230,598	235,563
Murdoch Center (additional personnel)	57,144	59,294
Caswell Center (additional personnel, sewage treatment)	102,230	104,118
Wright School (additional personnel)	29,183	30,601
Advisory Council on Mental Retardation (operating costs)	5,400	6,900
North Carolina Orthopedic Hospital	20,000	20,000
NATURAL RESOURCES AND RECREATION		
Department of Conservation and Development (various expended services, airplane, transfer estuarine operations, etc.)	513,511	383,734
Department of Water and Air Resources (ground water, pollution control)	86,836	128,925
Industrial Extension Service-North Carolina State University at Raleigh (salary increase)	7,131	14,260

	1969-70	1970-71
AGRICULTURE		
Department of Agriculture (expanded service, pay hike)	$ 6,358	$ 34,397
Agricultural Experiment Station-North Carolina State University (salary increase, research)	173,114	261,271
Cooperative Agricultural Extension Service-North Carolina State University (salary increases)	142,355	240,999
State Soil and Water Conservation Committee (operating and travel)	77,238	87,707
RETIREMENT AND PENSIONS		
Pensions-Widows of Governors	3,000	3,000
DEBT SERVICE		
Landscrip Fund	(7,500)	(7,500)
TITLE XIX (MEDICAID)(reduced reserves)	(500,000)	(500,000)

HIGHWAY FUND

GENERAL GOVERNMENT		
Salary Adjustments of Highway Fund Employees (increase sal. adj. fund)	129,525	259,045
Salary Increases of Highway Fund Employees (salary increases)	4,979,214	1,995,128
Subtotal - General Government	5,108,739	2,254,173
PUBLIC SAFETY AND REGULATION		
Department of Motor Vehicles - Misc.	(2,699)	(123,908)
HIGHWAYS		
State Highway Commission:		
General Administration		15,311
State Maintenance and Construction		101,213,736

Highway Fund Special Provisions: Revises proviso relating to SHC merit salary increments, contingency reserves, general administration, engineering administration and supervision, and State maintenance and construction so that transfers and changes are permitted up to 30% reduction (originally 10%).

Salaries and Wages: Provides for increase in salaries in effect on June 30, 1969, for all full-time permanent employees subject to Personnel Act, in accord with graduated scale ranging from 13.9% at lowest step to approximately 7.5% at highest levels; for employee whose salary is not on present schedule,

annual increase is based on next lower pay rate; for employees whose salaries were adjusted by direction of Governor to $3,756 on April 1, 1969, annual increase is based on June 30, 1969, salaries if adjustment had not been made; and provides for across-the-board 2% salary increase for fiscal year 1970-71, based on June 30, 1969, salaries. (Originall, all salaries to be increased by 5% on 7/1/69 and additional 5% on 7/1/70.) Deletes provisions relating to lapsed salary funds from vacant positions and excess funds not being permitted for additional salary adjustments, and other discretionary increases.

Appropriations to various dep'ts, offices, institutions, and agencies (including Highway Fund employees) include funds for additional positions and for salary increases similar to that for State employees subject to Personnel Act, with following special exceptions: (a) for teachers and other instructional and administrative personnel in public schools, advancement school, correctional schools, deaf and blind schools - a salary index equal to 10% increase in 1969-70 and additional 10% increase in 1970-71; (b) for academic personnel in higher education facilities and related facilities and community college personnel - 8% increase in salary funds for 1969-70 and additional 8% in 1970-71; and (c) for State officials, various specified increases - District Court judges, prosecutors, and ass't prosecutors ($1,000); Secretary of State, State Auditor, State Treasurer, Insurance Comm'r, Labor Comm'r (all $2,500); Attorney General ($7,000); Sup't of Public Instruction ($6,000); Utilities Comm'rs ($2,000); (d) other additional positions and salary adjustments, in various dep'ts and agencies.

GENERAL FUND

Special Provisions: Special provisions differing from original bill: Medicaid - declares funds appropriated to Dep't of Social Services and in Special Reserve for implementing Title XIX (Medicaid) on January 1, 1970, on following basis: (a) persons eligible are limited to (1) public assistance recipients and (2) individuals over 65, the permanently and totally disabled, the blind, and members of families with dependent children, who are medically indigent as determined by Bd. of Social Services; (b) services are limited to hospital care (in and out patient), x-ray, laboratory, physicians services (medicine, podiatry, osteopathy), home health services, nursing home care, drugs, dental care and dentures, optometric services and eyeglasses; (c) eligible patients in State hospitals to be included; (d) Dep't of Social Services designated as agency for single state plan and to develop State plan and policies subject to approval of Advisory Budget Comm'n' (e) State Bd of Health to establish and maintain standards for participating institutions; (f) administrative costs for State and local dep'ts of social services and State Bd of Health provided from funds appropriated, with State bearing all non-federal share for Dep't of Social Services, State Bd of Health, and State hospitals, and other program costs divided equally between State and counties; (g) appropriations made to various State agencies for Medicaid services to be disbursed according to rates and fee schedules approved by Advisory Budget Comm'n.

Other provisions - deletes provisions relating to diversion of funds to State Bd of Education for additional teachers or other specified purposes; adds provision making appropriations for equipment for community colleges permanent and non-revertible; adds provisions authorizing Director of Budget to make rules and regs to apply to receipts-supported operations of central services nature so that effective purchasing power of appropriations not be reduced as result of payment of employer's contribution for retirement and social security; specifies that $101,252 of Agricultural Experiment Station appropriation be used solely for mechanized blueberry harvesting research and $67,800 solely for post harvest fruit physiology research; directs $300,000 unobligated bureau Reserve funds of State Comm'n for Blind be transferred to General Fund.

SENATE AND HOUSE CALENDAR ACTION JUN.05,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 15 ELECTIONEERING WITHIN 300 YARDS.(5/09, 6/05) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 18 BUDGET APPROPRIATIONS.(6/05) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-CAL SPECIAL ORDER, JUNE 6.
S. 19 CAPITAL APPROPRIATIONS.(6/05) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED;S-CAL SPECIAL ORDER, JUNE 6.
S. 76 SECURING FUTURE ADVANCES.(4/09, 6/03) S-CONCURRED IN H-AMENDMENT.
S. 77 MECHANICS',MATERIALMEN'S LIENS.(3/07) H-REPTD FAV AS AMENDED.
S. 85 SECURITY INTERESTS ON TITLE.(5/23) H-REPTD FAV.
S. 112 CREATING TENANCY BY ENTIRETY.(6/05) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 113 DISCHARGE OF MORTGAGE RECORDS.(3/07) H-PASSED 2ND & 3RD READINGS.
S. 134 MOREHEAD SCHOOL REVISION.(5/06, 5/08, 5/29) S-REPTD FAV.
#S. 152 PROFESSIONAL CORPORATIONS.(5/15) RATIFIED - CHAPTER 718.
S. 168 GUARDSMEN IMMUNITY FROM LIABILITY.(6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 178 LOCAL OPTION SALES AND USE TAX.(5/30, 6/04, 6/05) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT H TO CONCUR IN S-AMEND.
S. 206 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/04) S-PLACED ON CAL FOR JUNE 10.
#S. 221 PROHIBITING TRASH FISHING. S-REPTD UNFAV.
S. 235 INTEREST RATES AND CHARGES.(5/30) S-PLACED ON CAL FOR JUNE 10.
S. 327 JAILER'S FEES. S-PASSED 2ND READING.
S. 369 NURSE TRAINING - 75-BED HOSPITALS.(6/05) S-REPT FAV COM SUB AS AMENDED; S-COM SUBSTITUTE ADOPTED.
S. 404 S & L ASSOC. IMPROVEMENT LOANS.(4/17, 6/03) S-CONCURRED IN H-AMENDMENT.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02, 5/23) H-REPTD FAV AS AMENDED.
S. 468 AMENDING DRUG LAWS.(5/15) S-REPTD FAV.
#S. 479 COUNTY HEALTH BDS MEMBERSHIP.(5/08) RATIFIED - CHAPTER 719.
#S. 484 VIET VET BENEFITS; CAMPUS DISORDERS.(4/25) RATIFIED - CHAPTER 720.
S. 493 BUSINESS CORP.ACT AMENDMENTS.(5/21, 6/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.

S. 507 SAFE DRIVER INSURANCE NOTICES.(4/24, 5/29) H-PASSED 2ND & 3RD READINGS;.
S. 515 CONSUMER PROTECTION ACT. H-REPTD FAV.AS AMENDED.
#S. 590 REGISTER ICC EXEMPTIONS. RATIFIED - CHAPTER /21.
#S. 591 SAFETY RULES-COMMON CARRIERS. RATIFIED - CHAPTER /22.
#S. 592 TECHNICAL CHANGES-UTIL. COMM'N. RATIFIED - CHAPTER /23.
S. 600 INCREASE JUDGEMENT FOR ATT'Y FEES.(5/09) H-REPTD FAV.
S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29, 6/04) S-PLACED ON CAL FOR JUNE 6.
#S. 617 MILK COMMISSION APPEALS. S-REPTD UNFAV.
S. 618 COOPERATION IN WATER RESOURCES. H-RECALLED FROM ENROLLING 6/4; H-RECONSIDERED 3RD READING; H-PLACED ON CALENDAR.
S. 620 TRANSPORTING LIQUOR; CONFISCATION. H-REPTD FAV.
#S. 621 (J.RES.) DAVIDSON COLLEGE BOWL TEAM. RATIFIED - RES. 70.
S. 627 RESIDENTS IN MED.SCHOOL. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.
S. 629 (J.RES.) STUDY DISTURBED CHILDREN. H-REPTD FAV.
S. 632 GOOD FAITH CHECKS/LOCAL BONDS. H-REF TO COM ON FINANCE.
S. 634 COUNTY AGRICULTURAL REPORTS. H-REPTD FAV.
#S. 638 NURSING SCHOOLS OPEN UNTIL 1975. S-REPTD UNFAV.
S. 642 LICENSE NURSING HOME ADM'ORS.(5/23, 5/27) H-REPTD FAV AS AMENDED.
S. 643 SCHOOL ATTENDANCE ASSIGNMENT.(5/23, 5/28) H-REPTD FAV.
#S. 646 INSURANCE RATE ANALYSIS DIVISION. S-REPTD UNFAV.
S. 647 AUTO LIAB. INSURANCE RATE REWRITE.(6/05) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 650 NURSING BOARD MEMBERSHIP. S-REPTD W/O PREJUDICE.
S. 651 AMEND CIVIL PROCEDURE RULES. S-REPTD FAV AS AMENDED.
S. 657 SKI TOW SAFETY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 663 COUNTY AID TO SHELTERED WORKSHOPS.(5/23) H-REPTD FAV.
S. 670 CHANGE CIVIL CODE EFFECTIVE DATE.(5/30) H-REPTD FAV.
S. 678 LOCAL DEBT CONTRACT REFERENDUM. H-REF TO COM ON FINANCE.
S. 679 MET SEWERAGE DISTRICTS CHANGES. H-REF TO COM ON LOC GOVT.
S. 683 AD VAL TAX - MARSHLANDS. H-REF TO COM ON FINANCE.
S. 689 BUILDING INSPECTORS LIABILITY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 690 INS. COMM&R & LOCAL BLDG INSPECTORS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 691 COUNTY BLDG INSPECTOR JURISD'N.(6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 692 STATE BUILDING CODE UPDATE.(6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 693 OBSOLETE BUILDING LAWS REPEALED.(6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 694 CREATING COUNTY INSPECTION DEP'TS.(6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 700 LEGISLATIVE SERVICES COMMISSION. S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 701 DENTISTS' PROVISIONAL LICENSING. H-REPTD FAV.
S. 707 UNEARNED PREMIUM RESERVE.(6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 716 MUNICIPAL REVENUE BOND ACT AMDTS..(6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 718 CONTROLLED-ACCESS CONDEMNATION. H-REF TO COM ON CALENDAR.
S. 722 TRAIN TEACHERS IN ECONOMICS. S-REPTD FAV.
#S. 724 REPEAL NURSE PRACTICE ACT. S-REPTD UNFAV.
S. 725 WORK INCENTIVE: AFDC RECIPIENTS.(6/04) S-CONCURRED IN H-AMENDMENT.
S. 728 CONTINUE WELFARE PENDING APPEALS.(5/29, 6/04) S-PLACED ON CAL FOR JUN 6.
S. 729 DIRECT VENDOR PAYMENTS-WELFARE.(5/30) H-REPTD FAV 6/4; H-PASSED 2ND & 3RD READINGS.
S. 732 PUBLIC RECORDS SUBPOENA. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 734 LOCAL-STATE PROPERTY TRANSFERS. H-REPTD FAV.
S. 742 REAPPORTION COUNTY COMM'RS. S-REPTD FAV.
S. 743 COUNTY BUDGET TIME CHANGES. S-REPTD FAV.
S. 745 MUNICIPAL NET DEBT COMPUTATION. S-PASSED 2ND READING.
S. 746 COUNTY NET DEBT COMPUTATION. S-PASSED 2ND READING.
S. 747 BIRTH CERTIFICATE ADOPTED CHILD. H-REF TO COM ON CALENDAR.
S. 748 (J.RES.) RELOCATING RUFFIN STATUTE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 751 STATE PERSONNEL BLANKET BOND. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 754 DEFRAUDING INN KEEPER. S-REPTD FAV AS AMENDED.
S. 756 MENTAL HEALTH COUNCIL TITLE. H-REF TO COM ON JUDIC 1.
S. 759 MOBILE CLASSROOM UNITS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 760 TOWNS TO IMPROVE STATE HY. STS.. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 761 URBAN RENEWAL ALTERNATIVES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 762 APPEALS,LIENS/UNFIT DWELLING. H-REF TO COM ON JUDIC 2.
S. 763 HOUSING PROJECTS-PRIOR APPROVAL. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 765 TOWN EMPLOYEE GROUP INSUR. LIMITS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 768 RESIDENT STUDENT PREFERENCE. S-PASSED 2ND READING.
S. 770 TRAINING SCHOOLS' NAMES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 772 (J.RES.) ADVIS. BUDG./EFFICIENCY STUDY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 777 NURSING SCHOOL PROVISIONAL LIST. S-REPTD UNFAV.
S. 784 ABC REHABILITATION EXPENSES. S-REPTD FAV.
S. 785 SLOW VEHICLES ON FAST ROADS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 786 PERMANENT COURTS COMMISSION. S-REPTD FAV.
S. 794 VEHICLES STOP AT GRADE CROSSINGS.(6/05) S-AMENDMENT ADOPTED; S-PASSED 2 & 3RD READINGS; S-SENT TO HOUSE.
S. 795 REMOVE ANNEXATION LAW EXEMPTIONS. S-REPTD FAV.
S. 802 NUMBERED SEATS/29TH SEN.DIST.. S-REPTD FAV.

H. 19 CAPITAL APPROPRIATIONS.(6/05) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-CAL SPEC ORDER - JUNE 6.

H. 20 BUDGET APPROPRIATIONS.(6/05) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-CAL SPEC ORDER - JUNE 6.
H. 134 SIT-IN PUNISHMENT.(3/12) S-PASSED 2ND & 3RD READINGS.
#H. 186 SOFT DRINKS TAX - 2. H-REPTD UNFAV.
H. 230 REFUNDS OF SCHOOL FEES.(5/15) S-REPTD FAV.
H. 321 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/05) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 367 DEDUCT CONTRIBUTIONS-RESCUE SQUADS.(5/23) RATIFIED - CHAPTER 725.
#H. 391 SOFT DRINKS TAX - 3. H-REPTD UNFAV.
#H. 402 COUNTY COMM'RS MEETING PROCEDURE. H-REPTD UNFAV.
#H. 408 COUNTY COMM'R MEETING DATE. H-REPTD UNFAV.
#H. 567 JUDGES,SOLICITORS AMENDMENTS.(6/02, X/XX) H-FAILED 2ND READING.
H. 588 VETERANS COLLEGE SCHOLARSHIPS. S-PASSED 2ND & 3RD READINGS.
#H. 613 PUNISHING FISH LARCENY.(5/16, 5/20) S-REPTD UNFAV.
H. 627 JUVENILE COURT REVISIONS.(5/09) S-REPTD FAV AS AMENDED.
#H. 633 LOSS PAYABLE CLAUSES. H-REPTD UNFAV.
#H. 635 INTEREST ON SETTLEMENT OF CLAIMS. H-REPTD UNFAV.
H. 733 TEACHERS RETIREMENT OPTION. H-PLACED ON CAL FOR JUNE 10.

#H. 800 REMOVE ACETYLENE LIGHTS FROM MVS. H-REPTD UNFAV.
H. 819 NON-PROFIT CORP.AMENDMENTS.(6/03) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 840 MARRIAGE PHYSICAL EXAM. S-REPTD FAV.
#H. 848 MIXED BEVERAGE LICENSE FEE. H-REPTD UNFAV.
H. 883 INTER-COUNTY SCHOOL MERGERS. S-REPTD FAV AS AMENDED.
H. 894 EMC-TMC DIRECTORS' PER DIEM. S-REPTD FAV.
H. 897 CONTRACT SUIT COUNTERCLAIMS. S-REPTD FAV AS AMENDED.
H. 898 TAX STUDY COMMISSION. S-PASSED 2ND & 3RD READINGS.
#H. 903 SMALL WATERSHED CLARIFICATIONS. RATIFIED - CHAPTER 711.
H. 909 DEFENSES/HIGHWAY CONDEMNATIONS.(6/05) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 919 RURAL RECREATION DISTRICTS. S-REPTD FAV.
H. 937 SUP'T OF PUBLIC INSTRUCT.-APPT..(6/03) S-REF TO COM ON CONSTUTN.
H. 941 LAKE NORMAN BLIND FISHING.(5/19) S-REPTD FAV.
H. 942 AFTER-ACQUIRED PROPERTY CLAUSES.(5/22) S-REPTD FAV AS AMENDED.
#H. 947 MAYORS TO ADMINISTER OATHS.(5/16, 5/19) RATIFIED - CHAPTER 713.
H. 952 VALIDATING CORPORATE DEEDS.(6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H. 959 COUNTY LAND CONDEMNATION.(5/16, 6/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 962 INVESTMENTS IN S & L ASSOCS.-2. H-REPTD FAV AS AMENDED.
H. 970 MINING REGISTRATION ACT. S-RE-REF TO COM ON APPROPRN.
H. 978 INSPECT PROPERTY TRANSPORTS.(5/28) S-REPTD FAV.
H. 982 INSPECT UTILITY AFFILIATE RECORDS. S-REPT FAV.
H. 983 FALSE INFO. UTIL COMM'R. S-REPTD FAV.

H. 988 REGULATE RADIO COMMON CARRIERS.(5/28) S-REPTD FAV.
H. 989 CLARIFYING SCHOOL UNIT MERGERS. S-PASSED 2ND & 3RD READINGS.
H. 994 COMMITMENT FOR OBSERVATION.(5/14) S-REPTD FAV.
#H. 997 (J.RES.) STUDENTS CLEAN ROOMS.(6/05) S-AMENDMENT ADOPTED; S-TABLED.
H. 999 AMORTIZE CLEANING DEVICES.(6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H.1002 UP CARRIERS RE-REGISTRATION FEE. S-REPTD FAV; S-RE-REF TO COM ON FINANCE.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1042 AMEND CIVIL PROCEDURE RULES. H-PLACED ON CAL FOR JUNE 12.
H.1045 MULTI-COUNTY JAIL CONTRACTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
H.1054 REMOVE GS RACE REFERENCES. H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H.1060 REVISE VITAL STATISTICS LAWS. H-REPTD FAV AS AMENDED.
H.1075 CLASSIFY WATER FOR SCIENTIFIC USES.(5/26, 6/05) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
#H.1079 STATE LIQUOR-BY-DRINK REFERENDUM.(6/05) H-AMENDMENT ADOPTED; H-FAILED 2ND READING; H-RECONSIDERED 2ND READING; H-TABLED.
H.1088 PUNISH EXCAPE FROM CUSTODY. H-PLACED ON CAL FOR JUNE 6.
H.1090 EASTERN CAROLINA IND'L SCHOOL.(6/02) S-REPTD FAV.
H.1104 PASSENGER BUS WIDTH.(5/27) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1106 CIVIL REMEDY/CRUELTY TO ANIMALS.(5/28, 5/29) S-REPTD FAV AS AMENDED.
H.1109 INSURING LOCAL GOV'T AMBULANCES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
H.1110 HEALTH INSURANCE/RETARDED CHILDREN. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
H.1113 SAMARKAND MANOR.(6/05) S-AMEND ADOPTED; S-PASSED 2ND & 3RD READINGS.
H.1120 OBSTRUCTIONS IN STREAMS.(5/28, 6/05) S-AMEND ADOPTED; S-PASSED 2ND & 3RD READINGS.
H.1122 MUNICIPAL SALARY CUT REPEALER. S-REF TO COM ON LOC GOVT.
H.1126 INSTRUCTION PERMITS-DRIVER TRAINEES. S-REF TO COM ON HY SAFTY.
H.1132 COERCION BY LENDING INSTITUTIONS.(6/05) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H.1134 DR.- PATIENT PRIVILEGE DISCLOSURE. S-REF TO COM ON JUDIC 1.
H.1143 TRAINING COUNSELORS ROOM & BOARD. S-REF TO COM ON CORRECTN.
H.1147 CORRECTION/BRAKE REQUIREMENT. S-REF TO COM ON HY SAFTY.
H.1149 COUNTY SR. CITIZENS INFO OFFICER. H-REPTD FAV AS AMENDED.
H.1152 WATER/SEWER AUTHORITIES AMDTS. S-REF TO COM ON MFG LABR.
H.1157 BURIAL ASS'N FUNDS TRANSFER. H-REPTD FAV.
H.1158 BURIAL COMMISSIONER FEES. H-REPTD FAV.
H.1169 PUBLIC RECORDS SUBPOENA.(6/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1173 CURING NOTARY DEED ACKNOWLEDGEMENT. S-REF TO COM ON JUDIC 1.

H.1174 PERPETUAL CARE CEMTERIES' SALE. S-REF TO COM ON JUDIC 2.
H.1181 DENTISTS' PROVISIONAL LICENSING. H-REPTD FAV.
H.1190 BANKING COMMISSION MEMBERS.(6/04) S-REF TO COM ON BANKING.
H.1191 TAX DISCOUNT SCHEDULES. S-REF TO COM ON LOC GOVT.
H.1193 GOVERNMENTAL ETHICS ACT.(6/04) H-PASSED 2ND READING.
H.1200 STATE ASSUME POST-CONVICTION COSTS. S-REF TO COM ON COURTS.
H.1203 VALIDATING MARRIED WOMEN DEEDS.(6/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1207 INSUR.DEP'T ARREST POWER. S-REF TO COM ON INSUR.
H.1210 CREDIT-SENTENCE TIME PENDING APP.. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1211 W. CAROLINA TO RECEIVE BOOKS. S-REF TO COM ON HIGHR ED.
H.1212 W. CAROLINA CAMPUS TRAFFIC LAWS. S-REF TO COM ON HIGHR ED.
H.1213 STATUTE OF LIMITATIONS: SLANDER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1214 REPEATING COUNTY EXEMPTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1217 DUPLICATE LICENSE FEE. S-PASSED 2ND READING.
H.1220 SUPPORT/HANDICAPPED DEPENDENTS. H-REPTD FAV AS AMENDED.
H.1225 WATER SAFETY COMMITTEE. H-PLACED ON CAL FOR JUNE 10.
H.1226 STATE CONSTRUCTION BONDS. H-RECONSIDERED 2ND READING; H-RE-REF TO COM ON CALENDAR.
H.1232 LICENSE CHILD CARE ORGANIZATION. H-PLACED ON CAL FOR JUNE 10.
#H.1233 DIRECT VENDOR PAYMENTS - WELFARE. H-POSTPONED INDEF.
H.1236 TEACHER PAYROLL DEDUCTIONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1241 SCHOOL BUS - DUTY TO STOP. H-PASSED 2ND & 3RD READINGS.
H.1249 CORPORATE DEEDS VALIDATION. H-REPTD FAV.
H.1254 REGISTER OF THE BLIND. H-REPTD FAV.
H.1262 AMENDING H141/DRAINAGE APPEALS. H-REPTD FAV.
H.1263 STATE MAMMAL: GRAY SQUIRREL.(6/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1266 UNIVERSITIES - SPEED LIMITS,TOWING. H-REPTD FAV.
H.1270 AMEND HY. LIE-IN PENALTY. H-REPTD FAV.
H.1274 MEDICAL LICENSE REVISION. H-REPTD FAV AS AMENDED.
H.1275 UNIFORM CREDIT COMM'N. H-REPTD FAV.
H.1276 COUNTY REDEVELOPMENT COMMISSIONS. H-REPTD FAV.
H.1278 DRAINAGE IN SWAMPLANDS. H-REPTD FAV.
H.1302 (J.RES.) HONORING WILLIAM ROY CATES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

#S. 93 (RICHMOND) CLOSING PUBLIC NUISANCE.(2/24) H-REPTD UNFAV.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23) H-REPTD FAV AS AMENDED.
S. 405 (HENDERSON) FLETCHER CHARTER.(5/09, 6/02) S-CONCURRED IN H-AMENDMENT.
S. 418 (MADISON) COURT HOUSE SECRETARIES.(6/05) H-AMENDMENT ADOPTED; H-PASSED 2DN & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 433 (GUILFORD) GREENSBORO-HIGH PT. AIRPORT AMDTS. H-REPTD FAV.

S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15, 6/03) S-CONCURRED IN H-AMENDMENT.
S. 536 (CLEVELAND) KINGS MTN. EMINENT DOMAIN.(5/12) H-REPTD FAV AS AMENDED.
S. 615 (RICHMOND) SCHOOL BOARD LAND ACQUISITION.(5/30) H-REF TO COM ON LOC GOVT.
S. 648 (GASTON) GASTONIA POLICE JURISDICTION. H-REPTD FAV AS AMENDED.
#S. 656 (SURRY) POLICE JURISDICTION-DOBSON. RATIFIED - CHAPTER 709.
S. 696 (GUILFORD) GREENSBORO EMERGENCY RESERVE. H-REPTD FAV.
S. 702 (STANLY) AMBULANCE SERVICES:YOU MUST PAY. H-REPTD FAV.
S. 708 (GUILFORD) VALIDATING GREENSBORO SCHOOL USE. S-REPTD FAV.
S. 731 (WAKE) RALEIGH PAVING PETITIONS. S-REPTD FAV.
S. 737 (WAYNE)GOLDSBORO CHARTER AMENDMENTS. S-REPT FAV.
S. 769 (JONES) COURT FUNDS TRANSFER. S-REPTD FAV.
S. 773 (CRAVEN) WORTHLESS CHECK JURISDICTION. H-REF TO COM ON JUDIC 1.
S. 782 (CABARRUS) MT. PLEASANT ABC LOCATIONS. S-REPTD FAV.

#H. 8 (BURKE) INCREASED ALCOHOLISM RESERVE. H-REPTD UNFAV.
#H. 447 (PITT) COUNTY EMPLOYEES MILEAGE ALLOWANCE.(5/23) S-REPTD UNFAV.
#H. 501 (MOORE) TAYLORTOWN CEMETERY. H-REPTD UNFAV.
H. 573 (TYRRELL) NO BEARS TILL '73. S-REPTD FAV.
#H. 607 (CARTERET) TAX FUNDS FOR LIBRARIES. H-REPTD UNFAV.
#H. 642 (HARNETT) ERWIN LIMITS EXTENSION. H-REPTD UNFAV.
#H. 660 (BRUNSWICK) COUNTY OFFICIALS' SALARIES.(4/18, 5/30) RATIFIED - CHAPTER 726.
#H. 663 (CABARRUS, ROWAN) KANNAPOLIS SCHOOL BOARD. H-REPTD UNFAV.
H. 695 (VANCE) HENDERSON CHARTER AMENDMENT.(5/23) S-REPTD FAV AS AMENDED.
#H. 742 (BLADEN) ELIZABETHTOWN TAX RATE. RATIFIED - CHAPTER 710.
#H. 751 (ROCKINGHAM) MADISON MAYOR/BOARD ELECTION. H-REPTD UNFAV.
#H. 768 (FORSYTH) MUNICIPALITIES ANNEXATION. H-REPTD UNFAV.
H. 779 (LINCOLN) LINCOLNTON-LINCOLN C.OF C DUES.(5/22) S-REPTD FAV.
#H. 791 (DURHAM) CITY WATER FACILITIES,COSTS.(5/06, 5/16, 5/29) RATIFIED - CHAPTER 596.
H. 927 (PITT) GRIFTON CHARTER REVISION.(5/26) S-REPTD FAV.
#H. 946 (SURRY, WILKES) NIX PLEASANT HILL ANNEXATION.(5/16, 5/29) RATIFIED - CHAPTER 712.
H. 951 (ALAMANCE) CITY-COUNTY AIRPORT AUTHORITY.(5/26) S-REPTD FAV.
H. 958 (LINCOLN) LINCOLNTON STREET IMPROVEMENTS. S-REPTD FAV.
H.1005 (MECKLENBURG) CHARLOTTE/MECKLENBURG CIVIC CENTER. S-REPTD FAV AS AMENDED.
H.1015 (HARNETT) DUNN CHARTER REVISION.(5/23) S-REPTD FAV.
H.1040 (CLEVELAND) INCORPORATE POLKSVILLE.(5/26) S-REPTD FAV.
H.1048 (RUTHERFORD) EXTEND ELLENBORO LIMITS. S-REPTD FAV.
H.1063 (WAYNE) WATERSHED IMPROVEMENT PROGRAMS. S-REPTD FAV.
H.1070 (STANLY) AD VAL.TAX LIST PROCEDURES. S-REPTD FAV.
H.1074 (ROBESON) INCREASE FAIRMONT ED.BD.. S-REPTD FAV.
H.1081 (ROBESON) SCHOOL BOARD ELECTION. S-REPTD FAV.
H.1098 (UNION) INDIAN TRAIL CHARTER REVISION.(5/28) S-REPTD FAV.

H.1112 (MOORE) COUNTY DEP'T OF INVESTIGATION.(5/26) S-REPTD FAV.
H.1116 (POLK) TRYON ABC PROFITS SPLIT. S-REF TO COM ON ABC.
H.1124 (ROBESON) FAIRMONT BOARD SIZE. S-REPTD FAV.
H.1130 (DUPLIN) WARSAW MAYOR,COMM'RS PAY. S-REPTD FAV.
H.1136 (GRANVILLE) CREEDMOOR CHARTER REVISIONS. S-REPTD FAV.
H.1144 (POLK) SALUDA LAND SALE.(6/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1148 (ALEXANDER) SCHOOL BOARD ELECTION. S-REPTD FAV.
H.1153 (ALLEGHANY) MARRYIN' MAYOR/SPARTA. H-REPTD FAV AS AMENDED.
H.1156 (GUILFORD) COUNTY LAND CONVEYANCE.(5/30) S-REPTD FAV.
H.1164 (GUILFORD) JAMESTOWN ABC PROFITS SPLIT. S-REPTD FAV.
H.1167 (FORSYTH) COUNTY RETIREMENT FUND INVESTMENT. S-REPTD FAV.
H.1168 (BUNCOMBE) ASHEVILLE TAX SCROLLS.(5/30) S-REPTD FAV.
H.1170 (POLK) APPOINT TRYON SCHOOL BOARD. S-REPTD FAV.
H.1171 (ROCKINGHAM) CITY ABC ELECTION.(5/30) S-REPTD FAV AS AMENDED.
H.1175 (BURKE) MORGANTON RETIREMENT FUND. S-REPTD FAV.
H.1178 (ROCKINGHAM) EDEN MAYOR'S TERM. S-REPTD FAV.
H.1184 (BURKE) GLEN ALPINE SCHOOL PROPERTY.(6/05) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H.1187 (MOORE) COUNTY LIQUOR BY THE DRINK.(6/05) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-RE-REF TO COM ON FINANCE.
H.1197 (DAVIDSON) CABLE TV FRANCHISE.(5/30) S-REPTD FAV.
H.1201 (ROBESON) SCHOOL STUDY COMMSISSION.(6/03) S-REF TO COM ON EDUCATN.
#H.1228 (BURKE) COUNTY BUILDINGS LEASE. H-REPTD UNFAV.
H.1239 (ROBESON) MAXTON SCHOOL BOARD. S-REPTD FAV.
H.1242 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS-2. H-RE-REF TO COM ON LOC GOVT.
H.1246 (HARNETT) LIVESTOCK ARENA SUPPORT. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1247 (COLUMBUS) CHADBOURN LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1251 (UNION) MONROE SURPLUS PROPERTY. S-REF TO COM ON LOC GOVT.
H.1252 (EDGECOMBE) SCHOOL BOARD TERM. S-REF TO COM ON EDUCATN.
H.1257 (YANCEY) BURNSVILLE ABC VOTE/PROFIT SPLIT. S-REF TO COM ON ABC.
H.1258 (JACKSON, TRANSYLVANIA) FERAL HOG HUNT. S-REF TO COM ON WILDLIFE.
H.1261 (NEW HANOVER) SALARIES OF WILMINGTON OFFICIALS.(6/05) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1265 (YADKIN) COUNTY COMM'RS/DISTRICT ELECTION. H-REPTD FAV AS AMENDED.
H.1267 (WAKE) CORRECTING H488,REGISTRATION. S-REF TO COM ON LOC GOVT.
H.1271 (ROCKINGHAM) EDEN-SEWERAGE DISRICT MERGER. H-REPTD FAV.
H.1272 (WILSON) WILSON POLICE BENEFIT FUND. H-REPTD FAV.
H.1289 (GASTON) BELMONT CHARTER AMENDMENTS. H-REPTD FAV.
H.1292 (ANSON) POLKTON CHARTER REVISION. H-REPTD FAV AS AMENDED.
H.1298 (YANCEY) RURAL-REDEVELOPMENT AUTHORITY. H-REPTD FAV.

****

NEXT SESSIONS OF SENATE AND HOUSE: 9:30 a.m. FRIDAY, JUNE 6, 1969.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 103 -1095- FRIDAY, JUNE 6, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 812 Amend tombstone defacing statute — GS 14
Introducers: Coggins and Bailey — Sent to JUDIC 1

"To amend GS 14-148 relating to the removal or defacing of monuments and tombstones." Provides nothing in section to preclude cemetery operators from exercising powers reserved for them under rules relating to use and care of cemeteries.

S 813 Sales/use tax refund-Shaw Univ — GS 105
Introducers: Bailey and Coggins — Sent to FINANCE

"Authorizing a refund of sales and use taxes paid by Shaw University." Provides that, notwithstanding provisions of GS 105-164.14(b) relating to time for filing applications for refund, Comm'r of Revenue to refund to Shaw, $29,374.71, for sales and use taxes paid during calendar year 1968.

S 814 (Joint Resolution) Preserve order on campuses — MISC RES
Introducer: McGeachy — Sent to HIGHR ED

"A Joint Resolution expressing concern about campus disorders and calling for educational and governmental leaders to stand united in dealing therewith." Commends NC educational leaders for preserving order on campus and enjoins them to continue to maintain such order. Pledges support of General Assembly to such leaders to end that just and reasonable solutions to problems of day may be achieved.

S 815 Interest rates: NC Med. Care Comm'n — GS 131
Introducers: James and others — Sent to JUDIC 2

"Relating to interest rates which may be charged by the North Carolina Medical Care Commission on scholarship loans and providing for contract cancellations with the approval of the State Attorney General." Amends GS 131-121 to provide that NC Med. Care Comm'n health profession scholarship loans to bear interest rate not to exceed annual interest rate for personal loans charged by State banks as of default date, if there be default (now, not to exceed 6%). Requires that cancellation of loan by NC Med. Care Comm'n to receive assent of State Attorney General.

HOUSE

H 1307 State Construction Bonds-2 GS 143
Introducers: Eagles and others Sent to CALENDAR

"To create a State Construction Finance Authority authorized to issue revenue bonds to finance certain State government building projects." Creates body corporate known as NC State Construction Finance Authority, of five ex officio members: Governor, Director of Dep't of Adm'n, State Treasurer, State Auditor, and Lieut. Governor. Provides that members to receive only reimbursement for expenses, that three to be quorem, and that authority may elect sec'y and treasurer. Sets forth powers of authority: (1) general corporate powers; (2) to acquire and equip projects; (3) to lease projects, and operate leased projects where rent unpaid; (4) to borrow money and issue bonds or notes; (5) to fix and collect rents; (6) to employ consultants, employees; to enter into contracts; to accept money.

Authorizes authority to issue revenue bonds, to mature at periods up to 40 years;Local Gov't Comm'n to determine interest rates, with approval of authority. Provides details of bond issuance. Permits issuance of temporary bonds or interim receipts. Permits authority to borrow money and give notes in anticipation of bonds issuance. Authorizes authority and state dep'ts and agencies to enter into leases for buildings financed by authority, rentals to be paid from General Assembly appropriations; limits lease period to biennium in which executed, but permits automatic renewal for next biennium unless General Assembly fails to appropriate funds for payment of rent. Requires rent to be sufficient to pay principal and interest on bonds. Provides if lease not renewed, authority may lease or sell project to any person, corp. etc. Permits bonds to be secured by trust agreement and provides details for such agreement. Requires funds to pay off bonds (if trust agreement is entered into) to go into sinking funds, pledged to payment of principal and interest. Authorizes authority to issue refunding bonds. Provides that authority may request Local Gov't Comm'n to sell bonds and handle refunding bonds. Provides authority's bonds, income therefrom, and property of authority to be exempt from tax. Permits state dep'ts and agencies to transfer property to authority and requires authority, upon paying off of project, to transfer project, without charge, to State or appropriate agency. Requires authority to make annual reports to Governor, General Assembly, Advisory Budget Comm'n and Local Gov't Comm'n, setting forth operating and financial report.

H 1311 Drainage district law GS 156
Introducer: P. Godwin Sent to CALENDAR

"To amend the Drainage District Law." Adds new GS 156-54.1 to define terms as follows: (1) "Landowner" means person in whose name parcel of land listed for ad valorem tax purposes in county where located, subject to right of owner of fee to show ownership and become party to proceedings; (2) "resident landowner" is one who maintains principal residence within boundaries of drainage district excluding persons residing in municipality with real property only in incorporated municipality; (3) "benefit" means projected increase in income from land for entire area with drainage dist. boundaries for 50-yr. period, with court to consider following as evidence --standing water, height of av. water table, non-damaging excess water outlet, improvement to community health and welfare, improved assessibility; (4) "attorney fees" means fees for representing persons under disability, unknown landowners, and those in GS 156-60 ("petitioners").

Amends GS 156-56 to provide that petition to have map of land attached as described in petition with local names of principal drains or waterways, public highways and numbers, approx. location of proposed dist. boundaries, reference to municipalities and townships therein, and other identifying information; requires entry to be made in special proceeding index in county(s) where district to be located showing list of townships in dist. Amends GS 156-57 to provide that failure to file certificate showing names of landowners in proposed district not to invalidate action by CSC upon board of viewers' final report. Amends GS 156-58, allowing publication for unknown owners, to provide that notice to be to exclusion of all other notices to unknown landowners in other GS chapters. Amends GS 156-64, re notice of further hearing, to provide that notice to contain statement describing boundaries of district as proposed by board of viewers, that all landowners notified of proceeding, that benefit assessment may be levied upon land if district established, and that right of way or easement may be acquired. Rewrites part of GS 156-66 ("Right of appeal") to provide that any person owning land in district or area described in petition may appeal (now, any person owning lands in drainage or levee district who thinks he will not be benefitted by improvement may appeal). Amends GS 156-69 to provide that board of viewers may adopt all or part of maps used by county tax offices as drainage map of district for showing required information. Rewrites 3rd, 4th, and 5th paragraphs of GS 156-70.1 to provide that landowner seeking compensation for land acquired by district to file claim with CSC (now, board of viewers), and CSC may refer claim to board of viewers for their action or consider it himself; landowner may appeal from any award made by board of viewers or CSC with appeal from board to CSC and from CSC to district court; amount awarded to landowner to be added to cost of district and paid by comm'rs. Amends GS 156-70.1 to provide that if landowner made party to proceeding subsequent to adjudication upon final report of board of viewers and owns land needed for easement or right of way, then pleadings served on him to include notice that portion of his land needed for said easement/right-of-way, and that landowner to have same time to file compensation claim for said land with CSC as time for filing answer to pleading by which court requested to make landowner party to proceeding; title to easement/right-of-way to pass to district when judgment rendered decreeing landowner to be party to proceeding for assessment purpose and/or acquisition of easement or right-of-way.

Adds new GS 156-78.2 to provide for filing of certain papers in CSC office of each county when district extends beyond one county. Adds new GS 156-82.1(j) to enable drainage comm'rs to periodically revise map of district to show changes in land ownership and other property changes. Amends GS 156-93 to enable comm'rs to make rules for construction of laterals, which must be approved by CSC. Adds new GS 156-93.8 to enable comm'rs to use surplus, unappropriated or borrowed funds to pay costs incurred under Article. Rewrites GS 156-97(2) to provide that denominations of bonds to be multiples of $100 (now, between $100 and $1000). Amends GS 156-103 to provide that assessment roll to be filed in office of tax collector in county where land located and lien of assessment to accrue as provided by law in GS Ch. 156 after filing said roll.

H 1312 Black Mtn limits and aldermen — BUNCOMBE
Introducers: Stevens, Harkins and DeBruhl — Sent to CALENDAR

"To amend the Charter of the Town of Black Mountain, North Carolina to extend its corporate limits and to increase the number of aldermen composing its Board of Aldermen." As title indicates, setting out new limits in metes and bounds and raising number of aldermen from 3 to 5.

H 1314 County officer pay: cost-of-living — GS 153
Introducer: Harkins — Sent to CALENDAR

"Amending Chapter 358, Session Laws of 1969, relating to salaries of elected county officials." Amends GS 153-48.1(4) restriction on elected county officials salaries to provide nothing in cited subparagraph to exclude elected officers from cost-of-living salary increments given to county officers and employees generally. Effective July 1, 1969.

H 1315 (Joint Resolution) LRC study water/air resources law — STUDY, MISC RES
Introducer: Mills — Sent to CALENDAR

"Directing the Legislative Research Commission to study certain water and air resources laws, and to report its findings and recommendations to the 1971 General Assembly." Directs Comm'n to study need for legislation concerning (1) revision and recodification of drainage and small watershed laws; (2) local and regional water supplies; (3) legal status of stored or impounded water, its use and distribution; (4) need for revisions in water and air resources legislation enacted by 1967 and 1969 General Assemblies; and (5) and other such legislation as Comm'n deems appropriate. Directs report to 1971 General Assembly.

LOCAL BILLS INTRODUCED

SENATE

S 811 Roanoke Rapids retirement system — HALIFAX
Introducer: Allsbrook — Sent to ST PERS

"To amend the Charter of the City of Roanoke Rapids, Chapter 1054 of the Session Laws of 1967, to authorize a retirement system for employees." Authorizes Roanoke Rapids to establish by ordinance retirement plan for employees of city, which ordinance shall set out benefits, membership and contributions. Requires system to be on solvent actuarial reserve basis. Permits ordinance to provide for board of trustees. Authorizes city to contract for payment of benefits; permits investments of system funds. Makes conforming amendment to SL 1969, Ch. 481, (S 396).

HOUSE

H 1305 Incorporating Cooleemee — DAVIE
Introducers: Boger and Tolbert — Sent to CALENDAR

"To incorporate the Town of Cooleemee in Davie County subject to an election." Authorizes Davie Board of Elections to call and conduct special election among persons in area described in bill on whether to incorporate as Cooleemee. Regulates election, which shall include election of five commissioners, three highest to 4-yr terms, next two to 2-yr terms. Sets forth charter for town: (1) describes boundaries; (2) provides for five comm'rs, 4-year staggered terms, who are to appoint from themselves a mayor, who votes only in ties and appointments, and serves at their pleasure; (3) provides for qualifications of comm'rs, vacancies, compensation, organization, meetings, quorum, and passage of ordinances; (4) contains election procedure; (5) provides for appointment of town officers and duties; (6) requires town finances to follow general law; (7) provides procedure for claims against town. (This bill was introduced June 5.)

H 1306 Title to built-up land — DARE
Introducers: Burrus and Robeson — Sent to CALENDAR

"To amend Chapter 664 of the Session Laws of 1967 to add Dare County to this list of counties by the Act." Adds Dare and its municipalities to cited Act (which vests title to land built up to provide erosion control in coastal areas, in county or municipality).

H 1308 Public library tax — ASHE, WATAUGA, WILKES
Introducer: Barr — Sent to FINANCE

"To authorize the Board of County Commissioners of Ashe, Watauga and Wilkes Counties each in their discretion, to levy a tax for the support and maintenance of the public library facility in their respective county." Authorizes levy of tax of not more than 3¢ on each $100 valuation for as title indicates. Declares appropriations and taxes necessary expense and for special purpose and to be binding without vote of majority of voters.

H 1309 Edenton water/sewer assessments — CHOWAN
Introducers: P. Godwin & Culpepper — Sent to CALENDAR

"Providing the Town of Edenton, North Carolina, alternative methods of assessing the cost of extending water and sewer lines." Provides, in addition to GS 160-241 (sewer/water assessments to be made to extent of respective frontage on proposed improvement), Edenton Board may assess (1) equally against each lot capable of being served or (2) on basis of footage of land upon public street by equal rate per foot of frontage. Provides that governing body may annually determine between January and July average cost of installing water/sewer lines and make assessments of average cost during following fiscal year. Prescribes other requirements.

H 1310 Appoint Jaypees — ALLEGHANY, ASHE, BUNCOMBE, CABARRUS, CASWELL, IREDELL. RANDOLPH, ROWAN, WILKES, YADKIN,
Introducer: Short — Sent to CALENDAR

"To appoint Justices of the Peace for the several counties of North Carolina." Appoints named persons as justices of the peace for their respective townships and counties (listed in heading) for term from July 1, 1969 to Dec. 7, 1970. Effective July 1, 1969.

H 1313 Sell airport land — BUNCOMBE, HENDERSON
Introducers: Harkins, Mayfield, Beam, DeBruhl and Stevens — Sent to CALENDAR

"To authorize the City of Asheville, the City of Hendersonville, and the County of Henderson to sell certain property at private sale." As title indicates, describing property.

SENATE — AMENDMENTS AND COMMITTEE SUBSTITUTES

S 77 Mechanics', materialmen's liens (digested in Bulletin No. 17, p. 92; Senate amendment digested in Bulletin No. 38, p. 260 [as H 77].) Amendment adopted in House 6/5/69 providing that Act not to apply to pending litigation and not to be effective until January 1, 1970.

S 160 Compensation General Assembly (digested in Bulletin No. 33, p. 213; Senate amendment digested in Bulletin No. 51, p. 398). Committee substitute adopted in House 5/28/69: (1) providing that $50 expense money will be paid in all months (now just while General Assembly not in session) and salary and expenses in addition (and not in lieu of) to per diem and subsistence and travel expenses; (2)granting Speaker salary of $4000 per year and $100 per month expense money; and (3) establishing a Legislative Retirement Fund, administered by board of trustees of Teachers' and State

Employees' Retirement System. Creates office of Director of Legislative Retirement Fund, to be filled by Director of T&SE Retirement Fund, ex officio, with additional salary for him determined by Board of Trustees. Provides Board to request allocations necessary for act and to administer fund. Provides that State Treasurer to be custodian of Fund, and empowers Board to invest monies in Fund. Defines "member" of General Assembly as duly elected at general election or appointed in time to serve full term, provided anyone who assumes office in first week of session is considered to serve full term. Provides that any former member of General Assembly who has served four full terms and who is 65 is entitled to receive monthly retirement allowance of $25 per each term of service. Grants credit for each full term beginning with 1969 session, and for each full term rendered before 1969 for any member serving in 1969 or in any subsequent term. Provides benefits may be paid only after service in General Assembly or employment by State has terminated. Provides that if any member with three terms service becomes physically disabled in fourth or later term, and disability application is approved by Medical Board of T&SE System, he may receive disability payments at same rate as service benefits, regardless of age. Provides that if anyone is receiving benefits, and then becomes General Assembly member or teacher or State employee, payment of benefits is suspended. Allocates annually as item of joint expense from funds appropriated to General Assembly, such sums as determined necessary by Board to cover costs of benefits and administration of fund. Effective on first day of convening of 1971 session of General Assembly. Amendment adopted in House 6/6/69 permitting members of 1969 General Assembly with 3 or more terms creditable service and over age of 70 to be eligible for retirement benefits.

S 311 Dredge permits - riparian owners (Senate Com. Sub. digested in Bulletin No. 53, p. 418). Amendment adopted in House 6/6/69 defining "marshlands" as marshes or swamps in or adjacent to estuarine waters, which marshes or swamps are regularly or periodically flooded by the tides.

S 312 Navigable waters - save beauty (Senate Com. Sub. digested in Bulletin No. 53, p. 418). Amendments adopted in House 6/6/69 to allow construction projects as provided in section in or on any body of navigable water in State on permit of the appropriate Federal Agencies (or from the Department of Administration as is presently provided). Further provides permit requirement not to apply to construction of ramps, boathouses, or piers (as well as commercial fishing nets, etc., as presently provided). Makes certain clarifying additions.

S 364 (Cleveland) Kings Mtn. Lake Authority (Senate Com. Sub. digested in Bulletin No. 93, p. 953). Amendments adopted in House 6/6/69 to (1) provide that intended use of reservoir to be primarily as water supply for City of Kings Mountain and to be used for public recreation until City Comm'rs determine that further public recreation would create health problem; (2) provide that Kings Mtn. Zoning Bd to have none of powers or authority given by act if zoning and building code authority exercised by County Comm'rs before Jan. 1, 1970 covering area surrounding reservoir.

S 466 Foreign corporation executors (digested in Bulletin No. 65, p. 466). Amendment adopted in House 6/6/69 excluding from powers granted to foreign corporations under Act, power to act as administrator. Further, providing corporation qualifying as testamentary trustee or executor under provisions of Act to appoint process agent in State.

S 472 State tobacco museum (digested in Bulletin No. 66, p. 577; Senate amendment digested in Bulletin No. 82, p. 783). Amendment adopted in House 6/6/69 reducing appointments by Rockingham County Historical Society from five to three, adding three appointments of Edgecombe and Nash County Historical Societies, and providing that Tobacco Museum in Rockingham will concern tobacco manufacture and another in Nash or Edgecombe will be concerned with tobacco growing and marketing.

S 515 Consumer protection act (digested in Bulletin No. 71, p. 647). Amendment adopted in House 6/6/69 to exclude from Act all other advertising media (now, specifies major media forms).

S 536 (Cleveland) Kings Mtn. eminent domain (digested in Bulletin No. 73, p. 680). Amendment adopted in House 6/6/69 to delete all provisions of original bill and rewrite bill so that only either Art. 2 or Art. 3 of GS Ch. 40 (eminent domain) may be used; that Act not to be construed to enlarge power of City to condemn property already devoted to public use; that Act does not apply to condemnation actions already instituted nor to actions hereinafter instituted concerning Kings Mtn. Buffalo Creek Water and Lake Project. Effective January 1, 1970 (originally, on ratification).

S 618 Cooperation in water resources (digested in Bulletin No. 83, p. 790). Floor amendment adopted in House 6/6/69: (1) providing that Act not to authorize acquisition by condemnation of interests in land within boundaries of any project to be constructed by TVA, agents or subdivision; and (2) prohibiting any commission created pursuant to GS 158-8 (municipal, county, or regional economic development comm'ns) to condemn or acquire any property to be used by TVA, agents or subdivision.

S 642 License nursing home adm'ors (digested in Bulletin No. 86, p. 833). Clarifying amendment adopted in House 6/6/69.

(Gaston)
S 648 /(Cleveland) Gastonia police jurisdiction (digested in Bulletin No. 86, p. 648). Amendment adopted in House 6/6/69 extending police jurisdiction for policement of City of Kings Mountain in same manner as that of police of Gastonia.

S 651 Amend civil procedure rules (Iden. H. 1042 digested in Bulletin No. 87, p. 855). Amendment adopted in Senate 6/6/69: (1) permitting plaintiff to voluntarily dismiss his case, without prejudice, at any time before he rests his case (originally, in jury cases, before jury empaneled; in court-tried cases, before introduction of any evidence); (2) deleting provision that voluntary dismissal by plaintiff must be made before motion for summary judgment or any motion so treated by rules, or before responsive pleading served on adverse party, or if none, before introduction of evidence; (3) changing effective date to Jan. 1, 1970 (originally, July 1, 1969); and (4) making technical changes.

S 754 Defrauding inn keeper (digested in Bulletin No. 96, p. 989). Amendment adopted in Senate 6/6/69 deleting "negligent" defrauding of inn keeper as offense and removing 10-day limit on permissible delayed-payment agreements between patron and inn keeper.

S 802 Numbered seats 29th Sen. Dist. (digested in Bulletin No. 101, p. 1056). Amendment adopted in Senate 6/6/69 providing numbered seats also for 24th Senatorial District and 33rd Representative District.

HOUSE

H 20 Budget appropriations (digested in Bulletin No. 5, p. 22, House Com. Sub. digested in Bulletin No. 102, p. 1080). Technical amendments adopted in House 6/6/69 specifying NC court officials' salaries as follows: Supreme Court Chief Justice, $30,000 per year; Supreme Court Associate Justices, $29,000 per year; Court of Appeals Chief Judge, $27,000 per year; Court of Appeals Judges, $26,000 per year; Superior Court Judges, $22,000 per year; District Court Chief Judge, $18,000 per year; District Court Judges, $17,000 per year; District Court prosecutors, $13,000 per year; District Court Assistant Prosecutors, $11,000 per year; Administrative Officer of Courts, $24,500 per year; and Assistant Administrative Officer of Courts, $17,500 per year.

H 327 Literacy test deleted (digested in Bulletin No. 41, p. 294). Committee substitute adopted in House 6/6/69 making technical changes.

H 331 Revised Constitution Article 5 (Iden. S 212; digested in Bulletin No. 41, p. 291). Committee substitute adopted in House 6/6/69 making following changes: (1) adds clause making clear that paragraph relating to special tax areas subject to section regulating local debt; (2) eliminates requirement for general laws in paragraph relating to contracts with private entities; (3) inserts new clause authorizing State and local governments to borrow without vote "to supply an unforeseen deficiency in the revenue" (present Constitution, "to supply a casual deficit"); (4) revises clause permitting tax anticipation borrowing without vote to limit applicability to current years' taxes, and to delete authority for local governments to anticipate following year's taxes; (5) revises language of State and local debt sections to prohibit without vote "debts secured by a pledge of the faith and credit" (originally, "debts which pledge the faith and credit" in State section, and "debts and [a] pledge [of] its faith and credit" in local debt section); (6) revises definition section relating to debt to define debt as borrowing of money (originally, also entering into contracts not funded by current appropriations), and to define pledge of faith and credit as pledge of taxing power (originally, "express" pledge of taxing power, and also "express and unlimited pledge of the faith" to secure debt); (8) strikes out clauses permitting State and local revenue bonds without vote (made unnecessary by amendments to definition section); (9) strikes out clauses permitting local governments to enter into certain contracts without vote (made unnecessary by amendments to definition section); (10) adds phrase making clear that savings clauses concerning outstanding debt do not revive Civil War and Reconstruction bonds barred by Constitution; (11) amends section regulating gift or loan of credit by local governments to make applicable to any "corporation" (originally, any "private corporation")' (12) rewrites section concerning inviolability of sinking and retirement funds to conform language of retirement paragraph to Revised Constitution (H 231) and add specific authority for investment of sinking funds; (13) supplies omission of Art. IV, Sec. 3, as section transferred to new Art. V; (14) rewrites clause concerning merged or consolidated counties to conform to language of Revised Constitution (H 231); (15) amends ballot proposition; (16) makes several technical, editorial, and conforming amendments in text.

H 695 (Vance) Henderson charter amendment (digested in Bulletin No. 64, p. 551). Amendment adopted in Senate 6/6/69 limiting authority to discontinue service for non-payment of charges, to water services (originally, sewer services also).

H 942 After-acquired property clauses (digested in Bulletin No. 79, p. 741). Amendments adopted in Senate 6/6/69 to (1) exclude from Act natural gas companies as defined in §2(6) of the Natural Gas Act, 15 USCA 717a(6) and (2) make act effective "after midnight on September 30, 1969" and apply to instruments registered after that date (originally on date of ratification).

H 962 Investments in S & L assocs. - 2 (digested in Bulletin No. 80, p. 756). Amendment adopted in House 6/6/69 limiting investments by any local governing body insured by mutual deposit guaranty association under terms of Act to $15,000.

H 986 Trespass by expelled students (digested in Bulletin No. 81, p. 770). Committee Substitute adopted in House 6/6/69 making it clear that only suspensions or expulsions for disciplinary reasons are covered by Act.

H 1005 (Mecklenburg) Charlotte/Mecklenburg Civic Center (digested in Bulletin No. 82, p. 781). Amendment adopted in Senate 6/6/69 permitting removal of members from Charlotte/Mecklenburg Civic Center Board for cause only (originally, with or without cause).

H 1060 Revise vital statistics laws (digested in Bulletin No. 86, p. 840). Amendments adopted in House 6/6/69 as follows: (1) excludes municipalities over 2500 population as registration districts; (2) provides that all live births "regardless of gestation period" be registered (adds quoted words); (3) provides that fees of register of deeds conform with those prescribed in GS 161-10; (4) provides that records to be open to public inspection but not for illegal uses and that register of deeds, upon request, to make copies, etc. of records for prescribed fees (originally, information not to be disclosed for commercial gain nor to persons having no reasonable need for access, and that copies, etc. may be made only when requested by authorized applicant); (5) deletes special references to American Legion as being entitled to certain vital statistical records without charge, etc.; (6) makes misdemeanor furnishing copy of birth certificate to unauthorized person or for unauthorized purpose (originally, to person other than person to whom birth record relates); (7) deletes authorization to State Registrar to prevent unwarranted invasion of rights of privacy in connection with birth and death certificates.

H 1132 Coercion by lending institutions (House Com. Sub. digested in Bulletin No. 102, p. 1074). Technical amendment adopted in House 6/6/69.

H 1149 County Sr. citizens info officer (digested in Bulletin No. 91, p. 915). Technical amendment adopted in House 6/6/69.

H 1153 Marryin' mayor/Sparta (digested in Bulletin No. 91, p. 917). Amendment adopted in House 6/6/69 purporting to make Act of general application. Bill caption not changed.

H 1165 Non-profit buses: speed, licenses (digested in Bulletin No. 92, p. 927). Committee substitute adopted in House 6/6/69 making clear that only activity buses for non-profit organizations (as well as school and church buses) are covered by Act and making technical changes.

H 1171 (Cleveland, Rockingham, Stokes) City ABC elections (digested in Bulletin No. 92, p. 931; House amendment digested in Bulletin No. 98, p. 1023). Amendment adopted in Senate 6/6/69 (1) making Act applicable to Cleveland and Stokes Counties as well as Rockingham, and making conforming amendments; and (2) deleting authority to hold beer and wine election at same time as ABC election.

H 1220 Support/handicapped dependents (digested in Bulletin No. 94, p. 966). Technical amendment adopted in House 6/6/69.

H 1265 (Yadkin) County comm'rs/district election (digested in Bulletin No. 98, p. 1019). Technical amendment adopted in House 6/6/69.

H 1274 Medical license revisions (digested in Bulletin No. 99, p. 1033). Amendment adopted in House 6/6/69 to re-enact GS 90-18(9), exempting osteopaths from medical license requirements.

H 1275 Uniform Consumer Credit Comm'n (digested in Bulletin No. 99, p. 1034). Amendment adopted in House 6/6/69 increasing membership of Comm'n by four members, with four appointed by Governor, at least two of whom must represent the consuming public.

H 1292 Polkton charter revision (digested in Bulletin No. 101, p. 1058). Amendment adopted in House 6/6/69 modifying that section of the charter pertaining to the effective date of ordinances and resolutions.

SENATE AND HOUSE CALENDAR ACTION JUN. 06, 1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 18 BUDGET APPROPRIATIONS.(6/05) S-CAL SPEC ORDER - JUNE 9.
S. 19 CAPITAL APPROPRIATIONS.(6/05) S-POSTPONED TO JUNE 11.
#S. 43 COUNTY COMMISSIONERS' ELECTIONS.(4/17, 4/28, 5/30) RATIFIED - CHAPTER 717.
S. 77 MECHANICS',MATERIALMEN'S LIENS.(3/07, 6/06) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 85 SECURITY INTERESTS ON TITLE.(5/23) H-PLACED ON CAL FOR JUNE 10.
S. 112 CREATING TENANCY BY ENTIRETY.(6/05) S-CONCURRED IN H AMEND.
S. 134 MOREHEAD SCHOOL REVISION.(5/06, 5/08, 5/29) S-PASSED 2ND & 3RD READINGS.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28, 6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 311 DREDGE PERMITS-RIPARIAN OWNERS.(5/22, 5/26, 6/06) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 312 NAVIGABLE WATERS-SAVE BEALTY.(5/22, 6/06) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 327 JAILER'S FEES. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 369 NURSE TRAINING - 75-BED HOSPITALS.(6/05, 6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS::; S-SENT TO HOUSE.
S. 388 HABITUAL TRAFFIC OFFENDERS.(5/28, 5/29, 5/29) H-PASSED 2ND READING; H-PLACED ON CAL FOR JUNE 10.
#S. 452 WINE AND BEER REGULATION.(5/16, 6/03) RATIFIED - CHAPTER 728.
S. 457 FULL-TIME VOTER REGISTRATION.(5/30, 6/03) S-REPTD FAV; S-CONCURRED IN H AMENDMENT.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02, 5/23, 6/06, 6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-RECONSIDERED 3RD READING; H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 468 AMENDING DRUG LAWS.(5/15) S-PASSED 2ND READING.
S. 472 STATE TOBACCO MUSEUM.(5/08, 6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 493 BUSINESS CORP.ACT AMENDMENTS.(5/21, 6/05) S-CONCURRED IN H AMENDMENT.
S. 515 CONSUMER PROTECTION ACT.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.

S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08) H-PLACED ON CAL FOR JUNE 11.
S. 567 HARMFUL DRUGS STUDY. H-PASSED 2ND & 3RD READINGS.
S. 597 COUNTY COMM'R AS HOUSING AUTH. H-PASSED 2ND & 3RD READINGS.
S. 600 INCREASE JUDGEMENT FOR ATT'Y FEES.(5/09) H-PASSED 2ND & 3RD READINGS.
S. 601 CABLE TV USE PERIOD. H-REPTD FAV.
S. 602 BRAKE LINING STANDARDS.(5/28) H-PASSED 2ND & 3RD READINGS.
S. 605 LOCAL GOVERNMENT ACT. H-PASSED 2ND & 3RD READINGS.
S. 615 REVISE HUNT-FISH-TRAP FEES.(5/29, 6/04) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 618 COOPERATION IN WATER RESOURCES.(6/06) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 620 TRANSPORTING LIQUOR; CONFISCATION. H-PASSED 2ND & 3RD READINGS.
S. 629 (J.RES.) STUDY DISTURBED CHILDREN. H-PASSED 2ND & 3RD READINGS.
S. 642 LICENSE NURSING HOME ADM'ORS.(5/23, 5/27, 6/06) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR JUNE 9.
S. 647 AUTO LIAB. INSURANCE RATE REWRITE.(6/05) S-RE-REF TO COM ON INSUR.
S. 650 NURSING BOARD MEMBERSHIP. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 651 AMEND CIVIL PROCEDURE RULES.(6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 657 SKI TOW SAFETY. H-REF TO COM ON JUDIC 1.
S. 659 DUPLICATE ELECTION ABSTRACTS. S-REPTD FAV.
#S. 673 (J.RES.) HONORING PHYSICIANS ATTENDING TO GA. RATIFIED - RES. 71.
S. 686 DEFINING 'COMMERCIAL FACTOR'. H-PASSED 2ND READING.
S. 689 BUILDING INSPECTORS LIABILITY. H-REF TO COM ON JUDIC 2.
S. 690 INS. COMM&R & LOCAL BLDG INSPECTORS. H-REF TO COM ON JUDIC 1.
S. 714 SOLID WASTE DISPOSAL PROGRAMS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 715 BEER SALE,RESIDENT MANUFACTURERS. RATIFIED - CHAPTER 731.
S. 716 MUNICIPAL REVENUE BOND ACT AMDTS..(6/05) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 722 TRAIN TEACHERS IN ECONOMICS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 727 ATT'YS FOR WELFARE RECEIPIENTS. RATIFIED - CHAPTER 735.
S. 728 CONTINUE WELFARE PENDING APPEALS.(5/29, 6/04) S-CONCURRED IN H AMENDMENT.
S. 732 PUBLIC RECORDS SUBPOENA. H-REF TO COM ON JUDIC 2.
S. 742 REAPPORTION COUNTY COMM'RS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 743 COUNTY BUDGET TIME CHANGES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 745 MUNICIPAL NET DEBT COMPUTATION. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 746 COUNTY NET DEBT COMPUTATION. S-PASSED 3RD READING; S-SENT TO HOUSE.

S. 748 (J.RES.) RELOCATING RUFFIN STATUTE. H-REF TO COM ON CALENDAR.
S. 751 STATE PERSONNEL BLANKET BOND. H-REF TO COM ON JUDIC 2.
S. 754 DEFRAUDING INN KEEPER.(6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 759 MOBILE CLASSROOM UNITS. H-REF TO COM ON JUDIC 1.
S. 760 TOWNS TO IMPROVE STATE HY. STS.. H-REF TO COM ON CALENDAR.
S. 761 URBAN RENEWAL ALTERNATIVES. H-REF TO COM ON JUDIC 1.
S. 763 HOUSING PROJECTS-PRIOR APPROVAL. H-REF TO COM ON JUDIC 1.
S. 765 TOWN EMPLOYEE GROUP INSUR. LIMITS. H-REF TO COM ON JUDIC 2.
S. 766 WATER/SEWER OPERATOR CETIFICATION. S-REPTD FAV.
S. 768 RESIDENT STUDENT PREFERENCE. S-PLACED ON CAL FOR JUNE 9.
S. 770 TRAINING SCHOOLS' NAMES. H-REF TO COM ON JUDIC 1.
S. 772 (J.RES.) ADVIS. BUDG./EFFICIENCY STUDY. H-REF TO COM ON CALENDAR.
S. 784 ABC REHABILITATION EXPENSES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 785 SLOW VEHICLES ON FAST ROADS. H-REF TO COM ON CALENDAR.
S. 786 PERMANENT COURTS COMMISSION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 795 REMOVE ANNEXATION LAW EXEMPTIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 799 (J.RES.) MARINE SCIENCE COUNCIL. S-REPTD FAV.
S. 802 NUMBERED SEATS/29TH SEN.DIST..(6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 19 CAPITAL APPROPRIATIONS.(6/05) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 20 BUDGET APPROPRIATIONS.(6/05, 6/06) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING; H-CAL SPEC ORDER - JUNE 9.
H. 230 REFUNDS OF SCHOOL FEES.(5/15) S-PASSED 2ND & 3RD READINGS.
H. 321 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/05) H-PLACED ON CAL FOR JUNE 9.
H. 327 LITERACY TEST DELETED.(6/06) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H. 429 TAX EXEMPTION-PERSONS OVER 65. H-REPTD UNFAV.
#H. 506 DREDGE PERMITS-RIPARIAN OWNERS. H-REPTD UNFAV.
#H. 507 NAVIGABLE WATERS-SAVE BEAUTY. H-REPTD UNFAV.
H. 551 COLLEGE DISRUPTER DISCIPLINE.(5/29) H-REPTD FAV AS AMENDED.
#H. 597 RENAME STATE FORESTRY DIVISION. H-REPTD UNFAV.
#H. 599 C & D TREE SEEDS AND SEEDLINGS. H-REPTD UNFAV.
#H. 612 C & D FORESTRY SERVICES. H-REPTD UNFAV.
H. 627 JUVENILE COURT REVISIONS.(5/09) S-RE-REF TO COM ON COURTS.
H. 819 NON-PROFIT CORP.AMENDMENTS.(6/03) S-REF TO COM ON JUDIC 2.
H. 840 MARRIAGE PHYSICAL EXAM. S-PASSED 2ND & 3RD READINGS.
H. 883 INTER-COUNTY SCHOOL MERGERS.(6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H. 894 EMC-TMC DIRECTORS' PER DIEM. S-PASSED 2ND & 3RD READINGS.
H. 897 CONTRACT SUIT COUNTERCLAIMS.(6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.

H. 909 DEFENSES/HIGHWAY CONDEMNATIONS.(6/05) H-PLACED ON CAL FOR JUNE 10.
H. 919 RURAL RECREATION DISTRICTS. S-PASSED 2ND READING.
H. 941 LAKE NORMAN BLIND FISHING.(5/19) S-PASSED 2ND & 3RD READINGS.
H. 942 AFTER-ACQUIRED PROPERTY CLAUSES.(5/22, 6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR S-AMEND.
H. 952 VALIDATING CORPORATE DEEDS.(6/05) H-PLACED ON CALENDAR.
H. 961 GUARANTY ASSOC. INVESTMENTS. S-REPTD FAV.
H. 962 INVESTMENTS IN S & L ASSOCS.-2.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 965 HEARING AID BOARD.(5/16, 5/26, 6/04) S-REF TO COM ON MFG LABR.
H. 978 INSPECT PROPERTY TRANSPORTS.(5/28) S-PASSED 2ND & 3RD READINGS.
H. 982 INSPECT UTILITY AFFILIATE RECORDS. S-PASSED 2ND & 3RD READINGS.
H. 983 FALSE INFO. UTIL COMM'R. S-PASSED 2ND & 3RD READINGS.
#H. 984 WORKMEN'S COMP. MEDICAL CHARGES. H-REPTD UNFAV.
H. 985 AID REVOKED-DISRUPTING. H-REPTD FAV AS AMENDED.
H. 986 TRESPASS BY EXPELLED STUDENTS.(6/06) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 988 REGULATE RADIO COMMON CARRIERS.(5/28) S-PASSED 2ND & 3RD READINGS.
H. 994 COMMITMENT FOR OBSERVATION.(5/14) S-PASSED 2ND & 3RD READINGS.
H. 999 AMORTIZE CLEANING DEVICES.(6/05) H-PLACED ON CALENDAR.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04) S-REF TO COM ON HY SAFTY.
H.1054 REMOVE GS RACE REFERENCES. H-PLACED ON CAL FOR JUNE 9.
H.1060 REVISE VITAL STATISTICS LAWS.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1075 CLASSIFY WATER FOR SCIENTIFIC USES.(5/26, 6/05) H-PLACED ON CALENDAR.
#H.1083 VALIDATE NOTARY ACTS.(5/29) RATIFIED - CHAPTER 716.
#H.1084 MOTOR VEHICLES-AD VALOREM TAX. H-REPTD UNFAV.
H.1087 REVISE MEDICAL LIEN LAW.(5/26) H-REPTD FAV AS AMENDED.
H.1090 EASTERN CAROLINA IND'L SCHOOL.(6/02) S-PASSED 2ND & 3RD READINGS.
#H.1091 OCCUPATIONAL HEALTH ACT. H-REPTD UNFAV.
H.1100 CAPE LOOKOUT LAND ACQUISITION.(6/02) S-REPTD FAV AS AMENDED.
H.1104 PASSENGER BUS WIDTH.(5/27) S-REF TO COM ON ROADS.
H.1106 CIVIL REMEDY/CRUELTY TO ANIMALS.(5/28, 5/29, 6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR S-AMEND.
H.1113 SAMARKAND MANOR.(6/05) H-PLACED ON CAL FOR JUNE 11.
H.1120 OBSTRUCTIONS IN STREAMS.(5/28, 6/05) H-CONCURRED IN S-AMENDMENT.
H.1132 COERCION BY LENDING INSTITUTIONS.(6/05, 6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1149 COUNTY SR. CITIZENS INFO OFFICER.(6/06) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1165 NON-PROFIT BUSES: SPEEDY LICENSES.(6/06) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H.1181 DENTISTS' PROVISIONAL LICENSING. H-PLACED ON CAL FOR JUNE 9.
H.1192 SEWER SYSTEM DEBT. H-REPTD FAV.
H.1193 GOVERNMENTAL ETHICS ACT.(6/04) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1210 CREDIT-SENTENCE TIME PENDING APP.. S-REF TO COM ON JUDIC 1.
H.1213 STATUTE OF LIMITATIONS: SLANDER. S-REF TO COM ON JUDIC 1.
H.1214 REPEATING COUNTY EXEMPTIONS. S-REF TO COM ON LOC GOVT.
H.1217 DUPLICATE LICENSE FEE. S-PASSED 3RD READING.
H.1220 SUPPORT/HANDICAPPED DEPENDENTS.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1230 TAX REFUNDS TO RFD'S. H-REPTD UNFAV.
H.1236 TEACHER PAYROLL DEDUCTIONS. S-REF TO COM ON EDUCATN.
H.1241 SCHOOL BUS - DUTY TO STOP. S-REF TO COM ON HY SAFTY.
H.1249 CORPORATE DEEDS VALIDATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1254 REGISTER OF THE BLIND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1262 AMENDING H141/DRAINAGE APPEALS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1266 UNIVERSITIES - SPEED LIMITS,TOWING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1270 AMEND HY. LIE-IN PENALTY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1274 MEDICAL LICENSE REVISION.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H.1275 UNIFORM CREDIT COMM'N.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1276 COUNTY REDEVELOPMENT COMMISSIONS. H-PLACED ON CAL FOR JUNE 10.
H.1278 DRAINAGE IN SWAMPLANDS. H-PLACED ON CAL FOR JUNE 10.
#H.1293 (J.RES.) HONORING DR. CHARLES T. JOHNSON. RATIFIED - RES.72.
H.1302 (J.RES.) HONORING WILLIAM ROY CATES,SR.. S-REF TO COM ON RULES.

LOCAL BILLS

S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23, 6/06) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
S. 418 (MADISON) COURT HOUSE SECRETARIES.(6/05) S-REF TO COM ON LOC GOVT.
S. 433 (GUILFORD) GREENSBORO-HIGH PT. AIRPORT AMDTS. H-PASSED 2ND READING.
S. 536 (CLEVELAND) KINGS MTN. EMINENT DOMAIN.(5/12, 6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.

S. 648 (GASTON) GASTONIA POLICE JURISDICTION.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 669 (CHEROKEE) DEPUTY SHERIFFS' PAY. S-REPTD FAV AS AMENDED.
S. 696 (GUILFORD) GREENSBORO EMERGENCY RESERVE. H-PASSED 2ND & 3RD READINGS.
S. 702 (STANLY) AMBULANCE SERVICES:YOU MUST PAY. H-PASSED 2ND & 3RD READINGS.
S. 708 (GUILFORD) VALIDATING GREENSBORO SCHOOL USE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 731 (WAKE) RALEIGH PAVING PETITIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 737 (WAYNE) GOLDSBORO CHARTER AMENDMENTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 769 (JONES) COURT FUNDS TRANSFER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 782 (CABARRUS) MT. PLEASANT ABC LOCATIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 798 (PITT) REDEFINING BETHEL TOWN LIMITS. S-REPTD FAV.

H. 573 (TYRRELL) NO BEARS TILL '73. S-PASSED 2ND & 3RD READINGS.
#H. 576 (HENDERSON) HENDERSONVILLE-SCHOOL BOARD. RATIFIED - CHAPTER 729.
#H. 577 (HENDERSON) COUNTY SCHOOL BONDS. RATIFIED - CHAPTER 730.
H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM.(5/29) S-REPTD FAV.
#H. 605 (RANDOLPH) COUNTY SCHOOL BONDS. RATIFIED - CHAPTER 731.
H. 640 (MCDOWELL) OFFICIALS' PAY. S-REPTD FAV AS AMENDED.
H. 695 (VANCE) HENDERSON CHARTER AMENDMENT.(5/23, 6/06) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H. 739 (BUNCOMBE) COUNTY COMMRS' PAY.(5/23) H-RECALLED FROM SENATE.
H. 779 (LINCOLN) LINCOLNTON-LINCOLN C.OF C DUES.(5/22) S-PASSED 2ND & 3RD READINGS.
H. 906 (GUILFORD) COUNTY WATER/SEWER ASSESSMENTS. S-REPTD FAV.
H. 927 (PITT) GRIFTON CHARTER REVISION.(5/26) S-PASSED 2ND READING.
H. 951 (ALAMANCE) CITY-COUNTY AIRPORT AUTHORITY.(5/26) S-PASSED 2ND READING.
H. 958 (LINCOLN) LINCOLNTON STREET IMPROVEMENTS. S-PASSED 2ND & 3RD READINGS.
H.1005 (MECKLENBURG) CHARLOTTE/MECKLENBURG CIVIC CENTER.(6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR S-AMEND.
#H.1011 (BEAUFORT) BELHAVEN CHARTER REVISION. RATIFIED - CHAPTER 714.
H.1015 (HARNETT) DUNN CHARTER REVISION.(5/23) S-PASSED 2ND READING.
H.1040 (CLEVELAND) INCORPORATE POLKSVILLE.(5/26) S-PASSED 2ND READING.
H.1048 (RUTHERFORD) EXTEND ELLENBORO LIMITS. S-PASSED 2ND READING.
H.1063 (WAYNE) WATERSHED IMPROVEMENT PROGRAMS. S-PASSED 2ND READING.
H.1070 (STANLY) AD VAL.TAX LIST PROCEDURES. S-PASSED 2ND & 3RD READINGS.

H.1074 (ROBESON) INCREASE FAIRMONT ED.BD.. S-PASSED 2ND & 3RD READINGS.
H.1081 (ROBESON) SCHOOL BOARD ELECTION. S-PASSED 2ND & 3RD READINGS.
H.1094 (YADKIN) VALIDATE ARLINGTON ELECTION. S-REPTD FAV.
H.1098 (UNION) INDIAN TRAIL CHARTER REVISION.(5/28) S-PASSED 2ND READING.
H.1112 (MOORE) COUNTY DEP'T OF INVESTIGATION.(5/26) S-PASSED 2ND READING.
H.1124 (ROBESON) FAIRMONT BOARD SIZE. S-PASSED 2ND & 3RD READINGS.
H.1130 (DUPLIN) WARSAW MAYOR,COMM'RS PAY. S-PASSED 2ND & 3RD READINGS.
H.1131 (GUILFORD) JUNK CAR TAX. H-REPTD FAV.
H.1136 (GRANVILLE) CREEDMOOR CHARTER REVISIONS. S-PASSED 2ND READING.
H.1148 (ALEXANDER) SCHOOL BOARD ELECTION. S-PASSED 2ND & 3RD READINGS.
H.1153 (ALLEGHANY) MARRYIN' MAYOR/SPARTA.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1156 (GUILFORD) COUNTY LAND CONVEYANCE.(5/30) S-PASSED 2ND & 3RD READINGS.
H.1164 (GUILFORD) JAMESTOWN ABC PROFITS SPLIT. S-PASSED 2ND & 3RD READINGS.
H.1167 (FORSYTH) COUNTY RETIREMENT FUND INVESTMENT. S-PASSED 2ND & 3RD READINGS.
H.1168 (BUNCOMBE) ASHEVILLE TAX SCROLLS.(5/30) S-PASSED 2ND & 3RD READINGS.
H.1170 (POLK) APPOINT TRYON SCHOOL BOARD. S-PASSED 2ND & 3RD READINGS.
H.1171 (ROCKINGHAM) CITY ABC ELECTION.(5/30, 6/06) S-AMENDMENT ADOPTED; S-PASSED 2ND &3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H.1175 (BURKE) MORGANTON RETIREMENT FUND. S-PASSED 2ND & 3RD READINGS.
H.1178 (ROCKINGHAM) EDEN MAYOR'S TERM. S-PASSED 2ND & 3RD READINGS.
H.1180 (ORANGE) COUNTY VOTER REGISTRATION. S-REPTD FAV.
H.1184 (BURKE) GLEN ALPINE SCHOOL PROPERTY.(6/05) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1197 (DAVIDSON) CABLE TV FRANCHISE.(5/30) S-PASSED 2ND & 3RD READINGS.
H.1215 (BUNCOMBE) RECREATION DISTRICT VOTE. H-REPTD FAV.
H.1219 (NEW HANOVER) WATERSHED IMPROVEMENT PROGRAMS. H-REPTD FAV.
H.1239 (ROBESON) MAXTON SCHOOL BOARD. S-PASSED 2ND & 3RD READINGS.
H.1246 (HARNETT) LIVESTOCK ARENA SUPPORT. S-REF TO COM ON LOC GOVT.
H.1247 (COLUMBUS) CHADBOURN LIMITS. S-REF TO COM ON LOC GOVT.
H.1255 (CUMBERLAND) WATER SEWERAGE ASSESSMENTS. H-REPTD FAV.
H.1265 (YADKIN) COUNTY COMM'RS/DISTRICT ELECTION.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1271 (ROCKINGHAM) EDEN-SEWERAGE DISRICT MERGER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1272 (WILSON) WILSON POLICE BENEFIT FUND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1289 (GASTON) BELMONT CHARTER AMENDMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1292 (ANSON) POLKTON CHARTER REVISION.(6/06) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H.1298 (YANCEY) RURAL-REDEVELOPMENT AUTHORITY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Sessions of Senate:

9:30 a.m., Saturday, June 7, 1969, for the consideration of Local Bills only;
7:30 p.m., Monday, June 9, 1969.

Next Sessions of House:

9:00 a.m., Saturday, June 7, 1969, for the consideration of Local Bills only;
7:30 p.m., Monday, June 9, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN 104 -1113- MONDAY, JUNE 9, 1969

Note: The Senate and House convened at 9:30 a.m. and 9:00 a.m., respectively, Saturday, June 7, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 816 Correction Dep't worker benefits — GS 143
Introducer: Gurganus — Sent to JUDIC 1

"To amend Article 12A of Chapter 143 to make available to employees of the North Carolina Department of Correction the benefits of the Law Enforcement Officers' Death Benefit Act." As title indicates, amends GS 143-166.2(4) to add full-time employees of the NC Dep't of Correction to the definition of "law enforcement officer" for purposes of the Law Enforcement Officers' Death Benefit Act (now, includes full-time State, city and county law enforcement officers).

HOUSE

H 1316 (Joint Resolution) Honoring Tryon Palace's 200th — MISC. RES.
Introducer: R. Godwin — Passed and sent to SENATE

"A Joint Resolution commemorating the celebration of the bicentennial of Tryon Palace." As title indicates.

H 1319 Voc-rehab funds — APPROPRIATION
Introducer: Twiggs — Sent to APPROPRN

"To appropriate funds to the North Carolina Department of Public Instruction to supplement the programs of the Division of Vocational Rehabilitation." Appropriates (in addition to that set in current operation fund, H 20) to NC Dep't of Public Instruction for use as title indicates, $280,000 for each year of 1969-71 biennium. Effective July 1, 1969.

H 1320 Study voc-rehab centers — STUDY, GS 116
Introducer: Chase — Sent to APPROPRN

"To authorize the State Board of Education to establish a study for the location and development of comprehensive vocational rehabilitation centers." Directs State Bd of Education to study needs for comprehensive vocational rehabilitation centers in State and initiate plans for their location and development,

with emphasis on providing medical, psychological, social and vocational assistance to aid the physically handicapped to adjust to productive community living. Requires Dep't of Mental Health, State Bd of Health, Dep't of Community Colleges and other State agencies to assist in such study as State Bd of Education may request. Appropriates from General Fund to Div. of Vocational Rehabilitation of State Bd of Education $8000 per year in '69-'71 biennium to be expended for purposes of Act, together with available funds from non-state sources. Requires Bd of Education to prepare report and make recommendations from study to be presented to Governor and 1971 General Assembly. Effective July 1, 1969.

H 1322 Support proceedings/initiation — GS 52A
Introducer: Lilley — Sent to CALENDAR

"To amend G. S. 52A-10.1 of the Uniform Reciprocal Enforcement of Support Act to require prosecuting officials to assist obligees in initiating support proceedings." Adds to GS 52A-10.1 provision that it is duty of official prosecuting actions for State in Court in which complaint must be filed to assist plaintiff by preparing summons and complaint. (Retains language requiring official prosecuting actions for State in Court acquiring jurisdiction to appear on behalf of plaintiff.)

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1317 Marshville ABC election — UNION
Introducers: Clark & Mills — Sent to ABC

"To authorize the qualified voters of the City of Marshville to determine whether Alcoholic Beverage Control stores shall be established in the said City, and to prescribe the net proceeds thereof." Authorizes Board of Aldermen of Marshville to call election on whether to establish ABC stores in city upon own motion or upon petition from 15% of voters in last mayoral election. Requires 30 days public notice before date of election and for publication of notice of election. Provides for ballot form and for creation of 3-member City ABC Board if majority vote favorable, to be appointed by board of aldermen. Provides that net revenue from stores' operation to be paid to city and requires aldermen to appropriate 10% of such amount for law enforcement purposes; of remainder, 62% to go to city's general fund, 25% to county's general fund, 12% to county bd of education, and 1% to county library. Provides that if majority vote against ABC stores, then no similar election to be held for three years afterward.

H 1318 Deputy register's pay — MADISON
Introducers: L. Ramsey and Messer — Sent to CALENDAR

"Fixing the salary of the deputy register of deeds of Madison County." As title indicates, setting salary at $3,900 per year, retroactive to Jan. 1, 1969. Requires county comm'rs to pay salary due in one voucher and monthly thereafter.

H 1321 County comm'rs' pay - 2
Introducer: Harkins

BUNCOMBE
Sent to CALENDAR

"To amend Section 3 of Chapter 936 of the Session Laws of 1963 and Section 1 of Chapter 698 of the Session Laws of 1965 relating to the salaries of the Chairman and one commissioner of the Board of Commissioners of Buncombe County." Provides, as of July 1, 1969, until Comm'rs act to fix compensation as provided by S. L. 1969, Ch. 180, Chm'n of Buncombe County Comm'rs to receive $17,000 annually and shall serve in full-time capacity. Provides one comm'r designated by Chm'n may receive annually $8,000 for full-time service, and other comm'r to receive $150/per month. Effective July 1, 1969. [This bill is identical to H 739, as amended.]

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 601 Cable TV use period (digested in Bulletin No. 81, p. 766). Technical amendment adopted in House 6/9/69.

S 610 Stop bootlegging cigarettes (digested in Bulletin No. 82, p. 778). Amendments adopted in Senate 6/9/69 to make following changes: (1) adds persons, firms, etc. licensed by federal gov't to manufacture, sell, or export cigarettes to those exempted from prima facie violation provisions of Act (originally, only those licensed by NC to sell in this State so exempted); (2) adds duly authorized contract carrier or common carrier to those exempted from prima facie violation of transportation provisions of Act (originally, only common carriers); (3) adds provision that persons transporting cigarettes to licensed dealers with bill of lading or other commercial document in possession from authorized manufacturer or licensed wholesaler/retailer showing that cigarettes being transported at its direction to not be in violation of Act; (4) adds manufacturers to those exempted from prima facie violation of possession provisions of Act (originally, only sellers and common carriers so exempted); (5) adds provision that employees of licensed manufacturers, wholesalers or retailers who have cigarettes in possession in course of their normal duties to not be in violation of Act.

S 669 (Cherokee) Deputy sheriff's pay (digested in Bulletin No. 89, p. 890). Amendment adopted in Senate 6/9/69 (1) deleting language in the bill inapplicable because of passage of SL 1969, Ch. 358, (2) making the salaries mentioned in the bill, minimums, and (3) specifying that there shall be two deputies.

HOUSE

H 20 Budget appropriations (House amendments digested in Bulletin No. 103, p. 1101). Technical amendment adopted in Senate 6/9/69.

H 640 (McDowell) Officials' pay (digested in Bulletin No. 62, p. 517). Amendments adopted in House 6/9/69 to set salary of Register of Deeds at $7,500, to set salary of Sheriff at $6,000, and to set salary of chief deputy sheriff at $4,200 (originally, established these amounts as floors, with higher ceilings). Also adds provision that Act not to repeal SL 1969, Ch. 358 (permitting county comm'rs to set salaries of county employees).

H 926 No public $ to private schools (digested in Bulletin No. 77, p. 718). Committee substitute adopted in House 6/9/69 to add the amendment proposed in the original bill to the present and revised constitutions as amended by the proposed amendment to Article V; otherwise identical with original bill.

H 985 Aid revoked-disrupting colleges (digested in Bulletin No. 81, p. 770). Amendment adopted in House 6/9/69 providing Act applicable to "undergraduate or graduate or professional student" (originally, "undergraduate or post graduate"), deleting "breach of the peace" as one of the offenses for which student's funds may be revoked, and providing Act permits withdrawal of only state-supported scholarships or funds (originally, scholarships or funds).

H 1087 Revise medical lien law (previous House amendment digested in Bulletin No. 94, p. 974). Amendment adopted in House 6/9/69: (1) adding persons paying sums recovered as damages, etc., to persons receiving same, who are required to retain out of such claims a sufficient amount to pay just and bona fide claims for medical care covered by Act; (2) removing provision that liens must be filed with Sec'y of State and attendent duties of Sec'y and providing that liens must be filed with attorney representing persons against whose recovery claim is being made; if no attorney, lien to be filed in office of CSC in county of person's residence; (3) providing that filed lien to include name and address of person against whose recovery lien made, amount of charges and date of service for which charges claimed; permits Admin. Office of Courts to prescribe standard form; (4) requiring lien claimant, if filing with CSC, to mail copy of lien to person claimed against; (5) providing that lien created by Article to continue from date of filing until satisfied by payment or release, but that no action may be brought longer than six years after date services were furnished; and (6) deleting provisions declaring existing liens invalid unless filed in accord with Act.

H 1088 Punish escape from custody (digested in Bulletin No. 87, p. 861). Amendments adopted in House 6/9/69 to make changes as follows: (1) makes person who escapes from jail while charged with felony or misdemeanor or convicted of misdemeanor guilty of additional misdemeanor (originally, only charged/convicted of misdemeanor); (2) deletes from bill provision concerning persons charged with misdemeanor who escape from lawful custody of authorized law officers; (3) deletes from bill provisions concerning persons charged with felony who escape from jail or lawful custody of authorized law officers, who would thereupon be guilty of additional felony for such escape (see item (1) above).

SENATE AND HOUSE CALENDAR ACTION JUN.09,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 13 ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05) H-REF TO COM ON JUDIC 2.
S. 18 BUDGET APPROPRIATIONS.(6/05) S-PLACED ON CAL FOR JUNE 12.
#S. 76 SECURING FUTURE ADVANCES.(4/09, 6/03) RATIFIED - CHAPTER 736.
#S. 112 CREATING TENANCY BY ENTIRETY.(6/05) RATIFIED - CHAPTER 748.
#S. 113 DISCHARGE OF MORTGAGE RECORDS.(3/07) RATIFIED - CHAPTER 746.
#S. 134 MOREHEAD SCHOOL REVISION.(5/06, 5/08, 5/29) RATIFIED - CHAPTER 749.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28, 6/06) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 168 GUARDSMEN IMMUNITY FROM LIABILITY.(6/05) H-REF TO COM ON JUDIC 1.
S. 178 LOCAL OPTION SALES AND USE TAX.(5/30, 6/04, 6/05) H-REF TO COM ON FINANCE.
S. 311 DREDGE PERMITS-RIPARIAN OWNERS.(5/22, 5/26, 6/06) S-CONCURRED IN H AMEND.
S. 312 NAVIGABLE WATERS-SAVE BEAUTY.(5/22, 6/06) S-CONCURRED IN H AMEND.
S. 327 JAILER'S FEES. H-REF TO COM ON JUDIC 1.
#S. 404 S & L ASSOC. IMPROVEMENT LOANS.(4/17, 6/03) RATIFIED - CHAPTER 737.
S. 468 AMENDING DRUG LAWS.(5/15) S-PASSED 3RD READING; S-RECONSIDERED 3RD READING; S-PLACED ON CAL FOR JUNE 11.
S. 472 STATE TOBACCO MUSEUM.(5/08, 6/06) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 515 CONSUMER PROTECTION ACT.(6/06) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
#S. 567 HARMFUL DRUGS STUDY. RATIFIED - RES. 74.
S. 601 CABLE TV USE PERIOD.(6/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 610 STOP BOOTLEGGING CIGARETTES.(6/09) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
#S. 618 COOPERATION IN WATER RESOURCES.(6/06) RATIFIED - CHAPTER 724.
#S. 629 (J.RES.) STUDY DISTURBED CHILDREN. RATIFIED - RES 75.
S. 630 URBAN TRAFFIC CONGESTION RELIEF. H-PASSED 2ND & 3RD READINGS.
S. 631 SERVICE ROADS/CONTROLLED ACCESS.(5/20) H-PASSED 2ND & 3RD READINGS.
S. 634 COUNTY AGRICULTURAL REPORTS. H-PASSED 2ND & 3RD READINGS.

S. 635 INDEMNIFICATION OF DIRECTORS.(5/23) H-PASSED 2ND & 3RD READINGS.
S. 639 HIGHWAY REPAIR BY CITIES/TOWNS. H-PASSED 2ND & 3RD READINGS.
S. 642 LICENSE NURSING HOME ADM'ORS.(5/23, 5/27, 6/06) H-PASSED 2ND READING.
S. 643 SCHOOL ATTENDANCE ASSIGNMENT.(5/23, 5/28) H-PASSED 2ND & 3RD READINGS.
S. 650 NURSING BOARD MEMBERSHIP. H-REF TO COM ON HEALTH.
S. 655 HIGHWAY PATROL PLATES.(5/21) H-PASSED 2ND & 3RD READINGS.
S. 659 DUPLICATE ELECTION ABSTRACTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 660 ELIZABETH CITY UNIVERSITY. H-PASSED 2ND & 3RD READINGS.
S. 663 COUNTY AID TO SHELTERED WORKSHOPS.(5/23) H-PASSED 2ND & 3RD READINGS.
S. 670 CHANGE CIVIL CODE EFFECTIVE DATE.(5/30) H-PASSED 2ND & 3RD READINGS.
S. 686 DEFINING 'COMMERCIAL FACTOR'. H-PLACED ON CAL FOR JUNE 12.
S. 690 INS.COMM'R & LOCAL BLDG INSPECTORS. H-WITHDRAWN FROM JUDIC 1; H-RE-REF TO COM ON JUDIC 2.
S. 692 STATE BUILDING CODE UPDATE.(6/05) H-REF TO COM ON JUDIC 2.
S. 693 OBSOLETE BUILDING LAWS REPEALED.(6/05) H-REF TO COM ON JUDIC 1.
S. 694 CREATING COUNTY INSPECTION DEP'TS.(6/05) H-REF TO COM ON LOC GOVT.
S. 695 (J.RES.) LRC TO STUDY FACULTY RETIREMENT. H-PASSED 2ND & 3RD READINGS.
S. 701 DENTISTS' PROVISIONAL LICENSING. H-PASSED 2ND & 3RD READINGS.
S. 714 SOLID WASTE DISPOSAL PROGRAMS. H-REF TO COM ON JUDIC 1.
#S. 719 HIGHWAY RELOCATION ASSISTANCE ACT. RATIFIED - CHAPTER 733.
S. 722 TRAIN TEACHERS IN ECONOMICS. H-REF TO COM ON EDUCATN.
#S. 725 WORK INCENTIVE: AFDC RECIPIENTS.(6/04) RATIFIED - CHAPTER 739.
#S. 728 CONTINUE WELFARE PENDING APPEALS.(5/29, 6/04) RATIFIED - CHAPTER 754.
#S. 729 DIRECT VENDOR PAYMENTS-WELFARE.(5/30) RATIFIED - CHAPTER 747.
S. 730 TSER BOARD ADDITIONS. H-PASSED 2ND & 3RD READINGS.
S. 734 LOCAL-STATE PROPERTY TRANSFERS. H-PASSED 2ND & 3RD READINGS.
S. 742 REAPPORTION COUNTY COMM'RS. H-REF TO COM ON LOC GOVT.
S. 743 COUNTY BUDGET TIME CHANGES. H-REF TO COM ON LOC GOVT.
S. 745 MUNICIPAL NET DEBT COMPUTATION. H-REF TO COM ON LOC GOVT.
S. 746 COUNTY NET DEBT COMPUTATION. H-REF TO COM ON LOC GOVT.
S. 766 WATER/SEWER OPERATOR CETIFICATION. S-PLACED ON CAL FOR JUNE 11.
S. 768 RESIDENT STUDENT PREFERENCE. S-PLACED ON CAL FOR JUNE 11.
S. 784 ABC REHABILITATION EXPENSES. H-REF TO COM ON ABC.
S. 786 PERMANENT COURTS COMMISSION. H-REF TO COM ON COURTS.
S. 794 VEHICLES STOP AT GRADE CROSSINGS.(6/05) H-REF TO COM ON HY SAFTY.
S. 795 REMOVE ANNEXATION LAW EXEMPTIONS. H-REF TO COM ON CALENDAR.
S. 799 (J.RES.) MARINE SCIENCE COUNCIL. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 20 BUDGET APPROPRIATIONS.(6/05, 6/06, 6/09) H-PASSED 3RD READING; H-SENT TO SENATE; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND; H-CONCURRED IN S-AMENDMENT.

#H. 134 SIT-IN PUNISHMENT.(3/12) RATIFIED - CHAPTER 740.

#H. 230 REFUNDS OF SCHOOL FEES.(5/15) RATIFIED - CHAPTER 756.

H. 321 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/05) H-PASSED 2ND READING.

H. 327 LITERACY TEST DELETED.(6/06) H-PLACED ON CAL FOR JUNE 10.

H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06) H-PLACED ON CAL FOR JUNE 11.

#H. 588 VETERANS COLLEGE SCHOLARSHIPS. RATIFIED - CHAPTER 741.

#H. 840 MARRIAGE PHYSICAL EXAM. RATIFIED - CHAPTER 759.

H. 883 INTER-COUNTY SCHOOL MERGERS.(6/06) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.

#H. 894 EMC-TMC DIRECTORS' PER DIEM. RATIFIED - CHAPTER 760.

H. 897 CONTRACT SUIT COUNTERCLAIMS.(6/06) H-CONCURRED IN S-AMENDMENT.

#H. 898 TAX STUDY COMMISSION. RATIFIED - RES. 73.

H. 919 RURAL RECREATION DISTRICTS. S-PASSED 3RD READING.

H. 926 NO PUBLIC $ TO PRIVATE SCHOOLS.(6/09) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.

H. 942 AFTER-ACQUIRED PROPERTY CLAUSES.(5/22, 6/06) H-CONCURRED IN S-AMENDMENT.

H. 952 VALIDATING CORPORATE DEEDS.(6/05) H-CONCURRED IN S-AMENDMENT.

H. 961 GUARANTY ASSOC. INVESTMENTS. S-PASSED 2ND & 3RD READINGS.

H. 985 AID REVOKED-DISRUPTING.(6/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 986 TRESPASS BY EXPELLED STUDENTS.(6/06) H-PASSED 2ND & 3RD READINGS.

#H. 989 CLARIFYING SCHOOL UNIT MERGERS. RATIFIED - CHAPTER 742.

H. 999 AMORTIZE CLEANING DEVICES.(6/05) H-CONCURRED IN S-AMENDMENT.

#H.1045 MULTI-COUNTY JAIL CONTRACTS. RATIFIED - CHAPTER 743.

H.1054 REMOVE GS RACE REFERENCES. H-PLACED ON CAL FOR JUNE 10.

H.1075 CLASSIFY WATER FOR SCIENTIFIC USES.(5/26, 6/05) H-CONCURRED IN S-AMENDMENT.

H.1087 REVISE MEDICAL LIEN LAW.(5/26, 6/09) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR JUNE 11.

H.1088 PUNISH EXCAPE FROM CUSTODY.(6/09) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1100 CAPE LOOKOUT LAND ACQUISITION.(6/02) S-PLACED ON CAL FOR JUNE 11.

H.1106 CIVIL REMEDY/CRUELTY TO ANIMALS.(5/28, 5/29, 6/06) H-PLACED ON CALENDAR.

#H.1109 INSURING LOCAL GOV'T AMBULANCES. RATIFIED - CHAPTER 744.

#H.1110 HEALTH INSURANCE/RETARDED CHILDREN. RATIFIED - CHAPTER 745.

H.1157 BURIAL ASS'N FUNDS TRANSFER. H-PLACED ON CAL FOR JUNE 11.

H.1158 BURIAL COMMISSIONER FEES. H-PLACED ON CAL FOR JUNE 11.

H.1165 NON-PROFIT BUSES: SPEEDY LICENSES.(6/06) H-PASSED 2ND READING.

#H.1181 DENTISTS' PROVISIONAL LICENSING. H-POSTPONED INDEF.

H.1192 SEWER SYSTEM DEBT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1274 MEDICAL LICENSE REVISION.(6/06) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1316 (J.RES.) HONORING TRYON PALACE'S 200TH. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23, 6/06) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
#S. 383 (MARTIN) MARTIN TECH LAND TRANSFER.(6/03) RATIFIED - CHAPTER 727.
#S. 405 (HENDERSON) FLETCHER CHARTER.(5/09, 6/02) RATIFIED - CHAPTER 738.
S. 433 (GUILFORD) GREENSBORO-HIGH PT. AIRPORT AMDTS. H-PASSED 3RD READING.
#S. 464 (RANDOLPH) ARCHDALE-TRINITY INCORPORATION.(5/15, 6/03) RATIFIED - CHAPTER 667.
S. 669 (CHEROKEE) DEPUTY SHERIFFS' PAY.(6/09) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 696 (GUILFORD) GREENSBORO EMERGENCY RESERVE. RATIFIED - CHAPTER 752.
#S. 702 (STANLY) AMBULANCE SERVICES:YOU MUST PAY. RATIFIED - CHAPTER 753.
S. 708 (GUILFORD) VALIDATING GREENSBORO SCHOOL USE. H-REF TO COM ON LOC GOVT.
#S. 723 (BRUNSWICK) ALCOHOL SALES IN SUNSET BEACH. RATIFIED - CHAPTER 734.
S. 731 (WAKE) RALEIGH PAVING PETITIONS. H-REF TO COM ON LOC GOVT.
S. 737 (WAYNE) GOLDSBORO CHARTER AMENDMENTS. H-REF TO COM ON LOC GOVT.
S. 769 (JONES) COURT FUNDS TRANSFER. H-REF TO COM ON LOC GOVT.
S. 782 (CABARRUS) MT. PLEASANT ABC LOCATIONS. H-REF TO COM ON ABC.
S. 798 (PITT) REDEFINING BETHEL TOWN LIMITS. S-PASSED 2ND READING.

#H. 573 (TYRRELL) NO BEARS TILL '73. RATIFIED - CHAPTER 757.
H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM.(5/29) S-PASSED 2ND & 3RD READINGS.
H. 640 (MCDOWELL) OFFICIALS' PAY.(6/09) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 695 (VANCE) HENDERSON CHARTER AMENDMENT.(5/23, 6/06) H-CONCURRED IN S-AMENDMENT.
#H. 779 (LINCOLN) LINCOLNTON-LINCOLN C.OF C DUES.(5/22) RATIFIED - CHAPTER 758.
H. 906 (GUILFORD) COUNTY WATER/SEWER ASSESSMENTS. S-PASSED 2ND READING.
H. 927 (PITT) GRIFTON CHARTER REVISION.(5/26) S-PASSED 3RD READING.
H. 951 (ALAMANCE) CITY-COUNTY AIRPORT AUTHORITY.(5/26) S-PASSED 3RD READING.

H.1005 (MECKLENBURG) CHARLOTTE/MECKLENBURG CIVIC CENTER.(6/06) H-PLACED ON CALENDAR.
H.1015 (HARNETT) DUNN CHARTER REVISION.(5/23) S-PASSED 3RD READING.
H.1040 (CLEVELAND) INCORPORATE POLKSVILLE.(5/26) S-PASSED 3RD READING.
H.1048 (RUTHERFORD) EXTEND ELLENBORO LIMITS. S-PASSED 3RD READING.
H.1063 (WAYNE) WATERSHED IMPROVEMENT PROGRAMS. S-PASSED 3RD READING.
H.1094 (YADKIN) VALIDATE ARLINGTON ELECTION. S-PASSED 2ND & 3RD READINGS.
H.1098 (UNION) INDIAN TRAIL CHARTER REVISION.(5/28) S-PASSED 3RD READING.
H.1131 (GUILFORD) JUNK CAR TAX. H-PASSED 2ND READING.
H.1136 (GRANVILLE) CREEDMOOR CHARTER REVISIONS. S-PASSED 3RD READING.
H.1171 (ROCKINGHAM) CITY ABC ELECTION.(5/30, 6/06) H-PLACED ON CALENDAR.
H.1180 (ORANGE) COUNTY VOTER REGISTRATION. S-PASSED 2ND & 3RD READINGS.
H.1215 (BUNCOMBE) RECREATION DISTRICT VOTE. H-PASSED 2ND READING.
H.1219 (NEW HANOVER) WATERSHED IMPROVEMENT PROGRAMS. H-PASSED 2ND READING.
H.1255 (CUMBERLAND) WATER SEWERAGE ASSESSMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1292 (ANSON) POLKTON CHARTER REVISION.(6/06) H-PASSED 3RD READING; H-SENT TO SENATE.

****

Next Session of Senate: 12 Noon, Tuesday, June 10, 1969.

Next Session of House: 11:30 a.m., Tuesday, June 10, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 105 -1123- TUESDAY, JUNE 10, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 817 No license-incompetent drivers — GS 20
Introducer: Wood — Sent to HY SAFTY

"To amend G. S. 20-17.1 pertaining to revocation of motor vehicle operator's license of mental incompetents, alcoholics and habitual users of narcotic drugs." Rewrites cited section (revocation of license of mental incompetents, alcoholics and habitual users of narcotic drugs) requiring Comm'r of Motor Vehicles, on receipt of notice that person has been legally adjudged incompetent, or has been admitted to institution for treatment of mental illness, alcoholism or drug addiction, to make inquiry as to such person's competence to operate motor vehicle and to revoke license if he determines person unable to safely operate motor vehicle. (Now, section uses different terminology and provides for automatic revocation unless person judicially declared competent or discharged from institution as cured and competent.) Provides no driving privilege revoked hereunder to be restored unless Comm'r is satisfied person can safely operate motor vehicle. Requires CSC to notify Comm'r of adjudication of incompetency of any person; and requires head of institutions for care of mentally ill, alcoholics or habitual narcotics users to report identity of every person admitted to Comm'r (similar provison now in section). Adds provision empowering Comm'r to make agreements with heads of institutions to carry out reporting required herein. Provides, notwithstanding GS 8-53, 8-53.2 (physician, psychologist-patient privilege), GS 122-8.1, 122-8.2 (institution heads not to release certain information), such information as is necessary for enforcement of section to be furnished. Provides information to be confidential, and grants same protection to DMV regarding information as had agency/individual submitting it. Precludes criminal or civil action against person for submitting information required herein. Provides for review of revocations hereunder.

S 818 Utilities Commission salaries — GS 62
Introducer: Bailey — Sent to APPROPRN

"To amend G. S. 62-10 relating to the salaries of the members of the Utilities Commission." Adds to cited section proviso that annual salaries of Utilities Comm'rs shall be minimum of $22,500 with additional $1,000 for chairman (Section now provides that salaries of Utilities Comm'rs to be identical with those of Superior Court Judges--which will be $22,000 under 1969-71 State Budget, H 20-S 18--with $1,000 plus for Chairman).

S 819 (Joint Resolution) Auto liab. study consider S647 — STUDY, MISC RES
Introducers: Briggs and others — Sent to INSUR

"Pertaining to Senate Bill 647, commending the purposes of such bill and requiring the Governor's Commission on automobile liability insurance to consider such

bill in its deliberations." Directs named study comm'n to consider S 646 (Insurance rate analysis division) and S 647 (Auto liability insurance rate rewrite), and the "file and use" principle embodied therein, in its deliberations.

S 820 (Joint Resolution) Honoring Greensboro Pony League — MISC RES
Introducer: Bowles — Passed and sent to HOUSE

"Honoring the Greensboro Pony League All-Stars, the 1968 World Champions." As title indicates.

S 822 UNC trustees vacancies — GS 116
Introducer: Bowles — Sent to HIGHR ED

"To exempt members of the Board of Trustees of the Consolidated University of North Carolina from having their positions declared vacant because of temporary service in the national government." Amends GS 116-7 (vacancies in UNC Board of Trustees declared for failure of member to appear for two consecutive years at regular board meetings) as title indicates.

HOUSE

H 1323 (Joint Resolution) "Youth Appreciation Week" — MISC RES
Introducers: Vogler and others — Passed and sent to SENATE

"A Joint Resolution designating the second week in November of each year as 'Youth Appreciation Week' in North Carolina." As title indicates.

H 1327 (Joint Resolution) ABC law study commission — STUDY, GS 18
Introducer: R. McMillan — Sent to ABC

"A joint resolution creating a commission for the study of the laws pertaining to the sale, possession and consumption of alcoholic beverages of the State of North Carolina to make recommendations to the General Assembly." Creates commission of nine members with three to be appointed by the Governor, three by President of Senate and three by Speaker of House. Requires comm'n to study NC laws concerning alcoholic beverages and recommend changes to make them more cohesive, better understandable and less ambiguous so that enforcement authorities and public will be better able to understand, enforce and abide by them. Provides that comm'n to elect ch'man and vice ch'man from its membership and that Director of Bd of ABC or agent to be non-member sec'y. Comm'n authorized to employ clerical and other assistants, advisors, and necessary services. Members of comm'n to be paid from Contingency and Emergency Fund per diem and travel expenses as generally provided for members of State bds and comm'ns, provided expenses not exceed $30,000. Ch'man of Bd of ABC and its staff to assist comm'n. Requires comm'n to submit report by Dec. 1, 1970 to Governor for transmittal to 1971 General Assembly.

H 1328 Auto liab. rates/investment income — GS 58
Introducer: J. Ramsey — Sent to CALENDAR

"To require the North Carolina Automobile Rating Bureau to present statistics as to the earnings from investments of the unearned premium reserve of automobile liability policies and requiring the Insurance Commissioner to consider such income in reviewing automobile liability rates." Adds new GS 58-246(5) requiring Bureau to maintain and furnish to Insurance Comm'r on annual basis statistics on income derived by members from investment of unearned premium reserves on auto liability policies written in NC; requires Bureau, whenever it has propounded rate, to prepare separate exhibit for experience years in question showing combined earnings realized from such investment; permits Comm'r to require further earnings information. Amends GS 58-248 to require Comm'r to consider earnings from such investments

in considering any rate compiled and promulgated by Bureau. Effective as to all private passenger auto liability rates made on or after July 1, 1969.

H 1329 Require eye safety in schools — GS 115, 115A, 116
Introducers: Royall and others — Sent to CALENDAR

"To require eye safety devices for certain students and teachers in the public and private schools and educational institutions." Requires governing board of any public or private educational institution in State, with shops or laboratories, to require that every student and teacher wear industrial quality eye protective devices at all times while working in programs involving: hot solids, liquids or molten metals; working of solid materials; heat work with metals or other materials; gas or electric arc welding; vehicle servicing or repair; or caustic or explosive chemicals or materials. Requries device to be furnished free to teacher or student. Requires visitors to such programs to wear such devices. Defines "industrial quality eye protective devices." Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 821 Continue Caldwell Tech tax (Iden. H 1325) — CALDWELL
Introducer: Flaherty — Sent to FINANCE

"Authorizing continuation of a special tax levy for support of the Caldwell Technical Institute by whatever name hereafter adopted for said institution." Continues authorization for Caldwell Bd of Comm'rs to continue to levy all local taxes already authorized by Caldwell County voters for local financial support of Caldwell Technical Institute, regardless of any future change in name of institution.

HOUSE

H 1324 Create Lake Norman Marine Comm'n — CATAWBA, IREDELL, LINCOLN MECKLENBURG
Introducer: Leatherman — Sent to CALENDAR

"To establish the Lake Norman Marine Commission." Authorizes the four counties listed in heading to create named comm'n, composed of five members, appointed on rotating basis by counties, for five year terms. Provides joint resolutions to provide for compensation of members and for budgetary and accounting procedures. Provides for organization and meetings of comm'n. Lists powers of comm'n: (1) hire staff; (2) contract with consultants; (3) contract with other gov'ts; (4) obtain and maintain recreational facilities in Lake Norman shoreline area (that area within one mile of mean high water line of lake, plus islands). Permits comm'n to accept funds and four counties to appropriate any funds to comm'n, and may levy taxes for its support. Provides for filing and publication of joint resolutions. Permits comm'n to make regulations applicable to Lake Norman and shoreline area pertaining to recreation and water safety, so long as do not conflict with or supersede general or special acts, or regulations of State agencies; may request Wildlife Resources Comm'n to pass regulations. Provides violation of regulations is misdemeanor punishable by fine up to $50. Provides requirements for posting of regulations, and for filing with various persons. Provides for enforcement of regulations, by county or municipal law enforcement officers with jurisdiction in area, or by special officers hired by comm'n.

H 1325 Continue Caldwell Tech tax (Iden. S 821) — CALDWELL
Introducers: Kincaid and others — Sent to FINANCE

"Authorizing continuation of a special tax levy for support of the Caldwell Technical Institute by whatever name hereafter adopted for said institution." Identical with S 821, digested above in today's Bulletin.

H 1326 Watershed improvement tax — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks, A. Jones — Sent to LOC GOVT

"Authorizing watershed improvement programs in Mecklenburg County and to authorize Mecklenburg County to levy, collect and extend funds for watershed improvement programs." Authorizes Mecklenburg Bd of County Comm'rs to exercise authority by appropriate resolution under GS Ch. 139, Art. 3 so as to levy, collect and expend funds from special "watershed improvement tax", not to exceed 2¢ on each $100 property valuation. Provides that election under GS 139-39 and 139-40 not required, and that expenditure of funds from such special tax to be for special purpose and necessary expense as so declared by General Assembly.

H 1330 Continue Onslow Tech tax — ONSLOW
Introducers: Ragsdale & Moore — Sent to FINANCE

"Authorizing continuation of a special tax levy for support of the Onslow Technical Institute by whatever name hereafter adopted for said institution." Continues authorization for Onslow Bd of Comm'rs to continue to levy all local taxes already authorized by Onslow County voters for local financial support of Onslow Technical Institute, regardless of any future change in name of institution.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 235 Interest rates and charges (Com. Sub. digested in Bulletin No. 98, p. 1021)
Amendments adopted in Senate 6/10/69 (1) setting maximum contract interest rate under GS 24-1.1 as 9% simple annual interest on all loans up to $50,000; 10% on loans from $50,000 to $100,000; and 12% on all loans from $100,000 to $200,000; (2) changing GS 24-8(a) (maximum fees on loans secured by real property through mortgages or deeds of trust) making restriction apply to any mortgage (originally "first mortgage), and making same change in GS 24-8(b) (regarding prepayment fees in loans secured by mortgages or deeds of trust; (3) defining "Construction loan" in GS 24-8(c) as loan for purpose of financing cost of constructing "improvements upon real property" (originally construction of one or more dwellings upon residential property; (4) providing under GS 24-8(c) commitment to make construction loan and direct reduction payment loan under same note to be considered as one loan (originally considered as two separate loans); (5) raising GS 24-10 (no interest limit on loans over $100,000) minimum to $200,000 and including purchase money loans under provisions of section; and (6) amending GS 53-189(e) providing no licensee to receive profit from sale of property loss insurance except on motor vehicles (originally property) used as collateral to secure such loan.

S 757 License mentally ill facilities (digested in Bulletin No. 97, p. 1001)
Committee substitute adopted in Senate 6/10/69 deleting provisions of original concerning refusal to license or revocation of license for various reasons, and provision concerning court review of such refusal or revocation.

HOUSE

H 321 Omnibus riot/civil-disorder bill (Senate Com. Sub. (iden. to House Com. Sub.) digested in Bulletin No. 101, p. 1059).
Amendments adopted in House 6/10/69 to make following changes: (1) adds new §7 1/2 to rewrite present GS 14-132 ("Disorderly conduct in and injuries to public buildings") so as to make statute apply equally to public facilities; to define "public building or facility" as one to which public or portion thereof has access

and is owned or controlled by the State, any subdivision of State, any other public agency, or any private institution or agency of charitable, educational, or eleemosynary nature, or dedicated to use of general public for purpose primarily concerned with public recreation, cultural activities and other public events, including surrounding grounds and premises of any building or facility used in connection with operation or functioning of such building or facility; sets penalty for violation at fine not more than $500, and/or imprisonment for not more than six months; (2) various technical changes.

H 551 College disrupter discipline (digested in Bulletin No. 57, p. 449; amendments digested in No. 97, p. 1008)

Amendments adopted in House 6/10/69 to make following changes: (1) requires reports of violations of orders to be sworn to by reporting officers, teachers or employees; (2) requires chief administrative officers of educational institutions to inquire into violations of Act when written report (originally, "notice") received by him; (3) requires chief admin. officer to personally serve (originally, "deliver to") on alleged violators notice that such persons to appear at hearing on alleged violations; (4) adds provision that persons charged with violations to have opportunity to hear all witnesses and cross-examine those appearing against them; (5) adds provision that appeals to Executive Committee or Board of Trustees to be heard not later than 10 days after filing of notice of appeal with chief admin. officer; (6) adds new Sec. 22 to provide that Act to be in addition to GS 115-147 ("Power to suspend or dismiss pupils").

H 868 (Mecklenburg) City-county functions transfer (digested in Bulletin No. 72, p. 664).

Committee substitute adopted in House 6/10/69 to accomplish same purpose as original bill by means of amending the appropriate sections of GS Ch. 131 so as to place after the words city, mayor or city council, the words county, chairman or county commissioners. (Original authorized Charlotte City Council to transfer powers, etc. of mayor and city clerk to Chairman of Mecklenburg Bd. of Comm'rs and to county clerk.) Leaves act applicable to Mecklenburg only.

H 883 Inter-county school mergers (digested in Bulletin No. 73, p. 676)

Amendment adopted in Senate 6/6/69 requiring merger plan to be put to voters of any county wherein county comm'rs receive petition from 20% of qualified voters of such county; requires petition to be submitted to comm'rs within 10 days after hearing required by GS 115-74.1 on merger.

SENATE AND HOUSE CALENDAR ACTION JUN.10,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 77 MECHANICS',MATERIALMEN'S LIENS.(3/07, 6/06) S-FAILED TO CONCUR H AMEND.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28, 6/06) S-REF TO COM ON RULES.
S. 206 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/04) S-PLACED ON CAL FOR JUNE 11.
S. 235 INTEREST RATES AND CHARGES.(5/30, 6/10) S-AMENDMENTS ADOPTED; S-PLACED ON CAL FOR JUNE 11.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02, 5/23, 6/06, 6/06) S-PLACED ON CAL FOR JUNE 11.
S. 468 AMENDING DRUG LAWS.(5/15) S-PLACED ON CAL FOR JUNE 11.
S. 472 STATE TOBACCO MUSEUM.(5/08, 6/06) S-PLACED ON CAL FOR JUNE 11.
S. 515 CONSUMER PROTECTION ACT.(6/06) S-CONCURRED IN H AMEND.
S. 535 LISTING PERSONAL PROPERTY. H-REPTD FAV AS AMENDED.
#S. 548 (J.RES.) LOYALTY DAY.(5/30) H-REPT UNFAV.
S. 601 CABLE TV USE PERIOD.(6/09) S-CONCURRED IN H AMEND.
S. 608 NC/VIRGINIA SEAWARD BOUNDARY. H-REPTD FAV.
S. 609 NC/SC SEAWARD BOUNDARY. H-REPTD FAV.
S. 610 STOP BOOTLEGGING CIGARETTES.(6/09) S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 623 CROSS EXAM: ADVERSE PARTY. S-REPTD UNFAV.
S. 642 LICENSE NURSING HOME ADM'ORS.(5/23, 5/27, 6/06) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 651 AMEND CIVIL PROCEDURE RULES.(6/06) H-REF TO COM ON CALENDAR.
S. 659 DUPLICATE ELECTION ABSTRACTS. H-REF TO COM ON JUDIC 2.
S. 691 COUNTY BLDG INSPECTOR JURISD'N.(6/05) H-REF TO COM ON JUDIC 2.
S. 693 OBSOLETE BUILDING LAWS REPEALED.(6/05) H-WITHDRAWN FROM COM; H-RE-REF TO COM ON JUDIC 2.
S. 694 CREATING COUNTY INSPECTION DEP'TS.(6/05) H-WITHDRAWN FROM COM; H-RE-REF TO COM ON JUDIC 2.
S. 700 LEGISLATIVE SERVICES COMMISSION. H-REF TO COM ON RULES.
S. 707 UNEARNED PREMIUM RESERVE.(6/05) H-REF TO COM ON CALENDAR.
S. 716 MUNICIPAL REVENUE BOND ACT AMDTS..(6/05) H-REF TO COM ON FINANCE.
S. 718 CONTROLLED-ACCESS CONDEMNATION. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON JUDIC 1.
S. 726 LICENSE CHILD CARE ORGANIZATIONS. H-REPTD FAV.

S. 738 DEP'T ADMIN.PROPERTY ACQUISITION. S-REPTD FAV AS AMENDED.
S. 751 STATE PERSONNEL BLANKET BOND. H-REPTD FAV.
S. 754 DEFRAUDING INN KEEPER.(6/06) H-REF TO COM ON JUDIC 1.
S. 757 LICENSE MENTALLY ILL FACILITIES.(6/10) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE.
#S. 758 MON-RESIDENT TUITION SCHOLARSHIP. S-REPTD UNFAV.
S. 762 APPEALS,LIENS/UNFIT DWELLING. H-REPTD FAV.
#S. 764 TOWN EMINENT DOMAIN ALTERNATIVES. S-REPTD UNFAV.
S. 765 TOWN EMPLOYEE GROUP INSUR. LIMITS. H-REPTD FAV.
S. 778 SOCIAL SERVICES CORRECTIONS. S-REPTD FAV.
S. 779 PUBLIC WELFARE NAME CHANGE-2. S-REPTD FAV.
S. 786 PERMANENT COURTS COMMISSION. H-WITHDRAWN FROM COM; H-PLACED ON CALENDAR FOR JUNE 11.
S. 790 TIME OF FEEDER PIG SALE. S-REPTD FAV AS AMENDED.
S. 791 CLEANING SOFT DRINK CONTAINERS. S-REPTD FAV.
S. 792 NO COLORING IN BREAD. S-REPTD FAV.
S. 793 CONFORM STATUTES/COMMERCIAL CODE. S-REPTD FAV.
S. 799 (J.RES.) MARINE SCIENCE COUNCIL. H-REF TO COM ON JUDIC 2.
S. 806 ADVIS.COMM.MEDICAL ASSISTANCE. S-REPTD FAV AS AMENDED.
S. 807 GUARD/MILITIA-MINIMUM DUTY PAY. S-REPTD FAV.
S. 814 (J.RES.) PRESERVE ORDER ON CAMPUSES. S-REPTD FAV AS AMENDED.
S. 820 (J.RES.) HONORING GREENSBORO PONY LEAGUE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 47 LIQUOR - DANGEROUS TO HEALTH.(5/30) H-PLACED ON CAL FOR JUNE 13.
#H. 168 $2000 HOMESTEAD EXEMPTION. H-REPTD UNFAV.
H. 171 ANNUAL LEGISLATIVE SESSIONS. H-PLACED ON CAL FOR JUNE 11.
#H. 184 MED.EXAMINERS-DOUBLE OFFICES. H-REPTD UNFAV.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04) S-PASSED 2ND READING.
H. 321 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/05, 6/10) H-AMENDMENTS ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 327 LITERACY TEST DELETED.(6/06) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 460 (J.RES.) HOSP. AND MED. BENEFITS COMM'N.(5/27) S-REPTD FAV.
H. 551 COLLEGE DISRUPTER DISCIPLINE.(5/29, 6/10) H-AMENDMENT ADOPTED.
H. 562 ESCHEATS REASSIGNMENT.(5/30) S-PASSED 2ND & 3RD READINGS.
#H. 571 TRIAL UPON INFORMATION. H-REPTD UNFAV.
H. 581 LIMITED DRIVING PERMITS.(4/17) H-REPTD FAV AS AMENDED.
H. 627 JUVENILE COURT REVISIONS.(5/09) S-REPTD FAV AS AMENDED.
#H. 734 EX OFFICIO MEDICAL EXAMINERS. H-REPTD UNFAV.
H. 802 CURFEW ON NON-UNIV. PERSONNEL.(5/22, 5/30) S-REPTD FAV AS AMENDED.
H. 842 NOTARY-QUALIFY BEFORE REGISTER. S-REPTD FAV AS AMENDED.
H. 883 INTER-COUNTY SCHOOL MERGERS.(6/06) H-CONCURRED IN S-AMENDMENT.
H. 899 STATE FIREMEN'S ASSOC. S-REPTD FAV.
#H. 926 NO PUBLIC $ TO PRIVATE SCHOOLS.(6/09) H-TABLED.

H. 959 COUNTY LAND CONDEMNATION.(5/16, 6/05) S-REF TO COM ON JUDIC 2.
H. 962 INVESTMENTS IN S & L ASSOCS.-2.(6/06) S-REF TO COM ON INSUR.
#H. 978 INSPECT PROPERTY TRANSPORTS.(5/28) RATIFIED - CHAPTER 763.
#H. 982 INSPECT UTILITY AFFILIATE RECORDS. RATIFIED - CHAPTER 764.
#H. 983 FALSE INFO. UTIL COMM'R. RATIFIED - CHAPTER 765.
H. 986 TRESPASS BY EXPELLED STUDENTS.(6/06) S-REF TO COM ON JUDIC 1.
#H. 994 COMMITMENT FOR OBSERVATION.(5/14) RATIFIED - CHAPTER 767.
H.1041 SURRENDER SURETY'S PRINCIPAL. H-REPTD FAV.
H.1058 PUBLIC BLDG. DISPUTES SETTLEMENT.(6/02) S-REPTD FAV AS AMENDED.
#H.1090 EASTERN CAROLINA IND'L SCHOOL.(6/02) RATIFIED - CHAPTER 771.
H.1099 CONDOMINIUM DEFINITION. S-REPTD FAV.
H.1103 PEACHES LABELING. S-REPTD FAV.
H.1106 CIVIL REMEDY/CRUELTY TO ANIMALS.(5/28, 5/29, 6/06) H-CONCURRED IN S-AMENDMENT.
H.1149 COUNTY SR. CITIZENS INFO OFFICER.(6/06) S-REF TO COM ON LOC GOVT.
H.1152 WATER/SEWER AUTHORITIES AMDTS. S-REPTD FAV.
H.1166 CONTROLLED-ACCESS CONDEMNATION. H-REPTD FAV AS AMENDED.
H.1169 PUBLIC RECORDS SUBPOENA.(6/05) S-REF TO COM ON JUDIC 2.
H.1174 PERPETUAL CARE CEMTERIES' SALE. S-REPTD FAV.
H.1192 SEWER SYSTEM DEBT. S-REF TO COM ON FINANCE.
H.1193 GOVERNMENTAL ETHICS ACT.(6/04) S-REF TO COM ON ST GOVT.
H.1203 VALIDATING MARRIED WOMEN DEEDS.(6/05) S-REF TO COM ON JUDIC 1.
H.1211 W. CAROLINA TO RECEIVE BOOKS. S-REPTD FAV.
H.1212 W. CAROLINA CAMPUS TRAFFIC LAWS. S-REPTD FAV.
H.1220 SUPPORT/HANDICAPPED DEPENDENTS.(6/06) S-REF TO COM ON JUDIC 2.
H.1248 UNC REVENUE BONDS SERVICES. H-REPTD FAV.
H.1249 CORPORATE DEEDS VALIDATION. S-REF TO COM ON JUDIC 2.
H.1254 REGISTER OF THE BLIND. S-REF TO COM ON HY SAFTY.
H.1259 PUNISHMENT FOR NON-SUPPORT. H-REPTD FAV.
H.1260 PUNISHMENT FOR WORTHLESS CHECKS. H-REPTD FAV.
H.1262 AMENDING H141/DRAINAGE APPEALS. S-REF TO COM ON JUDIC 2.
H.1263 STATE MAMMAL: GRAY SQUIRREL.(6/05) S-REF TO COM ON WILDLIFE.
H.1266 UNIVERSITIES - SPEED LIMITS,TOWING. S-REF TO COM ON HY SAFTY.
H.1268 BOND FOR UNBORN MEMBER OF CLASS. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON JUDIC 1.
H.1270 AMEND HY. LIE-IN PENALTY. S-REF TO COM ON JUDIC 1.
H.1274 MEDICAL LICENSE REVISION.(6/06) S-REF TO COM ON PUB HLTH.
H.1280 PERMANENT COURTS COMMISSION. H-REPTD FAV AS AMENDED.
#H.1287 AUTO INSURER DEFENDING IN OWN NAME. H-REPTD UNFAV.
H.1295 CONDEMNATION SPECIAL/MASTER PAY. H-REPTD FAV.
H.1299 MOTOR VEHICLES-BUMPERS. H-REPTD FAV AS AMENDED.
#H.1300 MOTOR VEHICLE-SUSPENSION SYSTEM. H-REPTD UNFAV.
H.1307 STATE CONSTRUCTION BONDS-2. H-REPTD FAV.
H.1313 (J.RES.) SELL AIRPORT LAND. H-REPTD FAV.
H.1323 (J.RES.) YOUTH APPRECIATION WEEK. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23, 6/06) S-REF TO COM ON LOC GOVT.

S. 414 (ONSLOW) JAX GAS TAX REFUND. S-REPTD FAV; S-RE-REF TO COM ON FINANCE.

S. 536 (CLEVELAND) KINGS MTN. EMINENT DOMAIN.(5/12, 6/06) S-REF TO COM ON LOC GOVT.

S. 598 (CUMBERLAND, HALIFAX, HARNETT, PAMLICO, PERQUIMANS, ROCKINGHAM, SCOTLAND, WARREN) CLARIFY DEADLY WEAPON CONFISCATION. S-REPTD FAV.

S. 648 (CLEVELAND, GASTON) GASTONIA POLICE JURISDICTION.(6/06) S-CONCURRED IN H AMEND.

S. 798 (PITT) REDEFINING BETHEL TOWN LIMITS. S-PASSED 3RD READING; S-SENT TO HOUSE.

H. 640 (MCDOWELL) OFFICIALS' PAY.(6/09) H-PLACED ON CALENDAR.

H. 693 (BUNCOMBE) BEER/WINE SALE IN SWANNANOA. H-RE-REF TO COM ON JUDIC 2.

H. 728 (GUILFORD) SUBDIVISION REGS. S-REPTD FAV.

H. 868 (MECKLENBURG) CITY-COUNTY FUNCTIONS TRANSFER.(6/10) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.

H. 906 (GUILFORD) COUNTY WATER/SEWER ASSESSMENTS. S-PASSED 3RD READING.

#H. 915 (WAKE) WORTHLESS CHECKS, PUNISHMENT. H-REPTD UNFAV.

#H. 958 (LINCOLN) LINCOLNTON STREET IMPROVEMENTS. RATIFIED -- CHAPTER 762.

H.1005 (MECKLENBURG) CHARLOTTE/MECKLENBURG CIVIC CENTER.(6/06) H-CONCURRED IN S-AMENDMENT.

H.1050 (SCOTLAND) COLLECT FIRE DEPT. CHARGES. S-REPTD FAV.

#H.1070 (STANLY) AD VAL. TAX LIST PROCEDURES. RATIFIED - CHAPTER 768.

#H.1074 (ROBESON) INCREASE FAIRMONT ED. BD.. RATIFIED - CHAPTER 769.

#H.1081 (ROBESON) SCHOOL BOARD ELECTION. RATIFIED - CHAPTER 770.

#H.1124 (ROBESON) FAIRMONT BOARD SIZE. RATIFIED - CHAPTER 772.

#H.1130 (DUPLIN) WARSAW MAYOR, COMM'RS PAY. RATIFIED - CHAPTER 773.

H.1131 (GUILFORD) JUNK CAR TAX. H-PASSED 3RD READING; H-SENT TO SENATE.

H.1144 (POLK) SALUDA LAND SALE.(6/05) S-REF TO COM ON LOC GOVT.

H.1153 (ALLEGHANY) MARRYIN' MAYOR/SPARTA.(6/06) S-REF TO COM ON LOC GOVT.

H.1171 (ROCKINGHAM) CITY ABC ELECTION.(5/30, 6/06) H-CONCURRED IN S-AMENDMENT.

H.1184 (BURKE) GLEN ALPINE SCHOOL PROPERTY.(6/05) S-REF TO COM ON EDUCATN.

H.1187 (MOORE) COUNTY LIQUOR BY THE DRINK.(6/05) H-REPTD W/O PREJUDICE.

H.1202 (ROBESON) FAIRMONT SLUM CLEARANCE. H-REPTD FAV.

H.1215 (BUNCOMBE) RECREATION DISTRICT VOTE. H-PASSED 3RD READING; H-SENT TO SENATE.

H.1219 (NEW HANOVER) WATERSHED IMPROVEMENT PROGRAMS. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1255 (CUMBERLAND) WATER SEWERAGE ASSESSMENTS. S-REF TO COM ON LOC GOVT.
#H.1256 (RUTHERFORD) FOREST CITY TOWN MANAGER VOTE. H-REPTD UNFAV.
H.1261 (NEW HANOVER) SALARIES OF WILMINGTON OFFICIALS.(6/05) S-REF TO COM ON LOC GOVT.
H.1265 (YADKIN) COUNTY COMM'RS/DISTRICT ELECTION.(6/06) S-REF TO COM ON LOC GOVT.
H.1271 (ROCKINGHAM) EDEN-SEWERAGE DISRICT MERGER. S-REF TO COM ON LOC GOVT.
H.1272 (WILSON) WILSON POLICE BENEFIT FUND. S-REF TO COM ON PERS&EMP.
H.1289 (GASTON) BELMONT CHARTER AMENDMENTS. S-REF TO COM ON LOC GOVT.
H.1292 (ANSON) POLKTON CHARTER REVISION.(6/06) S-REF TO COM ON LOC GOVT.
H.1294 (HARNETT) ABC FUNDS. H-REPTD FAV.
H.1296 (LEE) SCHOOL BOARD TERMS EXTENSION. H-REPTD FAV.
H.1298 (YANCEY) RURAL-REDEVELOPMENT AUTHORITY. S-REF TO COM ON LOC GOVT.
H.1301 (NASH) COMM'RS' COMPENSATION. H-REPTD FAV AS AMENDED.
H.1305 (DAVIE) INCORPORATION COOLEEMEE. H-REPTD FAV.
H.1306 (DARE) TITLE TO BUILD-UP LAND. H-REPTD FAV.
H.1309 (CHOWAN) EDENTON WATER/SEWER ASSESSMENTS. H-REPTD FAV.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN. H-REPTD FAV.

****

Next Session of Senate: 12 Noon, Wednesday, June 11, 1969.

Next Session of House: 11:30 a.m., Wednesday, June 11, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 106 -1135- WEDNESDAY, JUNE 11, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 823 Minors may borrow for college (Iden. H 1333) GS 116
Introducer: Kirby Sent to HIGHR ED

"To rewrite and clarify G. S. 166-174.1 (sic) concerning contracts of minors who are borrowing for post-secondary education." Rewrites cited section to make following changes (apparently intended GS 116-174.1): (1) adds educational institutions to list of persons from whom minors may borrow; (2) deletes 6% limit on such loans; (3) redefines permissible purpose to be to finance "post-secondary education" (was, "higher education"); and (4) adds community colleges, technical institutes and business or trade schools to list of institutions at which loan may be used (retaining restriction against use of loans for correspondence courses).

S 824 (Joint Resolution) Honoring Earl C. Strickland MISC RES
Introducers: Gurganus and McGeachy Passed and sent to HOUSE

"Honoring the memory of Earl Cranston Strickland, an officer of the State Correction Service, who risked and lost his life trying to prevent two dangerous prisoners from escaping." As title indicates.

S 825 (Joint Resolution) Honoring Sam P. Garrison MISC RES
Introducers: Gurganus and McGeachy Passed and sent to HOUSE

"Commending Sam P. Garrison for his heroism in taking into custody an armed escaped convict and recommending Sam P. Garrison to the Carnegie Hero Commission for a suitable award for voluntarily risking his own life to rescue Isley Wilcox from an imminent threat of death." As title indicates.

S 826 Regulate beer prices GS 18
Introducers: Scott and others Sent to ABC

"Amending General Statute 18-39 to provide for the further control and regulation of malt beverages." Adds new GS 18-39(16) authorizing State ABC Board to regulate wholesale and retail price of malt beverages sold in NC, in manner to control sale and use of such beverages. Provides wholesale price to be uniform in NC and to include cost of goods sold plus markup between 20 and 22 1/2 percent. Permits Board to require retail prices to be uniform, and to reflect cost of goods plus markup between 20 and 70 percent, except that draught beer may include markup of 100 percent. Requires board, in considering retail prices, to take into consideration character of license held by retailer, nature and type of business, and whether he sells for consumption on-premises only. Defines cost of goods sold to include all applicable excise taxes. Effective July 1, 1969.

S 827 CSC may order out-patient help — GS 122
Introducer: Penn — Sent to MENTAL H

"Amending G. S. 112-63 so as to provide that the Clerk of Court may, in lieu of commitment to a hospital for mentally disordered, may provide for out-patient treatment." As title indicates, with approval of examining physicians and for out-patient care approved by NC Dep't of Mental Health. Provides order to remain in force for no longer than 180 days and requires minimum weekly treatment and/or counseling unless facility specifies otherwise. Requires clerk to be kept advised of progress of treatment, and failure to do so is sufficient evidence to remand person being treated to court for appropriate action. Permits some in-patient treatment as part of order. Requires public clinics or centers receiving support from Dep't of Mental Health to receive such persons unless specifically relieved of duty by State Board of Mental Health. Provides treatment to be obtained at private expense with no accrual to court, and indigency law (GS 122.44) to apply if appropriate.

S 829 Western NC planning funds (Iden. H 1334) — APPROPRIATIONS
Introducer: Norton — Sent to APPROPRN

"To provide on a matching basis an appropriation to the Western North Carolina Regional Planning Commission for the biennium." Appropriates to Western NC Regional Planning Comm'n up to $25,000 for each year of 1969-71 biennium; to be disbursed by State Treasurer in amounts equal to dues that are certified by Chairman of Comm'n to have been received from member municipalities during year. Undisbursed amounts to revert to General Fund. Effective Jan. 1, 1969.

S 830 Study voc-rehab centers (Iden. H 1320) — STUDY, GS 116
Introducer: L. Warren — Sent to APPROPRN

"To authorize the State Board of Education to establish a study for the location and development of comprehensive vocational rehabilitation centers." Identical with H 1320, digested in Bulletin No. 104, p. 1113.

S 831 Violate court order/misdemeanor — GS 14
Introducer: McGeachy — Sent to JUDIC 1

"Making it unlawful to obstruct justice by violating lawful orders of any court." Adds new GS 14-227A providing that violation of any injunction, restraining order or other court order is misdemeanor, punishable by fine up to $250, imprisonment up to 30 days, or both; Act not to affect contempt powers of court.

S 832 Governor's emergency powers — GS 14, 115, 115A, 116, 129, 143, 153, 160
Introducer: McGeachy — Sent to JUDIC 1

"To authorize the Governor to order public buildings evacuated during an emergency and to provide the penalty for violation of said order." Permits Governor, upon determining the existence of public emergency, or imminence thereof, to issue order of evacuation of any public building, when he determines such order necessary to maintain public order or afford adequate protection for lives and property. Directs order to be delivered to any law enforcement or National Guard officer, who, by suitable PA system, is to read order to occupants of building and demand their withdrawal. Provides wilful violation to be misdemeanor, punishable in discretion of court.

S 833 Emergency confinement-prisoners — GS 153
Introducer: McGeachy — Sent to CORRECTN

"To amend Chapter 462, Session Laws of 1969, relating to the confinement of prisoners when jail facilities are insufficient." Amends cited Act (S 244) to add provisions permitting sheriff and Dep't of Correction, when not feasible because of emergency to obtain from judge of superior court a prior order of transfer, to exercise powers of Act (for transfer of county prisoners to State Dep't of Correction when county jail facilities insufficient). Provides sheriff to obtain order as soon as possible. Makes provisions applicable to municipalities whenever prisoners arrested in such numbers that municipal jail facilities and county jail facilities inadequate, and chief of police may exercise powers conferred herein on sheriffs, with cost of transporting prisoners to be met by municipality.

S 834 Cooperation in water resources-2 — GS 143
Introducer: McGeachy — Sent to RULES

"To implement State cooperation in North Carolina-Federal water resources development projects." Identical with S 618 - H 1035 (digested in Bulletin No. 83, p. 790) as amended in House 6/6/69 (digested in Bulletin No. 103, p. 1101), which was inadvertently ratified on 6/9/69 without Senate concurrence in the House amendments.

S 835 Beer-wine sale curfew hours — GS 18
Introducers: Dent and J. White — Sent to ABC

"To amend Section 141 of Chapter 18 of the General Statutes relating to the hours of sale and consumption of beer and wine under daylight saving time." Amends GS 18-141 so that no beer or wine may be sold after 11:45 P. M. Eastern Standard Time and that no beer or wine may be consumed in places where same is sold after 12:00 Midnight Eastern Standard Time (now, lacks reference to "Eastern Standard Time").

S 836 Forester licensing — GS 93B, 113
Introducer: Joyner — Sent to CONS & DEV

"For the registration and licensing of foresters in North Carolina." Establishes State Board of Registration and Licensing for Foresters, consisting of five registered foresters appointed by Governor for 5-year terms (initially, Gov'r to appoint five practicing foresters with at least Bachelor's degree from accredited forestry school with appointment to have effect of licensing and registering appointees and with staggered terms). Bd members to be citizens of US and residents of NC; Bd to annually elect ch'man and vice ch'man from members, and secretary who may be member. Bd to fix members' per diem with reimbursement for all actual expenses in carrying out Act; payment to be made from "Registered Foresters Fund". Requires Bd to meet within 30 days after initial appointment and at least twice yearly thereafter with provision made for special meetings.

Bd to have following powers: make reasonable rules for properly performing its duties; adopt official seal; subpoena witnesses and records; administer oaths to witnesses; keep record of proceedings and register of applicants for registration; submit annual report to Governor on July 1.

Prohibits persons from advertising or practicing as Registered Foresters unless licensed under Act but exempts any person, corporation, etc. practicing forestry on own property or otherwise managing same. Applicants for licensing must show to Bd that he is of good moral character and has graduated from 4-year curriculum in forestry approved by Bd with Bachelor or higher degree and has had two or more years experience in forestry (forester may practice forestry to fulfill experience requirement if supervised by forester and of satisfactory character, or has successfully passed written exam designed to show knowledge approximating that gained from graduation from 4-year forestry school and has five years experience satisfactory to Bd immediately prior to application; or has been resident of NC engaged in practice of forestry for five years immediately prior to effective date of Act and has held self out in writing and been employed as forester for such period; such person must make written application to Bd before July 1, 1971 to be registered under last section). Registration to be determined only on basis of individual merit. Non-resident may become registered by complying with Act's terms and by filing consent to service of process and pleadings with Bd sec'y. Reciprocal licensing given to non-resident or recent resident if same legally licensed as registered forestry in State or county observing same reciprocity rules for NC residents, but non-resident may practice forestry in NC without being registered if registered in reciprocating State. Licenses to expire on July 30th following issuance or renewal; Bd sec'y to notify every licensee of expiration date and renewal fee to be mailed at least 30 days before expiration. Fees to be as follows: application fee, $10; initial issuance, $10; renewal, $5; replacement, $5; examination, $25. Expired license renewable within 6 months by paying $5 plus $1 per month from expiration date; after 6 months, new license must be applied for. Fees may be changed after one year by Bd with approval of State Director of Budget.

Bd may revoke or suspend license of licensee found to be guilty of gross negligence, fraud, deceit or flagrant misconduct in practice of forestry or becomes patently incompetent; Bd may appoint investigator upon receipt of any such charges by anyone filing written and sworn statement with Bd sec'y. Bd to hear such charges, and copy to be sent to licensee at least 10 days before hearing. Appeals from Bd available to Superior Court. Bd sec'y to prepare roster of registered foresters in June of each year, with copies to go to NC Sec'y of State, each CSC, and each registrant. Registrants to be exempt from GS 93A-6 (revocation or suspension of real estate licenses) so that they may deal in purchase or sale of trees and woodland if no other real estate involved (woodland defined as land with at least 50% of value comprised of timber and/or forest land). Makes misdemeanor punishable at court's discretion for any person not licensed under Act to practice forestry in NC, or convey impression that he is licensed, or give false information to Bd in obtaining license, or otherwise violate any provision of Act. Attorney General of State to act as legal advisor to Bd in carrying out provisions of Act.

S 837 Needy payments/interest conflicts — GS 14
Introducers: Henley & Gurganus — Sent to JUDIC 1

"To amend G. S. 14-234 to provide that it shall not apply to acts done pursuant to certain State and governmental assistance programs for specified groups of persons." Adds to GS 14-234 ("Director of public trust contracting for his own benefit") provision that nothing in section or in any general principle of common law to make unlawful the acceptance of remuneration from governmental board, agency, or comm'n for services, etc., rendered directly to needy persons by member of such board, etc., under any program of direct public assistance being rendered to them under State or federal law administered by such board, etc.; provided that such public assistance programs are open to general participation on nondiscriminatory basis to practitioners of any profession or occupation and provided that board, etc., nor its employees have no control over who shall be selected from qualified providers by receivers of assistance and that remuneration to be same as provided to any other provider. Provides further that while board, etc. may determine eligibility of needy persons to receive assistance, that member/provider on board to take no part in approving own claim for remuneration.

S 838 Children's working hours (Iden. H 1342) GS 110
Introducer: Staton Sent to MFG LABR

"To amend Section 110-2 of the General Statutes, relating to the working hours of minors under sixteen years of age," Amends cited act to increase latest hour to which minor under 16 years may work to seven (now, six) o'clock, and to nine o'clock on days when schools are not in session.

S 840 Advisory Budget Comm'n membership GS 143
Introducer: Bagnal Sent to ST GOVT

"To increase the membership of the Advisory Budget Commission so as to give representation to the minority political party." Amends GS 143-4 (Advisory Budget Comm'n) increasing membership of Comm'n to add one member of House and one member of Senate appointed by respective minority leaders thereof. Provides vacancies in seats of members appointed by House and Senate minority leaders to be appointed by Governor on recommendation of such minority leaders. Effective July 1, 1969.

HOUSE

H 1332 Social workers for blind funds APPROPRIATION
Introducer: Barbee Sent to APPROPRN

"To appropriate $103,822 to the North Carolina State Commission for the Blind to provide State support for social workers for the blind." Appropriates from State's General Fund to NC Comm'n for the Blind $51,910 for fiscal year '69-70 and $51,912 for fiscal year '70-'71 to provide State aid to assist counties for payment of social workers for blind at same rate as State provides aid to counties for payment of other public assistance social workers. Effective July 1, 1969.

H 1333 Minors may borrow for college (Iden. S 823) GS 116
Introducer: Leatherman Sent to CALENDAR

"To rewrite and clarify G. S. 116-174.1 concerning contracts of minors who are borrowing for post-secondary education." Identical with S 823, digested above in today's bulletin.

H 1334 Western NC planning funds (Iden. S 829) APPROPRIATION
Introducer: Messer Sent to APPROPRN

"To provide on a matching basis an appropriation to the Western North Carolina Regional Planning Commission for the biennium." Identical with S 829 digested above in today's bulletin.

H 1336 Capital cases, lesser verdicts GS 15
Introducer: J. Ramsey Sent to CALENDAR

"To authorize District Solicitors of Superior Court to seek a verdict requiring imprisonment for life as punishment for the commission of Capital offenses." Adds new G. S. 15-172.1 authorizing solicitor in his discretion to announce, with approval of court, that he does not seek death penalty in capital cases, and upon defendant's conviction of such offense, penalty to be life imprisonment. Provides, in such event, peremptory jury challenges to be same as for other noncapital felony. Provides such election by solicitor to be in writing, approved by presiding judge, and made part of records of case.

H 1337 Amending misdemeanor punishment GS 14
Introducer: J. Ramsey Sent to CALENDAR

"To reduce the punishment of various general misdemeanors carried in Chapter 14 of the General Statutes of North Carolina to a punishment of fine not to exceed $500, imprisonment for not more than six months, or both." Amends following sections of General Statutes Chapter 14 to make penalty for violation a fine up to $500, or imprisonment up to six months, or both (where no specific penalty now listed, or punishment now stated as in discretion of court): Sections 35, 40, 47, 48, 78.1, 82, 86, 105, 108, 109, 110, 111, 111.1, 111.2, 112, 113, 113.6, 114, 115, 118.2(b), 118.3, 129.1, 132, 133, 134, 142, 143, 144, 157, 158, 163, 164, 182.2(b), 184, 186, 188, 190, 193, 194, 199, 200, 223, 224, 225, 227.3, 235, 238, 269, 270, 272, 273, 275, 281, 284.1(e), 286, 287, 313, 314, 319, 327, 331, 332, 336, 343, 344, 345, 346(b), 346.2, 348, 353, 360, 361, 362, 363, 365, 366, 368, 369, 380.1, 380.2, 383, 386, 389, 393, 397, 400, 401.1, 401.2, 401.3, 401.6, 401.10, 408, 415, 422, 424, 431. Amends GS 14-107 (as may be rewritten by Sess. Laws of 1969) or 14-407 in like manner. Rewrites 14-160 to provide penalty as above, except if damage exceeds $200, punished as in GS 14-3(a) (fine, two years' imprisonment or both). Amends GS 14-166, -167, and -168 in like manner (now in discretion of court) and makes conforming amendment to GS 14-169. Amends GS 14-251 to set upper limit on fines at $500 (now $1,000) and imprisonment at six months (now, in court's discretion). Amends GS 14-339, -346.1 in like manner (now, imprisonment up to 12 months). Amends GS 14-397 in like manner (now, fine of at least $100 or imprisonment of at least 60 days). Amends GS 14-401.5 in like manner (now, imprisonment limit is one year). Adds like punishment for violations of GS 14-188. Effective July 1, 1969.

H 1338 Clarifying Ch. 349/county comm'rs GS 153
Introducers: Harkins and others Sent to LOC GOVT

"Clarifying and correcting an error in the notice provisions of Chapter 349 Session Laws of 1969, relating to meetings of Boards of County Commissioners." Rewrites third sentence of SL 1969, Ch. 349 (meeting of board of comm'rs) to provide that at least 10 days before first meeting to which it is to apply, resolution adopted under section to be posted on courthouse bulletin board, and summary thereof (now, text of resolution) to be published at least once in county newspaper qualified to publish legal announcements, or if none available, in newspaper having general circulation in county.

H 1342 Children's working hours (Iden. S838) GS 110
Introducer: Messer Sent to CALENDAR

"To amend Section 110-2 of the General Statutes, relating to the working hours of minors under sixteen years of age." Identical with S 838, digested above in today's bulletin.

H 1344 Limiting State Fairgrounds use GS 106
Introducer: Watkins Sent to CALENDAR

"Prohibiting the use of the State Fairgrounds in Raleigh for uses which compete with private business." As title indicates, defining "activity" to include shows, exhibitions, car racing, etc. Provides not to limit authority of Dep't of Agriculture to use, rent fairgrounds and facilities during time of fair.

H 1346 Numbered seats-5th House District GS 163
Introducers: Snead and Penton Sent to CALENDAR

"To provide for numbered seats in the 5th House of Representative district." As title indicates.

XXXXXXXXX

LOCAL BILLS INTRODUCED

SENATE

S 828 Kings Mtn. annexation — CLEVELAND
Introducer: J. White — Sent to LOC GOVT

"To permit the City of Kings Mountain to annex non-contiguous property which it owns." As title indicates.

S 839 Greensboro referendum petition — GUILFORD
Introducers: Bowles, Edwards and Murrow — Sent to LOC GOVT

"To amend Chapter 696 of the Session Laws of 1969 relating to initiative and referendum in the City of Greensboro." Amends cited Act (H 736) to provide no initiative petition to be valid or registered, within 18 months following any election on proposed form of government submitted pursuant to previous initiative petition.

HOUSE

H 1331 Rocky Mount registration — NASH, EDGECOMBE
Introducers: Eagles, Barbee and Fenner — Sent to CALENDAR

"Pertaining to the registration of voters residing within the city limits of the City of Rocky Mount." Directs that a permanent, full-time registration office be established in Rocky Mount, as branch of such office for both Nash and Edgecombe, location determined by county and city boards of election. Provides for staffing of office. Directs two county boards and city board of elections to divide city into convenient election precincts, to be same for all elections. Provides for extension of precincts upon annexation by City. Provides for costs of registration office to be budgeted by respective election boards and governing bodies. Repeals cited Acts. Effective July 1, 1969.

H 1335 Closed deer season — DAVIDSON
Introducers: Hege & Snyder — Sent to CALENDAR

"Prohibiting the hunting of deer in a portion of Davidson County." Makes unlawful taking of deer in that part of Davidson County lying north and west of NC Highway 49. Act not subject to repeal by subsequent general law.

H 1339 School board allowances — BRUNSWICK
Introducers: Williamson & Soles — Sent to CALENDAR

"To increase the per diem and mileage allowance of members of the Brunswick County Board of Education." Increases allowances, as title indicates to $25 per diem and 10¢ per mile.

H 1340 School board allowances, vacancy — COLUMBUS
Introducers: Williamson and Soles — Sent to CALENDAR

"To increase the per diem and mileage allowance of members of the Columbus County Board of Education and appointing a new member to fill a vacancy on the Board." Sets per diem at $25 and travel allowance at 10¢ per mile. Appoints John Frank Carter to vacancy from resignation of Guy Freeman.

H 1341 Beach erosion exemption — BRUNSWICK
Introducers: Williamson & Soles — Sent to CALENDAR

"Amending Article 26 of Chapter 153 relating to assessments by counties for beach erosion control and flood and hurricane protection so as to exclude Brunswick County from the provisions thereof." Modifies GS Ch. 153, Art. 26 as title indicates. Provisions of Act not to affect validity of assessments confirmed under GS 153-333 nor affect pending litigation.

H 1343 (Joint Resolution) City-county school merger vote — WAKE
Introducers: H. Taylor, S. Johnson, A. McMillan and Twiggs — Sent to CALENDAR

"Requesting the submission to the voters of Wake County and the City of Raleigh for approval of the merger of the City and County school administrative units." As title indicates, with election to be held before July 1, 1970.

H 1345 School board terms — WATAUGA
Introducer: Holshouser — Sent to CALENDAR

"To amend Chapter 1254 Session Laws of 1967 so as to provide staggered terms for the Board of Education of Watauga County." Extends terms of present board to Dec. 1970 (now, April 1969). Provides for five-member board, with staggered terms of four years for four members and fifth elected for two years, to start with 1970 general election (at 1970 election three members elected for two years, and two for four years). Provides no primary necessary if no more than six persons file. Repeals part of cited Act concerned with persons elected in 1968 general election.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 206 Omnibus riot/civil-disorder bill (Senate com. sub. digested in Bulletin No. 101, p. 1059). Amendments adopted in Senate 6/11/69 to make identical with House com. sub. for H 321, as amended (amendments digested in Bulletin No. 105, p. 1126).

S 294 Four year terms for senators (digested in Bulletin No. 51, p. 394). Committee substitute adopted in Senate 6/11/69 making technical changes in original (providing for amendment to revised as well as present N. C. Constitution).

S 362 Extra Sessions-General Assembly (digested in Bulletin No. 58, p. 459). Committee substitute adopted in Senate 6/11/69 providing for amendment to revised as well as present NC Constitution.

S 388 Habitual traffic offenders (digested in Bulletin No. 61, p. 496; 97, p. 1007). Amendments adopted in House 6/11/69 as follows: (1) deletes requirement that matter be heard at the "next" Criminal Sessions of superior ct. (omits quoted word); (2) requires superior ct. unconditionally to restore driving privilege on petition of habitual offender after 5 years from date of final judgment (original provides various conditions upon such restoration); (3) deletes inclusion of convictions for driving motor vehicles without license from definition of habitual offender; (4) reduces to 7 (originally, 10) years period within which convictions leading to habitual offender status must accumulate; (5) deletes inclusion of convictions for perjury or making false statements to Dep't of MV from definition of habitual offender.

S 526 Standards for manufactured homes (digested in Bulletin No. 71, p. 649). Committee substitute adopted in Senate 6/11/69 making following changes: (1) restricts effect of bill to mobile homes only, so that "relocatable homes" and "manufactured homes" excluded; (2) deletes authorization to Comm'r of Insurance to examine engineering and construction practices and techniques, properties of construction materials, electrical or plumbing and other systems and appliances, and fire prevention and protective techniques of manufactured (including mobile) homes; (3) deletes discretionary authority of Comm'r to make rules and regulations to make effective the construction standards established; (4) prohibits manufacture or sale of mobile homes constructed more than 12 months (originally, 6 months) from effective date of Act unless constructed in accordance with USASI standards (originally, with Comm'r's rules and regulations); (5) deems any mobile home bearing seal of compliance of recognized testing laboratory ("such as Underwriters' Laboratories") having follow-up inspection services approved by NC State Building Code Council as being in full compliance with standards and rules and regulations prescribed in Act and as being acceptable throughout state without further inspection or fees except as required by local zoning or permit ordinances (originally, manufacturers and dealers required to obtain license from Comm'r certifying compliance and pay fees to cover costs of inspection by Comm'r); (6) makes mobile homes not bearing seal of compliance as in (5) above subject to inspection by local building inspectors under Comm'r's supervision in same manner as State Bldg Code enforced under GS Ch. 143, Art. 9 ("Building Code Council"); (7) deletes reciprocity, administration of Act by Comm'r, penalties, and severability sections of original.

S 544 Compulsory Meat Inspection Act (digested in Bulletin No. 75, p. 699). Amendment adopted in House 6/11/69 to exempt persons selling not more than $2000 retail value of meat raised on own land from Act, defining person as "individual" (not including corp., assoc., etc.), and requiring records of sale to be kept for 2 years from date of sale and to be open for inspection by Dep't of Agriculture; allows meat to be stored and processed at freezer locker plants if kept separate from other meat in such plants.

S 634 County agricultural reports (digested in Bulletin No. 85, p. 818). Amendment adopted in House 6/11/69 changing effective date to July 1, 1970 (originally, 1969).

S 738 Dep't Admin. property acquisition (digested in Bulletin No. 94, p. 964). Amendment adopted in Senate 6/11/69 to change boundaries of land in Raleigh for which Dep't authorized to acquire.

S 762 Appeals, liens/unfit dwellings (digested in Bulletin No. 97, p. 1003). Technical amendment adopted in House 6/11/69.

S 766 Water/sewer operator certification (digested in Bulletin No. 97, p. 1004). Amendments adopted in Senate 6/11/69 as follows: (1) requires certified operators to be in charge of water treatment facilities or wastewater treatment works after July 1, 1971 (originally, made unlawful for uncertified operators to be in charge after same date); (2) deletes provisions making violation of Act a misdemeanor.

S 790 Time of feeder pig sales (digested in Bulletin No. 100, p. 1043). Technical amendment adopted in Senate 6/11/69.

S 814 (Joint Resolution) Preserve order on campuses (digested in Bulletin No. 103, p. 1095). Amendment adopted in Senate 6/11/69 expressing knowledge of General Assembly that great majority of leaders of NC institutions of higher learning have upheld principle that constructive change must be achieved in democratic manner (originally, GA "believed" that such was the case).

HOUSE

H 164 Counsel for the indigent (digested in Bulletin No. 24, p. 142). Amendments adopted in House 6/11/69 as follows: (1) provides that in districts with public defenders, public defender may tentatively assign self or ass't public defender to represent indigent person subject to subsequent court approval (original lacked court approval provision); (2) makes mandatory (originally, discretionary) court approval of counsel's reimbursement of expenses; (3) makes partially indigent person liable for partial reimbursement of necessary expenses of representation; (4) provides that dist. ct. judge to fix fees for actions finally determined in dist. ct. and that superior ct. judge to fix fees for actions heard in superior ct. (originally, no such division provided); (5) makes public defender system available only in 12th and 18th judicial dists. (originally, also in 5 others); (6) adds provision providing for suspension or removal of pub. defender or ass't pub. defender on same basis as for dist. ct. judge; (7) provides authorization to use federal or private funds to "improve" pub. defender system (original stated "expand or improve").

H 171 Annual legislative sessions (digested in Bulletin No. 25, p. 147). Amendment adopted in House 6/11/69 to delete provisions limiting annual sessions to 90 legislative days.

H 296 Tax package (digested in Bulletin No. 39, p. 267). Committee substitute adopted 6/1 in House to provide additional taxes substantially as in original bill, with following changes only: (a) alcoholic beverage tax - omits increase in surtax from 2% to 12% on retail price of spirituous distilled liquors; adds new GS 18-85.2 to provide additional tax on retail sales at rate of 5¢ per 5 oz. or fraction thereof until July 1, 1970, and after that at a rate of 5¢ per 3-1/3 oz. or fraction thereof, such taxes to be in addition to "total prices" set by State ABC Bd, and entire proceeds of additional tax to be payable by ABC stores monthly as for other taxes; (b) cigarette tax - omits tax on cigars but provisions are the same for cigarettes, except that Comm'r cannot require payment by taxpayers for costs of manufacture and distribution of taxpaid stamps, and Comm'r must allow discount of 1/3¢ (originally, 1/4¢) per stamp as handling charge for licensed distributors; (c) insurance companies - omits increases in gross premium taxes.

H 551 College disrupter discipline (digested in Bulletin No. 57, p. 449; amendments digested in No. 97, p. 1008 and No. 105, p. 1127). Floor amendment adopted in House 6/11/69 deleting provision that Act not to apply to children under 14 or mentally retarded children and providing Act to be permissive for public school through twelfth grade but mandatory when local board of education adopts resolution putting Act into effect.

H 581 Limited driving permits (digested in Bulletin No. 59, p. 470). Amendments adopted in House 6/11/69 to (1) require that limited driving privilege be suspended pending final disposition of charge of operating motor vehicle in violation of restrictions, and (2) make technical change.

H 627 Juvenile court revisions (Iden. S 348) (digested in Bulletin No. 61, p. 500; amendments digested in No. 83, p. 800). Amendments adopted in Senate (1) to redefine 'delinquent child' to include a child who has violated his probation; (2) to correct references to public welfare to read "social services"; (3) to make technical changes; (4) and to make act effective January 1, 1970.

H 802 Curfew on non-univ. personnel (House com. sub. digested in Bulletin No. 92, p. 934). Amendment adopted in Senate 6/11/69 to delete authority of chief security officer of university to call curfew.

H 842 Notary-qualify before register (digested in Bulletin No. 70, p. 636). Amendment adopted in Senate 6/11/69 making technical changes and changing effective date to October 1, 1969.

H 1058 Public bldg. disputes settlement (digested in Bulletin No. 85, p. 823; amendment digested in No. 99, p. 1036). Clarifying amendment adopted in Senate 6/11/69.

H 1100 Cape Lookout land acquisition (digested in Bulletin No. 88, p. 871, previous amendments digested in No. 99, p. 1036). Amendment adopted in Senate 6/11/69 changing procedure Dep't of Administration to use in securing land by eminent domain to that prescribed in GS Ch 40, Art 2, provided comm'rs appointed to appraise land be appointed by resident superior court judge from residents of counties adjoining Carteret. Adds proviso if there is no apparent owner of land, condemnation proceedings against land and unknown parties may be used, with parties served by publication. Allows owner of property developed and used for non-commercial purpose to reserve right to use residence or other building for such purpose, together with three acres of land, for term ending with death of owner or spouse (whichever is later) or in case of non-individual ownership, for term of 25 years. Entitles property owner to reserve for such periods unrestricted right to use aircraft landing strips and boat piers, except that hunting ponds developed by owner prior to act subject to agreement of federal government and property owner as to use. Allows land within 750 feet inland from mean high water line of Atlantic to be included and requires land be preserved in natural state.

H 1158 Burial Commissioner fees (digested in Bulletin No. 92, p. 926). Amendments adopted in House 6/11/69 to (1) set maximum amount of annual assessments that Burial Ass'n Comm'r may charge participating cemeteries to $17,000 (originally, no maximum), and (2) set maximum amount of annual assessments on mutual burial associations at $68,000 (originally, no maximum).

H 1159 Burial association revisions (digested in Bulletin No. 92, p. 927). Committee substitute adopted in House 6/11/69 to provide that burial ass'n not to be ordered to make more than 12 (originally 14) single assessments per year and to authorize Burial Ass'n Comm'n to grant extensions of filing date for reports; omits proviso to GS 58-224.2 in original which authorized Comm'r to require official burial ass'n to pay in cash up to 1/2 of funeral benefit to certain other burial ass'ns.

H 1165 Non-profit buses: speed, licenses (digested in Bulletin No. 92, p. 927). Amendments adopted in House 6/11/69 to (1) require that non-profit bus drivers under 20 years of age must be certified and licensed to operate NC school bus, and (2) make technical changes.

H 1301 (Nash) Comm'rs compensation (digested in Bulletin No. 102, p. 1071). Amendment adopted in House 6/11/69 to add provision authorizing bd. of comm'rs to fix a per diem allowance not in excess of $10 for ch'man and members attending special meetings other than regular monthly meetings, not to exceed six per year. Entitles bd to claim same subsistence and travel allowed county employees for expenses in performance of official business. Salaries, per diem allowances, subsistence and travel within limits of act to be fixed by majority vote of bd.

SENATE AND HOUSE CALENDAR ACTION JUN.11,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 13 ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05) H-REPTD FAV AS AMENDED.
#S. 19 CAPITAL APPROPRIATIONS.(6/05) S-POSTPONED INDEF.
S. 85 SECURITY INTERESTS ON TITLE.(5/23) H-PASSED 2ND & 3RD READINGS.
#S. 133 SOFT DRINKS-AG DEPT REGULATION. H-REPTD UNFAV.
S. 206 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/04, 6/11) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR JUNE 12.
S. 235 INTEREST RATES AND CHARGES.(5/30, 6/10) S-RE-REF TO COM ON BANKING.
S. 294 FOUR YEAR TERM FOR SENATORS.(6/11) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 311 DREDGE PERMITS-RIPARIAN OWNERS.(5/22, 5/26, 6/06) RATIFIED - CHAPTER 791.
S. 362 EXTRA SESSIONS-GENERAL ASSEMBLY.(6/11) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 388 HABITUAL TRAFFIC OFFENDERS.(5/28, 5/29, 5/29, 6/11, 6/11) H-AMENDMENTS ADOPTED; H-PASSED 3RD READING; H-RECONSIDERED 3RD READING; H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
#S. 457 FULL-TIME VOTER REGISTRATION.(5/30, 6/03) RATIFIED - CHAPTER 750.
S. 466 FOREIGN CORPORATION EXECUTORS.(5/02, 5/23, 6/06, 6/06) S-CONCURRED IN H AMEND.
S. 468 AMENDING DRUG LAWS.(5/15) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 472 STATE TOBACCO MUSEUM.(5/08, 6/06) S-CONCURRED IN H AMEND.
S. 492 TAX ABATEMENT-COMBAT CASUALTIES. S-REPTD FAV.
#S. 493 BUSINESS CORP.ACT AMENDMENTS.(5/21, 6/05) RATIFIED - CHAPTER 751.
S. 494 NON-PROFIT CORP.AMENDMENTS. S-PLACED ON CAL FOR JUNE 13.
S. 526 STANDARDS FOR MANUFACTURED HOMES.(6/11) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 528 NC RACING COMMISSION. S-REPORTED W/O PREJUDICE; S-RE-REF TO COM ON APPROPRN.
S. 535 LISTING PERSONAL PROPERTY. H-PLACED ON CAL FOR JUNE 13.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08, 6/11) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.

S. 595 PREMIUM FINANCING. H-REPTD FAV.
#S. 597 COUNTY COMM'R AS HOUSING AUTH. RATIFIED - CHAPTER 785.
#S. 600 INCREASE JUDGEMENT FOR ATT'Y FEES.(5/09) RATIFIED - CHAPTER 786.
#S. 602 BRAKE LINING STANDARDS.(5/26) RATIFIED - CHAPTER 787.
S. 608 NC/VIRGINIA SEAWARD BOUNDARY. H-PASSED 2ND & 3RD READINGS.
S. 609 NC/SC SEAWARD BOUNDARY. H-PASSED 2ND & 3RD READINGS.
S. 611 COUNTY FIRE MARSHALL INVESTIGATIONS. H-REPTD FAV.
S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29, 6/04) H-REF TO COM ON FINANCE.
#S. 620 TRANSPORTING LIQUOR; CONFISCATION. RATIFIED - CHAPTER 789.
#S. 630 URBAN TRAFFIC CONGESTION RELIEF. RATIFIED - CHAPTER 794.
#S. 631 SERVICE ROADS/CONTROLLED ACCESS.(5/20) RATIFIED - CHAPTER 795.
S. 634 COUNTY AGRICULTURAL REPORTS.(6/11) H-RECALLED FROM ENROLLING; H-RECONSIDERED 3RD READING; H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
#S. 639 HIGHWAY REPAIR BY CITIES/TOWNS. RATIFIED - CHAPTER 798.
S. 642 LICENSE NURSING HOME ADM'ORS.(5/23, 5/27, 6/06) S-CONCURRED IN H AMEND.
S. 659 DUPLICATE ELECTION ABSTRACTS. H-REPTD FAV.
#S. 660 ELIZABETH CITY UNIVERSITY. RATIFIED - CHAPTER 801.
#S. 663 COUNTY AID TO SHELTERED WORKSHOPS.(5/23) RATIFIED - CHAPTER 802.
#S. 670 CHANGE CIVIL CODE EFFECTIVE DATE.(5/30) RATIFIED - CHAPTER 803.
S. 684 (J.RES.) SAFE DRIVER INSURANCE/DAMAGE BASE. H-REPTD FAV.
#S. 695 (J.RES.) LRC TO STUDY FACULTY RETIREMENT. RATIFIED - RES.76.
#S. 701 DENTISTS' PROVISIONAL LICENSING. RATIFIED - CHAPTER 804.
S. 711 CORRECT TYPO-SL 1969,CH. 442. H-REPTD FAV.
S. 712 (J.RES.) LEG'VE CITIZENS ADVIS. COMM. S-REPTD FAV AS AMENDED.
S. 714 SOLID WASTE DISPOSAL PROGRAMS. H-REPTD FAV.
#S. 730 TSER BOARD ADDITIONS. RATIFIED - CHAPTER 805.
S. 738 DEP'T ADMIN.PROPERTY ACQUISITION.(6/11) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 739 LRC CLINICAL LAB STUDY. S-REPTD FAV AS AMENDED.
S. 751 STATE PERSONNEL BLANKET BOND. H-PASSED 2ND & 3RD READINGS.
S. 756 MENTAL HEALTH COUNCIL TITLE. H-REPTD FAV.
S. 757 LICENSE MENTALLY ILL FACILITIES.(6/10) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 762 APPEALS,LIENS/UNFIT DWELLING.(6/11) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 765 TOWN EMPLOYEE GROUP INSUR. LIMITS. H-PASSED 2ND & 3RD READINGS.
S. 766 WATER/SEWER OPERATOR CETIFICATION.(6/11) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 768 RESIDENT STUDENT PREFERENCE. S-PLACED ON CAL FOR JUNE 13.
S. 770 TRAINING SCHOOLS' NAMES. H-REPTD FAV.
S. 778 SOCIAL SERVICES CORRECTIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 779 PUBLIC WELFARE NAME CHANGE-2. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 783 GARNISHMENT LIABILITY. S-REPTD FAV.
S. 784 ABC REHABILITATION EXPENSES. H-REPTD FAV.
S. 789 (J.RES.) TAX STUDY COMMISSION-2. S-REPTD FAV.
S. 790 TIME OF FEEDER PIG SALE.(6/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 791 CLEANING SOFT DRINK CONTAINERS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 792 NO COLORING IN BREAD. S-PASSED 2ND READING.
S. 793 CONFORM STATUTES/COMMERCIAL CODE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 799 (J.RES.) MARINE SCIENCE COUNCIL. H-REPTD FAV.
S. 806 ADVIS.COMM.MEDICAL ASSISTANCE.(6/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 807 GUARD/MILITIA-MINIMUM DUTY PAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 809 NUCLEAR REACTOR INSUR/NC STATE. S-REPTD FAV.
S. 812 AMEND TOMBSTONE DEFACING STATUTE. S-REPTD FAV.
S. 814 (J.RES.) PRESERVE ORDER ON CAMPUSES.(6/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 817 NO LICENSE-INCOMPETENT DRIVERS. S-REPTD FAV.
S. 819 (J.RES.) AUTO LIAB. STUDY CONSIDER. S-REPTD FAV.
S. 820 (J.RES.) HONORING GREENSBORO PONY LEAGUE. H-REF TO COM ON LOC GOVT.
S. 824 (J.RES.) HONORING EARL L. STRICKLAND. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 825 (J.RES.) HONORING SAM P. GARRISON. S-PASSED 2ND & 3RD READING; S-SENT TO HOUSE.
S. 834 COOPERATION IN WATER RESOURCES-2. S-REF TO COM ON RULES; S-REPTD FAV.

#H. 19 CAPITAL APPROPRIATIONS.(6/05) RATIFIED - CHAPTER 755.
#H. 104 (J.RES.) HILLSBOROUGH ASSEMBLY MEETING. H-REPTD UNFAV.
H. 164 COUNSEL FOR THE INDIGENT.(6/11) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 171 ANNUAL LEGISLATIVE SESSIONS.(6/11) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 211 EGG LAW - QUALITY STANDARDS. H-REPTD UNFAV.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 296 TAX PACKAGE.(6/11) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-PLACED ON CAL-SPEC ORDER #1.
H. 396 LEGISLATIVE FISCAL RESEARCH.(5/15, 5/19) S-REPTD FAV AS AMENDED; S-RE-REF TO COM ON APPROPRN.
H. 436 PRES.ELECTORS - DUTIES & RESIGN. S-REPTD FAV.
H. 460 (J.RES.) HOSP. AND MED. BENEFITS COMM'N.(5/27) S-PASSED 2ND & 3RD READINGS.
H. 465 PERSONAL TAX EXEMPTIONS SET BY G.A.. S-REPTD FAV.
H. 487 POLL WATCHERS CLARIFICATION. S-REPTD FAV AS AMENDED.

H. 551 COLLEGE DISRUPTER DISCIPLINE.(5/29, 6/10, 6/11) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 581 LIMITED DRIVING PERMITS.(4/17, 6/11) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 604 REGISTER VOTERS EVERY 50 YEARS. S-REPTD FAV AS AMENDED.
H. 627 JUVENILE COURT REVISIONS.(5/09, 6/11) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 733 TEACHERS RETIREMENT OPTION. H-RE-REF TO COM ON APPROPRN.
H. 802 CURFEW ON NON-UNIV. PERSONNEL.(5/22, 5/30, 6/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 842 NOTARY-QUALIFY BEFORE REGISTER.(6/11) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR JUNE 12.
#H. 863 OLD AGE LIENS-FUNERAL EXPENSES. H-REPTD UNFAV.
#H. 897 CONTRACT SUIT COUNTERCLAIMS.(6/06) RATIFIED - CHAPTER 810.
H. 899 STATE FIREMEN'S ASSOC. S-PASSED 2ND & 3RD READINGS.
#H. 941 LAKE NORMAN BLIND FISHING.(5/19) RATIFIED - CHAPTER 761.
#H. 942 AFTER-ACQUIRED PROPERTY CLAUSES.(5/22, 6/06) RATIFIED - CHAPTER 813.
H. 960 INVESTMENTS IN S & L ASSOCS.. S-REPTD FAV.
H. 962 INVESTMENTS IN S & L ASSOCS.-2.(6/06) S-REPTD FAV.
H. 967 JOINT BANK ACCTS.PROCEDURES. S-REPTD FAV.
H. 973 PRICE NOTICES-TYPE SIZE. H-REPTD FAV AS AMENDED.
H. 985 AID REVOKED-DISRUPTING.(6/09) S-REF TO COM ON HIGHR ED.
#H. 988 REGULATE RADIO COMMON CARRIERS.(5/28) RATIFIED - CHAPTER 766.
H. 990 BAN INVOLUNTARY SCHOOL BUSSING. H-REPTD FAV.
H.1022 DRAINAGE DISTRICT BOND INTEREST. S-REPTD FAV.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04) S-REPTD FAV AS AMENDED.
H.1049 COUNTY POWERS: UNFIT DWELLINGS. S-REPTD FAV AS AMENDED.
H.1058 PUBLIC BLDG. DISPUTES SETTLEMENT.(6/02, 6/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1060 REVISE VITAL STATISTICS LAWS.(6/06) S-REF TO COM ON JUDIC 1.
H.1062 CSC TO INDEX CONDEMNATION NOTICE. S-REPTD FAV.
H.1088 PUNISH EXCAPE FROM CUSTODY.(6/09) S-REF TO COM ON JUDIC 2.
H.1099 CONDOMINIUM DEFINITION. S-PASSED 2ND & 3RD READINGS.
H.1100 CAPE LOOKOUT LAND ACQUISITION.(6/02, 6/11) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H.1103 PEACHES LABELING. S-PASSED 2ND & 3RD READINGS.
H.1104 PASSENGER BUS WIDTH.(5/27) S-REPTD FAV.
H.1113 SAMARKAND MANOR.(6/05) H-CONCURRED IN S-AMENDMENT.
H.1122 MUNICIPAL SALARY CUT REPEALER. S-REPTD FAV.
H.1126 INSTRUCTION PERMITS-DRIVER TRAINEES. S-REPTD FAV.
H.1127 PRIVILEGE LICENSES/LAUNDRIES-2. S-REPTD FAV.
H.1129 RETAIL INSTALLMENT SALES. H-REPTD FAV AS AMENDED.
H.1132 COERCION BY LENDING INSTITUTIONS.(6/05, 6/06) S-REF TO COM ON JUDIC 1.
H.1143 TRAINING COUNSELORS ROOM & BOARD. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON APPROPRN.

H.1147 CORRECTION/BRAKE REQUIREMENT. S-REPTD FAV.
H.1152 WATER/SEWER AUTHORITIES AMDTS. S-PASSED 2ND & 3RD READINGS.
H.1158 BURIAL COMMISSIONER FEES.(6/11) H-AMENDMENTS ADOPTED.
H.1159 BURIAL ASSOCIATION REVISIONS.(6/11) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H.1163 INS.COMM'R: ASSIGNED RISK RATES. H-REPTD UNFAV.
H.1165 NON-PROFIT BUSES: SPEEDY LICENSES.(6/06, 6/11) H-AMENDMENTS ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H.1174 PERPETUAL CARE CEMTERIES' SALE. S-PASSED 2ND & 3RD READINGS.
#H.1189 UNSOLICITED BANK CREDIT CARDS. H-REPTD UNFAV.
H.1190 BANKING COMMISSION MEMBERS.(6/04) S-REPTD FAV.
H.1191 TAX DISCOUNT SCHEDULES. S-REPTD FAV AS AMENDED.
#H.1194 JUNIOR LIEN HOLDERS NOTICE. H-REPTD UNFAV.
H.1208 REVIEW POST-CONVICTION PROCEEDINGS. H-REPTD FAV.
H.1211 W. CAROLINA TO RECEIVE BOOKS. S-PASSED 2ND & 3RD READINGS.
H.1212 W. CAROLINA CAMPUS TRAFFIC LAWS. S-PASSED 2ND & 3RD READINGS.
#H.1217 DUPLICATE LICENSE FEE. RATIFIED - CHAPTER 783.
H.1227 INSURANCE AGENTS EXAMINATION. H-REPTD FAV.
H.1241 SCHOOL BUS - DUTY TO STOP. S-REPTD FAV.
H.1248 UNC REVENUE BONDS SERVICES. H-PASSED 2ND READING.
H.1254 REGISTER OF THE BLIND. S-REPTD FAV.
H.1273 (J.RES.) ASCS FUNDS EXTENSION REQUEST. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1275 UNIFORM CREDIT COMM'N.(6/06) S-REF TO COM ON BANKING.
H.1302 (J.RES.) HONORING WILLIAM ROY CATES,SR.. S-REPTD FAV.
H.1307 STATE CONSTRUCTION BONDS-2. H-PASSED 2ND READING.
H.1313 (J.RES.) SELL AIRPORT LAND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1327 (J.RES.) ABC LAW STUDY COMMISSION. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
H.1328 AUTO LIAB.RATES/INVESTMENT INCOME. H-REPTD FAV AS AMENDED.

LOCAL BILLS

S. 425 (STANLY) NO GAME FROM HIGHWAYS. H-REPTD FAV.
#S. 433 (GUILFORD) GREENSBORO-HIGH PT. AIRPORT AMDTS. RATIFIED - CHAPTER 793.
S. 598 (CUMBERLAND, HALIFAX, HARNETT, PAMLICO, PERQUIMANS, ROCKINGHAM, SCOTLAND, WARREN) CLARIFY DEADLY WEAPON CONFISCATION. S-PLACED ON CAL FOR JUNE 12.
S. 669 (CHEROKEE) DEPUTY SHERIFFS' PAY.(6/09) H-REF TO COM ON LOC GOVT.
S. 705 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(6/03) S-PLACED ON CAL FOR JUNE 17.
S. 782 (CABARRUS) MT. PLEASANT ABC LOCATIONS. H-REPTD FAV.
S. 798 (PITT) REDEFINING BETHEL TOWN LIMITS. H-REF TO COM ON LOC GOVT.
S. 821 (CALDWELL) CONTINUE CALDWELL TECH TAX. S-REPTD FAV.

H. 228 (DAVIDSON) LEXINGTON CABLE TELEVISION SYSTEM. S-REPTD FAV.

#H. 600 (MCDOWELL) BOARD OF COMM'RS-SIZE,TERM.(5/29) RATIFIED - CHAPTER 808.
H. 640 (MCDOWELL) OFFICIALS' PAY.(6/09) H-CONCURRED IN S-AMENDMENT.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING. S-REPTD FAV AS AMENDED.
H. 728 (GUILFORD) SUBDIVISION REGS. S-PASSED 2ND & 3RD READINGS.
H. 739 (BUNCOMBE) COUNTY COMMRS' PAY.(5/23) S-REPTD FAV AS AMENDED.
H. 868 (MECKLENBURG) CITY-COUNTY FUNCTIONS TRANSFER.(6/10) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 892 (CUMBERLAND) REVOKING MANCHESTER CHARTER. S-REPTD FAV.
H.1050 (SCOTLAND) COLLECT FIRE DEPT.CHARGES. S-PASSED 2ND READING.
H.1102 (CARTERET) MOREHEAD CITY CHARTER REVISION. S-REPTD FAV.
H.1131 (GUILFORD) JUNK CAR TAX. S-REF TO COM ON FINANCE.
H.1141 (ROCKINGHAM) OPEN SPACE PRESERVATION. S-REPTD FAV.
#H.1148 (ALEXANDER) SCHOOL BOARD ELECTION. RATIFIED - CHAPTER 774.
#H.1156 (GUILFORD) COUNTY LAND CONVEYANCE.(5/30) RATIFIED - CHAPTER 775.
H.1162 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(5/29) S-REPTD FAV.
#H.1164 (GUILFORD) JAMESTOWN ABC PROFITS SPLIT. RATIFIED - CHAPTER 776.
#H.1167 (FORSYTH) COUNTY RETIREMENT FUND INVESTMENT. RATIFIED - CHAPTER 777.
#H.1168 (BUNCOMBE) ASHEVILLE TAX SCROLLS.(5/30) RATIFIED - CHAPTER 778.
#H.1170 (POLK) APPOINT TRYON SCHOOL BOARD. RATIFIED - CHAPTER 779.
#H.1175 (BURKE) MORGANTON RETIREMENT FUND. RATIFIED - CHAPTER 780.
#H.1178 (ROCKINGHAM) EDEN MAYOR'S TERM. RATIFIED - CHAPTER 781.
#H.1187 (MOORE) COUNTY LIQUOR BY THE DRINK.(6/05) H-FAILED 2ND READING.
#H.1197 (DAVIDSON) CABLE TV FRANCHISE.(5/30) RATIFIED - CHAPTER 782.
H.1202 (ROBESON) FAIRMONT SLUM CLEARANCE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1215 (BUNCOMBE) RECREATION DISTRICT VOTE. S-REF TO COM ON FINANCE.
H.1219 (NEW HANOVER) WATERSHED IMPROVEMENT PROGRAMS. S-REF TO COM ON FINANCE.
H.1222 (ORANGE) LICENSING CARNIVALS. S-REPTD FAV.
H.1224 (WATAUGA) BOONE ELECTIONS; CORP LIMITS.(5/30) S-REPTD FAV AS AMENDED.
H.1238 (TRANSYLVANIA) COUNTY MANAGER AND SHERIFF.(5/30) S-REPTD FAV AS AMENDED.
#H.1239 (ROBESON) MAXTON SCHOOL BOARD. RATIFIED - CHAPTER 784.
H.1294 (HARNETT) ABC FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1296 (LEE) SCHOOL BOARD TERMS EXTENSION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1301 (NASH) COMM'RS' COMPENSATION.(6/11) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1305 (DAVIE) INCORPORATION COOLEEMEE. H-PASSED 2ND READING.
H.1306 (DARE) TITLE TO BUILD-UP LAND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1309 (CHOWAN) EDENTON WATER/SEWER ASSESSMENTS. H-PASSED 2ND READING.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN. H-PASSED 2ND READING
H.1317 (UNION)MARSHVILLE ABC ELECTION. H-REPTD FAV.

****

NEXT SESSION OF SENATE: 12 NOON, THURS., JUNE 12, 1969.
NEXT SESSION OF HOUSE: 11:45 A.M., THURS., JUNE 12, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 107 -1153- THURSDAY, JUNE 12, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 841 (Joint Resolution) Commending NC Jaycees — MISC RES
Introducer: Moore and others — Passed and sent to HOUSE

"Commending the North Carolina Jaycees." As title indicates.

S 842 Recruit health professionals/funds — GS 131, APPROPRIATION
Introducers: James and others — Sent to APPROPRN

"Relating to the recruitment of persons interested in embarking upon career in the health professions who are eligible for financial assistance under G. S. 131-121, 131-121.3 and 131-124 and providing for the encouragement of non-practicing nurses to return to their profession and further providing for the encouragement of new training schools of nursing." Amends GS 131-121 to permit NC Medical Care Comm'n to spend up to $30,000 per biennium for scholarship loans for purposes stated in title.

S 843 NCSU-Broughton Hall funds — APPROPRIATION
Introducers: Bailey and Coggins — Sent to APPROPRN

"To appropriate funds to North Carolina State University at Raleigh to be used, with other funds available, for completion of the project 'Addition to Broughton Hall'." As title indicates, appropriating from General Fund $200,000, provided matching funds made available from other sources. Effective July 1, 1969.

S 847 Alamance Battle Site funds (Iden. H 1349) — APPROPRIATION
Introducers: S. Warren and Scott — Sent to APPROPRN

"To appropriate funds for the Visitor Center-Museum at Alamance Battleground State Historic Site." As title indicates, appropriating to Dep't of Archives and History $56,000. Effective July 1, 1969.

S 848 Hearings: Comm'r of Revenue — GS 105
Introducer: Scott — Sent to JUDIC 1

"To amend G. S. 105-241.1 and G. S. 105-266.1 relating to administrative hearings before the Commissioner of Revenue." Rewrites GS 105-241.1(h) (re additional taxes) to add provision that GS Ch. 143, Art. 33A (rules of evidence in administrative proceedings) not to apply to hearings before Comm'r of Revenue held under Section. Makes identical addition to GS 105-266.1 (refunds of tax overpayments).

S 849 Clarify Highway Fund rates — GS 20, 105
Introducer: Scott — Sent to FINANCE

"To amend Chapter 600 of the 1969 Session Laws, relating to Highway Fund revenues, to clarify the rate schedule set forth therein and the effective date as to certain sections thereof." Amends SL 1969, Ch. 600 (H 297, Highway tax increases, digested in Bulletin No. 39, p. 268) to specify that schedule of rates in GS 20-88(b) (license fees for self-propelled property carrying vehicles) is for "Rates per Hundred Pound Gross Weight." Amends said schedule to show "Flat Rate Contract (originally, Common) Carriers". Provides that Chapter 600 is to become effective upon ratification, but that §§ 20 through 23 to be effective on July 1, 1969 and that §§ 1 through 19 to become effective Jan. 1, 1970 (originally, §§ 1 through 18 to be effective Jan. 1, 1970 and §§ 19, 20, and 21 to become effective July 1, 1969).

S 850 Motor fuel tax refunds — GS 105
Introducer: Scott — Sent to FINANCE

"To amend Chapter 600 of the Session Laws of 1969 relative to refunds of motor fuels tax." Amends cited Act (S 187, H 297-Highway tax increases) to rewrite portion of GS 105-449.39 to provide that if any motor carrier has credit larger than tax due in any quarter, it may apply for and receive refund. (Originally, could only get refund if appears that carrier has paid to another state tax on gas purchased in NC, to extent of such payment to other state.)

S 851 Fayetteville State funds (Iden. H 1347) — APPROPRIATION
Introducer: L. Warren — Sent to APPROPRN

"To amend Chapter 684 of the 1963 Session Laws with respect to Fayetteville State College." Amends cited Act (1963 Capital Improvement Appropriations Act) by increasing from $460,000 to $750,000 the appropriation item for Student Center at Fayetteville State (less same amount, self-liquidating).

HOUSE

H 1347 Fayetteville State funds (Iden. S 851) — APPROPRIATION
Introducer: S. Johnson — Sent to APPROPRN

"To amend Chapter 684 of the 1963 Session Laws with respect to Fayetteville State College." Identical with S 851, digested above in today's Bulletin.

H 1348 Forestry Advisory Committee — GS 143
Introducer: Jernigan — Sent to CALENDAR

"Creating the North Carolina Forestry Advisory Committee." Creates named committee, composed of eleven members appointed by and serving at pleasure of Governor. Provides that three members to represent wood-using industries, two to represent forest landowners, two to represent non-timber forest resource interests, two to represent public, and one each to represent forestry organizations, and banking and financial interests. Provides members to serve without compensation. Provides Governor to designate one original member as Chairman, and thereafter Committee to annually elect own chairman and vice-chairman. Directs appointment by Committee of sec'y, who need not be member. Directs Committee to meet at least twice a year, with provision for more frequent meetings. Provides that Committee is to advise Board of C & D on matters concerning conservation and development of all forests in State, to undertake studies and make reports as Board of C & D and Governor direct, and to undertake such studies and make such reports as it deems in best interests of NC.

H 1349 Alamance Battle Site funds (Iden. S 847) — APPROPRIATION
Introducer: S. Johnson — Sent to APPROPRN

"To appropriate funds for the Visitor Center-Museum at Alamance Battleground State Historic Site." Identical with S 847, digested above in today's Bulletin.

H 1350 Lake Waccamaw Park funds — APPROPRIATION
Introducers: Williamson and Soles — Sent to APPROPRN

"To appropriate the sum of $100,000 from the General Fund for the purpose of acquiring land for the establishment of a State Park at Lake Waccamaw in Columbus County." As title indicates, appropriating funds to Dep't of C & D, Division of State Parks.

H 1351 (Joint Resolution) Honoring Wm. H. Plemmons — MISC RES
Introducer: Quinn — Passed and Sent to SENATE

"Honoring William Howard Plemmons upon his retirement as President of Appalachian State University." As title indicates.

H 1352 Optometrists' referral — GS 90
Introducers: H. Johnson and others — Sent to CALENDAR

"To amend Chapter 556 of the Session Laws of 1969 relating to referral of patients by optometrists to physical therapists." Amends cited Act (S 500 - Physical Therapy Practice Act) (1) to include in definition of "physical therapy" interpretation of referrals from optometrists; (2) to preclude a physical therapy assistant from performing the interpretation of a referral from an optometrist; (3) to include within grounds for refusal, revocation or suspension of license of physical therapist, the undertaking to practice independent of referral from optometrist; (4) to prohibit practice of physical therapy except by referral, prescription or orders of MD, optometrist or dentist (original did not include optometrist); and (5) to provide that nothing in Act to preclude performance of simple mechanical or machine-assisted acts in physical care of patient, not requiring skill of physical therapist, under orders or directions of optometrist.

H 1353 Leg. Research Comm'n vacancies — GS 120
Introducer: Mills — Sent to CALENDAR

"To amend Chapter 120 of the General Statutes relating to vacancies on the Legislative Research Commission." Amends GS 120-30.12 to provide that if office of President Pro tempore of Senate becomes vacant, the five Senate members of Comm'n to pick one of number to perform duties imposed by Art. 6B of GS Ch. 120 (Leg. Research Comm'n) until Senate elects new President Pro tempore. Provides similar procedure for House members if office of Speaker becomes vacant.

LOCAL BILLS INTRODUCED

SENATE

S 844 School land sale to voc. workshop — ROWAN
Introducer: Sapp — Sent to JUDIC 2

"Permitting the Rowan County Board of Education to sell or convey certain surplus real property owned by it to the Rowan County Vocational Workshop, Inc." As title indicates, for any surplus property owned by school board, provided deed contains reversionary or condition subsequent clause which shall provide that fee in land to revert to school board if land no longer used for workshop purposes. Effective July 1, 1969.

S 845 Clinton officials' pay — SAMPSON
Introducer: S. Warren — Sent to LOC GOVT

"To fix the compensation of the Councilmen and Mayor of the City of Clinton." Fixes Councilmen pay at $75/month and Mayor at $250/month. Provides nothing in act to affect power of Council to fix own salaries in accord with GS 160-9.1. Effective July 1, 1969.

S 846 Glen Alpine school property-2 — BURKE
Introducer: Flaherty — Sent to EDUCATN

"To transfer all of the school property, both real and personal, of the Glen Alpine City school unit and the Morganton graded school district and the Burke County Board of Education to the Burke County school system since these units have been merged." Identical with House Committee Substitute to H 1184, digested in Bulletin No. 102, p. 1075.

HOUSE

H 1354 Close deer season — RANDOLPH
Introducers: Garner and Blake — Sent to CALENDAR

"Prohibiting the hunting of deer in a portion of Randolph County." As title indicates in that portion of county lying north and west of NC Highway 49. Provides may be repealed only by specific reference, and not by subsequent general law.

H 1355 Eliada Home funds — BUNCOMBE
Introducer: Harkins — Sent to CALENDAR

"To authorize the Board of County Commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of ten thousand dollars per year." As title indicates, for each fiscal year.

ADDITIONAL PUBLIC BILLS

SENATE

S 852 Lake Waccamaw Park funds (Iden. H 1350) — APPROPRIATION
Introducers: Robinson and Burney — Sent to FINANCE

"To appropriate the sum of $100,000 from the General Fund for the purpose of acquiring land for the establishment of a State Park at Lake Waccamaw in Columbus County." Identical with H 1350, digested above in today's bulletin.

S 853 Interest rate-NC Stadium — GS 143
Introducer: Edwards — Sent to ST GOVT

"Amending Chapter 1051 of the Session Laws of 1967 relating to the North Carolina Stadium Authority so as to permit notes issued by the Authority to bear the legal rate of interest." Amends cited chapter deleting 6% interest rate limit on notes evidencing debt of Stadium Authority issued by Stadium Authority and the Local Government Commission and provides such bonds to bear interest at "the legal rate".

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 712 (Joint Resolution) Leg've Citizens Advis. Comm (digested in Bulletin No. 93, p. 941).

Amendment adopted in Senate 6/12/69 changing the constitution of the committee to: three Senators and twelve private citizens appointed by President of Senate, three Representatives and twelve private citizens appointed by Speaker, and President and Speaker ex officio; at least one member from each house must be from minority party. (Originally, simply called for 15 members appointed by each officer.)

S 738 Dep't Admin. property acquisition (previous Senate amendment digested in Bulletin No. 106, p. 1143).

Amendment adopted in Senate 6/12/69 to delete Sec. 4, ratifying prior actions of Dep't, and inserting provision that Act not to apply to public projects/condemnations for which specific statutory condemnation authority and procedures otherwise provided.

S 739 (Joint Resolution) LRC clinical lab study (digested in Bulletin No. 94, p. 964).

Amendment adopted in Senate 6/12/69 adding blood banks as subject of study, and restricting study otherwise to feasibility and advisability of enacting legislation providing for licensing of clinical labs and personnel who examine human specimens for diagnostic purposes, including public health laboratories (eliminating various specific examples noted in original).

S 817 No license-incompetent drivers (digested in Bulletin No. 105, p. 1123).

Amendment adopted in Senate 6/12/69 to limit Act to persons admitted to institutions for mentally ill or treatment of alcoholic/drug addiction on an "in-patient" basis.

HOUSE

H 331 Revised Constitution Article 5 (House Committee Substitute digested in Bulletin No. 103, p. 1102).

Amendments adopted in House 6/12/69 (1) providing effective date of Const'n Amendments to be July 1, 1973, if amendments approved by voters (originally, July 1 next after its ratification by voters), (2) defining "loan of credit" within meaning of section as occurring when State exchanges obligations with or guarantees debts of an individual, assoc'n, or private corp. (eliminating express exclusion of local gov't debt guarantees).

H 604 Register voters every 50 years (digested in Bulletin No. 60, p. 483).

Amendment adopted in Senate 6/12/69 providing Act not to apply to any county with full-time registration.

H 714 (Orange) Chapel Hill-Carrboro zoning (digested in Bulletin No. 64, p. 553).

Amendments adopted in Senate 6/12/69 to make changes as follows: (1) modifies GS 105-294 to allow Chapel Hill Bd of Aldermen to select for tax purposes assessment ratios selected by bds of county comm'rs of counties wherein town lies or it may select some other ratio, such ratio to be adopted prior to 1st meeting of County Bd of Equalization and Review and be applied to value of all assessable property; (2) modifies GS 105-333 to require county tax officials to make available at town's request record of property within town showing appraised and assessed value of all property in town; (3) makes section apply only to Chapel Hill; (4) makes various conforming changes.

H 739 (Buncombe) County comm'rs pay (digested in Bulletin No. 65, p. 571).

Amendment adopted in Senate 6/12/69 setting salary of chairman at $16,000/year (originally, $15,000, and raised to $17,000 by previous House amendment).

H 842 Notary-qualify before register (previous Senate amendments digested in Bulletin No. 106, p. 1144).

Amendment adopted in Senate 6/12/69 (1) changing length of notary term to five years (from two); (2) changes effective date to Sept. 1, 1969 (from July 1) and (3) makes technical change.

H 1034 Driver License/Fed. conviction (House amendment digested in Bulletin No. 101, p. 1061). Senate Amendment adopted 6/12/69 deleting "District" Court (quoted word omitted) of the Federal Government, and redesignating proposed addition to Chapter 20 as GS 20-23.2.

H 1049 County powers: unfit dwellings (digested in Bulletin No. 85, p. 822). Technical amendment adopted in Senate 6/12/69.

H 1190 Banking Commission members (House amendments digested in Bulletin No. 101, p. 1061).

Amendment adopted in Senate 6/12/69 to provide that members representing public to not be "primarily" engaged in business involving retail credit sales (adds quoted word).

H 1224 (Watauga) Boone elections; corp. limits (House amendments digested in Bulletin No. 98, p. 1023).

Amendment adopted in Senate 6/12/69 providing repealer not to affect S.L. 1969, Ch. 629.

H 1238 (Transylvania) County manager and sheriff (House com. sub. digested in Bulletin No. 98, p. 1023).

Amendments adopted in Senate 6/12/69 as follows: (1) increases private car allowance for Ch'man of Bd of Comm'rs to 8 cents per mile (was, 7 cents); (2) providing repealer not to affect SL 1969, Ch. 180, 358, and 717.

SENATE AND HOUSE CALENDAR ACTION JUN.12,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 18 BUDGET APPROPRIATIONS.(6/05) S-PLACED ON CAL FOR JUNE 16.
#S. 206 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/04, 6/11) S-POSTPONED INDEF.
#S. 294 FOUR YEAR TERM FOR SENATORS.(6/11) S-FAILED 2ND READING.
#S. 312 NAVIGABLE WATERS-SAVE BEAUTY.(5/22, 6/06) RATIFIED - CHAPTER 792.
S. 362 EXTRA SESSIONS-GENERAL ASSEMBLY.(6/11) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 369 NURSE TRAINING - 75-BED HOSPITALS.(6/05, 6/06) H-REF TO COM ON HEALTH.
S. 388 HABITUAL TRAFFIC OFFENDERS.(5/28, 5/29, 5/29, 6/11, 6/11) S-CONCURRED IN H AMEND.
S. 468 AMENDING DRUG LAWS.(5/15) H-REF TO COM ON JUDIC 1.
S. 492 TAX ABATEMENT-COMBAT CASUALTIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 515 CONSUMER PROTECTION ACT.(6/06) RATIFIED - CHAPTER 833.
S. 526 STANDARDS FOR MANUFACTURED HOMES.(6/11) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08, 6/11) S-PLACED ON CAL FOR JUNE 13.
#S. 605 LOCAL GOVERNMENT ACT. RATIFIED - CHAPTER 788.
S. 610 STOP BOOTLEGGING CIGARETTES.(6/09) H-REF TO COM ON JUDIC 2.
S. 634 COUNTY AGRICULTURAL REPORTS.(6/11) S-CONCURRED IN H AMEND.
#S. 635 INDEMNIFICATION OF DIRECTORS.(5/23) RATIFIED - CHAPTER 797.
#S. 643 SCHOOL ATTENDANCE ASSIGNMENT.(5/23, 5/28) RATIFIED - CHAPTER 799.
#S. 655 HIGHWAY PATROL PLATES.(5/21) RATIFIED - CHAPTER 800.
S. 686 DEFINING 'COMMERCIAL FACTOR'. H-PLACED ON CAL FOR JUNE 13.
S. 700 LEGISLATIVE SERVICES COMMISSION. H-REPTD FAV AS AMENDED.
S. 707 UNEARNED PREMIUM RESERVE.(6/05) H-REPTD FAV.
S. 712 (J.RES.) LEG'VE CITIZENS ADVIS. COMM.(6/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 718 CONTROLLED-ACCESS CONDEMNATION. H-REPTD FAV AS AMENDED.
#S. 734 LOCAL-STATE PROPERTY TRANSFERS. RATIFIED - CHAPTER 806.
S. 738 DEP'T ADMIN.PROPERTY ACQUISITION.(6/11, 6/12) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 739 LRC CLINICAL LAB STUDY.(6/12) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 757 LICENSE MENTALLY ILL FACILITIES.(6/10) H-REF TO COM ON HEALTH.
S. 762 APPEALS,LIENS/UNFIT DWELLING.(6/11) S-CONCURRED IN H AMEND.
S. 766 WATER/SEWER OPERATOR CERTIFICATION.(6/11) S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 778 SOCIAL SERVICES CORRECTIONS. H-REF TO COM ON PUB WELF.
S. 779 PUBLIC WELFARE NAME CHANGE-2. H-REF TO COM ON PUB WELF.
S. 783 GARNISHMENT LIABILITY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 789 (J.RES.) TAX STUDY COMMISSION-2. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 790 TIME OF FEEDER PIG SALE.(6/11) H-REF TO COM ON JUDIC 2.
S. 791 CLEANING SOFT DRINK CONTAINERS. H-REF TO COM ON JUDIC 1.
S. 792 NO COLORING IN BREAD. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 793 CONFORM STATUTES/COMMERCIAL CODE. H-REF TO COM ON JUDIC 2.
S. 802 NUMBERED SEATS/29TH SEN.DIST..(6/06) H-REF TO COM ON JUDIC 1.
S. 807 GUARD/MILITIA-MINIMUM DUTY PAY. H-REF TO COM ON JUDIC 1.
S. 809 NUCLEAR REACTOR INSUR/NC STATE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 812 AMEND TOMBSTONE DEFACING STATUTE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 815 INTEREST RATES: NC MED.CARE COMM'N.. S-REPTD FAV AS AMENDED.
S. 816 CORRECTION DEP'T WORKER BENEFITS. S-REPTD FAV.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 819 (J.RES.) AUTO LIAB. STUDY CONSIDER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 825 (J.RES.) HONORING SAM P. GARRISON. H-REF TO COM ON JUDIC 1.
S. 834 COOPERATION IN WATER RESOURCES-2. S-PASSED 2ND READING.
S. 837 NEEDY PAYMENTS/INTEREST CONFLICTS. S-REPTD FAV.
S. 838 CHILDREN'S WORKING HOURS. S-REPTD FAV.
S. 841 (J.RES.) COMMENDING NC JAYCEES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

H. 164 COUNSEL FOR THE INDIGENT.(6/11) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04) H-PLACED ON CALENDAR.
H. 296 TAX PACKAGE.(6/11) H-RE-REF TO COM ON FINANCE.
H. 321 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/05, 6/10) S-PLACED ON CALENDAR; S-PASSED 2ND & 3RD READINGS.
H. 327 LITERACY TEST DELETED.(6/06) S-REF TO COM ON CONSTUTN.
H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06, 6/12) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING.
H. 399 BEER BUYER AGE.(5/22) S-REPTD FAV.
H. 436 PRES.ELECTORS - DUTIES & RESIGN. S-PLACED ON CAL FOR JUNE 17.
H. 465 PERSONAL TAX EXEMPTIONS SET BY G.A.. S-PASSED 2ND READING.
H. 487 POLL WATCHERS CLARIFICATION. S-PLACED ON CAL FOR JUNE 17.
#H. 604 REGISTER VOTERS EVERY 50 YEARS.(6/12) S-AMENDMENT ADOPTED; S-FAILED 2ND READING.

H. 627 JUVENILE COURT REVISIONS.(5/09, 6/11, 6/12) H-PLACED ON CALENDAR; H-RETURNED TO SENATE; S-RECONSIDERED 3RD READING; S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 737 POPULATION ESTIMATES-STATE FUNDS. S-REPTD FAV.
H. 802 CURFEW ON NON-UNIV. PERSONNEL.(5/22, 5/30, 6/11) H-CONCURRED IN S-AMENDMENT.
H. 819 NON-PROFIT CORP.AMENDMENTS.(6/03) S-REPTD FAV.
H. 842 NOTARY-QUALIFY BEFORE REGISTER.(6/11) S-AMENDMENT RECONSIDERED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H. 883 INTER-COUNTY SCHOOL MERGERS.(6/06) RATIFIED - CHAPTER 828.
H. 888 MAGISTRATES WORTHLESS CHECK CASES.(5/09) S-REPTD FAV.
#H. 919 RURAL RECREATION DISTRICTS. RATIFIED - CHAPTER 811.
#H. 952 VALIDATING CORPORATE DEEDS.(6/05) RATIFIED - CHAPTER 815.
H. 960 INVESTMENTS IN S & L ASSOCS.. S-PASSED 2ND & 3RD READINGS.
#H. 961 GUARANTY ASSOC. INVESTMENTS. RATIFIED - CHAPTER 816.
H. 962 INVESTMENTS IN S & L ASSOCS.-2.(6/06) S-PASSED 2ND & 3RD READINGS.
H. 965 HEARING AID BOARD.(5/16, 5/26, 6/04) S-REPTD FAV.
H. 967 JOINT BANK ACCTS.PROCEDURES. S-PASSED 2ND & 3RD READINGS.
H. 991 LATER POST-CONVICTION PETITIONS. S-REPTD FAV.
#H. 999 AMORTIZE CLEANING DEVICES.(6/05) RATIFIED - CHAPTER 817.
#H.1001 NONRESIDENT STUDENT FEES INCREASE. H-REPTD UNFAV.
H.1002 UP CARRIERS RE-REGISTRATION FEE. S-REPTD FAV.
H.1022 DRAINAGE DISTRICT BOND INTEREST. S-PASSED 2ND READING.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04, 6/12) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
H.1049 COUNTY POWERS: UNFIT DWELLINGS.(6/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1062 CSC TO INDEX CONDEMNATION NOTICE. S-PASSED 2ND & 3RD READINGS.
#H.1075 CLASSIFY WATER FOR SCIENTIFIC USES.(5/26, 6/05) RATIFIED - CHAPTER 822.
H.1100 CAPE LOOKOUT LAND ACQUISITION.(6/02, 6/11) H-PLACED ON CALENDAR.
H.1104 PASSENGER BUS WIDTH.(5/27) S-PASSED 2ND READING.
#H.1106 CIVIL REMEDY/CRUELTY TO ANIMALS.(5/28, 5/29, 6/06) RATIFIED - CHAPTER 831.
#H.1120 OBSTRUCTIONS IN STREAMS.(5/28, 6/05) RATIFIED - CHAPTER 790.
H.1122 MUNICIPAL SALARY CUT REPEALER. S-PASSED 2ND & 3RD READINGS.
H.1126 INSTRUCTION PERMITS-DRIVER TRAINEES. S-PASSED 2ND & 3RD READINGS.
H.1127 PRIVILEGE LICENSES/LAUNDRIES-2. S-PASSED 2ND READING.
H.1134 DR.- PATIENT PRIVILEGE DISCLOSURE. S-REPTD FAV.
#H.1135 CHANGE CIVIL CODE EFFECTIVE DATE. H-REPTD UNFAV.
#H.1140 IDENTITY OF CRIME VICTIMS.(5/29) S-REPTD UNFAV.
H.1147 CORRECTION/BRAKE REQUIREMENT. S-PASSED 2ND & 3RD READINGS.
H.1158 BURIAL COMMISSIONER FEES.(6/11) H-PASSED 2ND READING.
H.1169 PUBLIC RECORDS SUBPOENA.(6/05) S-REPTD FAV.
H.1173 CURING NOTARY DEED ACKNOWLEDGEMENT. S-REPTD FAV AS AMENDED.

H.1190 BANKING COMMISSION MEMBERS.(6/04, 6/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR S AMEND.
H.1191 TAX DISCOUNT SCHEDULES.(6/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1210 CREDIT-SENTENCE TIME PENDING APP.. S-REPTD FAV.
H.1220 SUPPORT/HANDICAPPED DEPENDENTS.(6/06) S-REPTD FAV.
H.1236 TEACHER PAYROLL DEDUCTIONS. S-REPTD FAV.
H.1241 SCHOOL BUS - DUTY TO STOP. S-PASSED 2ND READING.
H.1248 UNC REVENUE BONDS SERVICES. H-PLACED ON CAL FOR JUNE 13.
H.1249 CORPORATE DEEDS VALIDATION. S-REPTD FAV AS AMENDED.
H.1254 REGISTER OF THE BLIND. S-PASSED 2ND & 3RD READINGS.
H.1274 MEDICAL LICENSE REVISION.(6/06) S-REPTD FAV.
#H.1290 UNINSURED MOTORISTS DEFINITION. H-REPTD UNFAV.
#H.1291 UNINSURED MOTORIST EXCLUSION. H-REPTD UNFAV.
H.1297 MEMBERSHIP OF JUDICIAL COUNCIL. H-REPTD FAV AS AMENDED.
H.1302 (J.RES.) HONORING WILLIAM ROY CATES,SR.. S-PASSED 2ND & 3RD READINGS.
H.1303 NUCLEAR REACTOR INSUR/NC STATE. H-REPTD FAV.
H.1307 STATE CONSTRUCTION BONDS-2. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1313 (J.RES.) SELL AIRPORT LAND. S-REF TO COM ON LOC GOVT.
H.1314 COUNTY OFFICER PAY: COST OF LIVING. H-REPTD FAV.
#H.1316 (J.RES.) HONORING TRYON PALACE'S 200TH. RATIFIED - RES. 77.
H.1322 SUPPORT PROCEEDINGS/INITIATION. H-REPTD FAV.
#H.1323 (J.RES.) YOUTH APPRECIATION WEEK. RATIFIED - RES 78.
H.1329 REQUIRE EYE SAFETY IN SCHOOLS. H-REPTD FAV AS AMENDED.
H.1351 (J.RES.) HONORING WM. H. PLEMMONS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

S. 425 (STANLY) NO GAME FROM HIGHWAYS. H-PASSED 2ND & 3RD READINGS.
S. 582 (AVERY) SCHOOL BOARD ELECTION. S-REPTD FAV.
S. 598 (CUMBERLAND, HALIFAX, HARNETT, PAMLICO, PERQUIMANS, ROCKINGHAM, SCOTLAND, WARREN) CLARIFY DEADLY WEAPON CONFISCATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 648 (CLEVELAND, GASTON) GASTONIA POLICE JURISDICTION.(6/06) RATIFIED - CHAPTER 835.
#S. 753 (ROBESON) SCHOOL STUDY COMMISSION. S-REPTD UNFAV.
S. 775 (GASTON) SCHIELE MUSEUM PROPERTY. S-REPTD FAV.
S. 776 (GASTON) COUNTY SCHOOL BOARD PROPERTY. S-REPTD FAV.
S. 782 (CABARRUS) MT. PLEASANT ABC LOCATIONS. H-PASSED 2ND & 3RD READINGS.
S. 810 (CASWELL, ROCKINGHAM) SPECIAL PURPOSE TAXES. S-REPTD FAV.
S. 811 (HALIFAX) ROANOKE RAPIDS RETIREMENT SYSTEM. S-REPTD FAV.
S. 821 (CALDWELL) CONTINUE CALDWELL TECH TAX. S-PASSED 2ND READING.

H. 228 (DAVIDSON) LEXINGTON CABLE TELEVISION SYSTEM. S-PLACED ON CAL FOR JUNE 13.
#H. 695 (VANCE) HENDERSON CHARTER AMENDMENT.(5/23, 6/06) RATIFIED - CHAPTER 809.

H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/12) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
H. 739 (BUNCOMBE) COUNTY COMMRS' PAY.(5/23, 6/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 807 (CATAWBA) COUNTY ED. BD. ELECTION.(5/29) S-REPTD FAV.
H. 868 (MECKLENBURG) CITY-COUNTY FUNCTIONS TRANSFER.(6/10) S-REF TO COM ON LOC GOVT.
H. 892 (CUMBERLAND) REVOKING MANCHESTER CHARTER. S-PASSED 2ND & 3RD READINGS.
#H. 906 (GUILFORD) COUNTY WATER/SEWER ASSESSMENTS. RATIFIED - CHAPTER 829.
#H. 951 (ALAMANCE) CITY-COUNTY AIRPORT AUTHORITY.(5/26) RATIFIED - CHAPTER 814.
#H.1005 (MECKLENBURG) CHARLOTTE/MECKLENBURG CIVIC CENTER.(6/06) RATIFIED - CHAPTER 830.
#H.1015 (HARNETT) DUNN CHARTER REVISION.(5/23) RATIFIED - CHAPTER 818.
#H.1048 (RUTHERFORD) EXTEND ELLENBORO LIMITS. RATIFIED - CHAPTER 820.
H.1050 (SCOTLAND) COLLECT FIRE DEPT.CHARGES. S-PASSED 3RD READING.
#H.1063 (WAYNE) WATERSHED IMPROVEMENT PROGRAMS. RATIFIED - CHAPTER 821.
#H.1094 (YADKIN) VALIDATE ARLINGTON ELECTION. RATIFIED - CHAPTER 824.
#H.1098 (UNION) INDIAN TRAIL CHARTER REVISION.(5/28) RATIFIED - CHAPTER 825.
H.1102 (CARTERET) MOREHEAD CITY CHARTER REVISION. S-PASSED 2ND READING.
H.1116 (POLK) TRYON ABC PROFITS SPLIT. S-REPTD FAV.
H.1125 (HALIFAX) COUNTY ABC BOARD. S-REPTD FAV.
#H.1136 (GRANVILLE) CREEDMOOR CHARTER REVISIONS. RATIFIED - CHAPTER 826.
H.1141 (ROCKINGHAM) OPEN SPACE PRESERVATION. S-PASSED 2ND & 3RD READINGS.
H.1162 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(5/29) S-PASSED 2ND READING.
#H.1180 (ORANGE) COUNTY VOTER REGISTRATION. RATIFIED - CHAPTER 823.
H.1201 (ROBESON) SCHOOL STUDY COMMSISSION.(6/03) S-REPTD FAV.
H.1202 (ROBESON) FAIRMONT SLUM CLEARANCE. S-REF TO COM ON JUDIC 2.
H.1222 (ORANGE) LICENSING CARNIVALS. S-PASSED 2ND & 3RD READINGS.
H.1224 (WATAUGA) BOONE ELECTIONS; CORP LIMITS.(5/30, 6/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1238 (TRANSYLVANIA) COUNTY MANAGER AND SHERIFF.(5/30, 6/12) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1252 (EDGECOMBE) SCHOOL BOARD TERM. S-REPTD FAV.
H.1257 (YANCEY) BURNSVILLE ABC VOTE/PROFIT SPLIT. S-REPTD FAV.
H.1272 (WILSON) WILSON POLICE BENEFIT FUND. S-REPTD FAV.
H.1294 (HARNETT) ABC FUNDS. S-REF TO COM ON ABC.
H.1296 (LEE) SCHOOL BOARD TERMS EXTENSION. S-REF TO COM ON EDUCATN.
H.1301 (NASH) COMM'RS' COMPENSATION.(6/11) S-REF TO COM ON LOC GOVT.

H.1305 (DAVIE) INCORPORATION COOLEEMEE. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1306 (DARE) TITLE TO BUILD-UP LAND. S-REF TO COM ON LOC GOVT.
H.1309 (CHOWAN) EDENTON WATER/SEWER ASSESSMENTS. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1310 (ALLEGHANY, ASHE, BUNCOMBE, CABARRUS, CASWELL, IREDELL, RANDOLPH, ROWAN, WILKES, YADKIN) APPOINT JAYPEES. H-REPTD FAV AS AMENDED.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN. H-PLACED ON CAL FOR JUNE 13.
H.1317 (UNION) MARSHVILLE ABC ELECTION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1321 (BUNCOMBE) COUNTY COMM'RS' PAY-2. H-REPTD UNFAV.
H.1324 (CATAWBA, IREDELL, LINCOLN, MECKLENBURG) CREATE LAKE NORMAN MARINE COMM'N. H-REPTD FAV AS AMENDED.

****

NEXT SESSION OF SENATE: 9:30 A.M., FRIDAY, JUNE 13, 1969.
NEXT SESSION OF HOUSE : 9:00 A.M., FRIDAY, JUNE 13, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 108 -1165- FRIDAY, JUNE 13, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 854 Drop "Gasoline" marker requirement — GS 119
Introducer: Kirby — Sent to PUB ROAD

"To amend G. S. 119-41 to delete a requirement that the word "Gasoline" be marked on the rear of vehicles transporting motor fuels." Rewrites GS 119-41 as title indicates.

S 857 (Joint Resolution) Governor Study health agencies — MISC RES
Introducers: Allsbrook and Larkins — Sent to PUB HLTH

"Requesting the Governor to undertake a comprehensive study of the health agencies and services of this state." As title indicates. Governor to study dep'ts, agencies, institutions and services of the State for health and mental health; to take appropriate administrative action; and to recommend legislation found necessary. Governor may allocate Contingency and Emergency funds with approval of Council of State.

HOUSE

H 1357 Zone non-commercial kennels — GS 153, 160
Introducer: Beatty — Sent to CALENDAR

"Relating to zoning residential lots used for non-commercial kennel purposes." Provides that maintenance of non-commercial kennel (kennel keeping dogs for hobby of householder for use in hunting, practice tracking, exhibiting, or guarding householder's property) upon premises occupied by owner or tenant as dwelling house does not constitute non-conforming use of land zoned for residential purposes by city or county. Occasional raising or sale of litter not to change character of residential property.

H 1359 Motor fuel tax refunds (Iden. S 850) — GS 105
Introducer: Gregory — Sent to FINANCE

"To amend Chapter 600 of the Session Laws of 1969 relative to refunds of motor fuels tax." Identical to S 850, digested in Bulletin No. 107, p. 1154.

H 1360 Clarify Highway Fund rates (Iden. S 849) — GS 20, 105
Introducer: Gregory — Sent to FINANCE

"To amend Chapter 600 of the 1969 Session Laws, relating to Highway Fund revenues, to clarify the rate schedule set forth therein and the effective date as to certain sections thereof." Identical to S 849, digested in Bulletin No. 107, p. 1154.

LOCAL BILLS INTRODUCED

SENATE

S 855 Summer bussing for retarded — BUNCOMBE
Introducer: Dent — Sent to EDUCATN

"To amend Chapter 480 of the Session Laws of 1967, to authorize the transportation in public school buses of educable and trainable retarded children for summer sessions of school in Buncombe County." As title indicates.

S 856 School board election (Iden. H 1361) — MARTIN
Introducer: Gurganus — Sent to EDUCATN

"To provide for the nomination and election of members of the Martin County Board of Education." Provides Martin school board to consist of six members, elected from described districts for 4-year staggered terms. Contains procedures for establishing initial mode of staggering. Provides elections to be partisan and nominations to be made from districts by party. Provides for vacancies.

HOUSE

H 1356 Lumberton special school tax — ROBESON
Introducer: R. McMillan — Sent to FINANCE

"Providing for the collection of special school taxes for the Lumberton City Administrative Unit in Robeson County." Irrespective of other acts, Lumberton authorized to collect special school taxes for Lumberton City Admin. Unit for 1968 and 1969 in all areas of said unit, regardless of location in or out of city limits. Provides that in 1970 and thereafter, county to collect special school taxes in all areas of said unit.

H 1358 Correcting Ch. 568, School bonds — CABARRUS
Introducer: J. Johnson — Sent to CALENDAR

"Amending Chapter 568 of the Session Laws of 1969 to correct a reference to the Session Laws." Changes 1969 to 1963 as title indicates.

H 1361 School board election (Iden. S 856) — MARTIN
Introducer: Everett — Sent to CALENDAR

"To provide for the nomination and election of members of the Martin County Board of Education." Identical to S 856, digested above in today's Bulletin.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 13 (Guilford, Cleveland, Gaston, Durham, Cumberland) Electioneering within 500 yards (Senate amendments digested in Bulletin No. 102, p. 1071).
Amendments adopted in House 6/13/69 to delete Cleveland and Gaston and to add Cumberland and Durham to counties affected by bill.

S 700 Legislative Services Commission (digested in Bulletin No. 92, p. 924; Senate Amendments digested in Bulletin No. 102 at p. 1073). Amendments adopted in House 6/13/69: (1) deleting Comm'n authority to appoint enrolling clerk to act under its supervision and makes Legislative Services Officer Enrolling Clerk; (2) providing that principal clerks shall serve at pleasure of respective Houses; (3) adding provision that hiring of employees (as well as duties) shall be prescribed by rules and regulations of respective Houses; (4) repeals GS 147-43.3 (provides for printing of Session Laws and House and Senate Journals); (5) adds provision that if office of Speaker or President Pro Tempore is vacated, three members of Comm'n from House in which office is vacated shall perform duties required by Act until Speaker or President Pro Tempore is elected; (6) changes from Comm'n to President Pro Tempore and Speaker as persons to designate times at which principal clerks, sergeants-at-arm, and assistants to receive salary and subsistence as received during session; (7) deletes provision that would repeal GS Ch. 120, Art. 8 (preservation and protection of General Assembly furniture and fixtures); (8) provides for warrants to be certified to Treasurer by President of Senate (originally, President pro tem) and Speaker for expenses of officers and clerks; and (9) makes technical changes.

S 768 Resident student preference (digested in Bulletin No. 97, p. 1005). Amendment adopted in Senate 6/13/69 making the Act a request of the State's institutions of higher education rather than a requirement, and reducing the requested level of NC graduate students to 50 (from 60) percent.

S 786 Permanent Courts Commission (digested in Bulletin No. 99, p. 1033). Amendment adopted in House 6/13/69 providing Comm'n to contract for necessary (originally, "deemed necessary") services.

S 815 Interest rates: NC Med. Care Comm'n (digested in Bulletin No. 103, p. 1095). Amendment adopted in Senate 6/13/69 providing that loans to bear interest rate contracted for and not exceeding limit of NC law. (Originally, to bear rates set by Comm'n and not to exceed rate charged by State banks.)

HOUSE

H 47 Liquor dangerous to health (digested in Bulletin No. 10, p. 48; House amendment digested in Bulletin No. 98, p. 1022). Amendments adopted in House 6/13/69: (1) granting State ABC Board authority to approve or disapprove labels and to refuse permit to sell to ABC stores to any person not properly labelling bottles and (2) deleting wine from the Act.

H 331 Revised Constitution Article 5 (House Committee substitute digested in Bulletin No. 103, p. 1102; House floor amendments digested in Bulletin No. 107, p. 1157). Technical amendment adopted in House 6/13/69 (to incorporate previous House floor amendments in present Constitution as well as proposed revision).

H 1087 Revise medical lien law (digested in Bulletin No. 87, p. 860; House amendments digested in Bulletin No. 94, p. 974 and No. 104, p. 1116). Floor amendment adopted in House 6/13/69 to eliminate schedule of fees for filing each lien claim, discharge of lien and furnishing info and copies and to make technical change (substituting clerk of court for register of deeds to receive filing of lien).

H 1129 Retail installment sales (digested in Bulletin No. 90, p. 901). Amendment adopted in House 6/13/69 adding provision that on retail installment sale agreements, seller may contract for and receive finance charge (on so much of original principal balance not exceeding $500) at $12 per $100 per annum.

H 1173 Curing notary deed acknowledgment (digested in Bulletin No. 92, p. 928). Amendment adopted in Senate 6/13/69 to provide that Act not to affect pending litigation.

H 1225 Water Safety Committee (digested in Bulletin No. 94, p. 966)
Amendment adopted in House 6/13/69 deleting clause in Act repealing all special or local acts in conflict with uniform provisions Act.

H 1241 School bus-duty to stop (digested in Bulletin No. 94, p. 969).
Amendment adopted in Senate 6/13/69 adding provision that Act to apply when bus stopped and engaged in receiving or discharging passengers therefrom on any street or highway (as well as while displaying stop signal).

H 1249 Corporate deeds validation (digested in Bulletin No. 95, p. 980).
Amendment adopted in Senate 6/13/69 to provide that Act not to apply to pending litigation.

H 1276 County redevelopment commissions (digested in Bulletin No. 99, p. 1034).
Technical amendment adopted in House 6/13/69.

H 1297 Membership of Judicial Council (digested in Bulletin No. 101, p. 1057).
Technical amendment adopted in House 6/13/69.

H 1299 Motor vehicles-bumpers (digested in Bulletin No. 101, p. 1058).
Amendments adopted in House 6/13/69;(1) limiting prohibitions of bill to where bumpers removed (originally, included alterations not meeting manufacturers specifications), and (2) removing farm trucks from Act.

H 1310 Appoint Jaypees (digested in Bulletin No. 103, p. 1099).
Amendment adopted in House 6/13/69 adding three persons as Buncombe JP's.

H 1324 (Catawba, Iredell, Lincoln, Mecklenburg) Create Lake Norman Marine Comm'n (digested in Bulletin No. 105, p. 1125).
Technical amendments adopted in House 6/13/69.

H 1328 Auto liab. rates/investment income (digested in Bulletin No. 105, p. 1124).
Technical amendment adopted in House 6/13/69.

H 1329 Require eye safety in schools (digested in Bulletin No. 105, p. 1125).
Amendment adopted in House 6/13/69 to add provision that where 'corrective-protective' devices requiring ophthalmic lenses necessary, such devices to only be supplied by persons licensed by State to prescribe or supply them.

SENATE AND HOUSE CALENDAR ACTION JUN.13,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 13 ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05, 6/13) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR JUNE 16.
S. 362 EXTRA SESSIONS-GENERAL ASSEMBLY.(6/11) H-REF TO COM ON CONSTUTN.
S. 369 NURSE TRAINING - 75-BED HOSPITALS.(6/05, 6/06) H-WITHDRAWN FROM COM; H-RE-REF TO COM ON CALENDAR.
S. 492 TAX ABATEMENT-COMBAT CASUALTIES. H-REF TO COM ON FINANCE.
#S. 494 NON-PROFIT CORP.AMENDMENTS. S-POSTPONED INDEF.
S. 526 STANDARDS FOR MANUFACTURED HOMES.(6/11) H-REF TO COM ON JUDIC 2.
S. 535 LISTING PERSONAL PROPERTY. H-PLACED ON CAL FOR JUNE 16.
S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08, 6/11) S-CONCURRED IN H AMEND.
S. 581 COLLECTION AGENCIES REGULATION.(5/29) H-REPTD FAV.
S. 595 PREMIUM FINANCING. H-PLACED ON CAL FOR JUNE 17.
S. 603 FARM CHEMICALS: SALES TAX. H-REPTD FAV.
S. 611 COUNTY FIRE MARSHALL INVESTIGATIONS. H-PASSED 2ND & 3RD READINGS.
S. 625 NURSING BD.CREDITS CERTIFICATION.(5/16) H-REPTD FAV.
S. 632 GOOD FAITH CHECKS/LOCAL BONDS. H-REPTD FAV.
#S. 650 NURSING BOARD MEMBERSHIP. H-REPTD UNFAV.
S. 651 AMEND CIVIL PROCEDURE RULES.(6/06) H-PASSED 2ND & 3RD READINGS.
S. 659 DUPLICATE ELECTION ABSTRACTS. H-PLACED ON CAL FOR JUNE 17.
#S. 672 NURSING BOARD COMPOSITION.(5/23) H-REPTD UNFAV.
S. 678 LOCAL DEBT CONTRACT REFERENDUM. H-REPTD FAV.
S. 683 AD VAL TAX - MARSHLANDS. H-REPTD FAV.
S. 684 (J.RES.) SAFE DRIVER INSURANCE/DAMAGE BASE. H-PASSED 2ND & 3RD READINGS.
S. 686 DEFINING 'COMMERCIAL FACTOR'. H-PASSED 3RD READING.
S. 700 LEGISLATIVE SERVICES COMMISSION.(6/13) H-AMENDMENTS ADOPTED; H-PLACED ON CAL FOR JUNE 16.
S. 707 UNEARNED PREMIUM RESERVE.(6/05) H-PASSED 2ND & 3RD READINGS.
S. 711 CORRECT TYPO-SL 1969,CH. 442. H-PASSED 2ND & 3RD READINGS.
S. 714 SOLID WASTE DISPOSAL PROGRAMS. H-PASSED 2ND & 3RD READINGS.
S. 718 CONTROLLED-ACCESS CONDEMNATION. H-PLACED ON CAL FOR JUNE 16.
S. 726 LICENSE CHILD CARE ORGANIZATIONS. H-PASSED 2ND READING.
S. 754 DEFRAUDING INN KEEPER.(6/06) H-REPTD FAV.
S. 756 MENTAL HEALTH COUNCIL TITLE. H-PASSED 2ND & 3RD READINGS.

S. 757 LICENSE MENTALLY ILL FACILITIES.(6/10) H-REPTD FAV.
S. 759 MOBILE CLASSROOM UNITS. H-REPTD FAV.
S. 768 RESIDENT STUDENT PREFERENCE.(6/13) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 770 TRAINING SCHOOLS' NAMES. H-PASSED 2ND & 3RD READINGS.
S. 783 GARNISHMENT LIABILITY. H-REF TO COM ON JUDIC 1.
S. 784 ABC REHABILITATION EXPENSES. H-PASSED 2ND & 3RD READINGS.
S. 786 PERMANENT COURTS COMMISSION.(6/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 789 (J.RES.) TAX STUDY COMMISSION-2. H-REF TO COM ON FINANCE.
S. 792 NO COLORING IN BREAD. H-REF TO COM ON JUDIC 1.
S. 799 (J.RES.) MARINE SCIENCE COUNCIL. H-PASSED 2ND & 3RD READINGS.
S. 806 ADVIS.COMM.MEDICAL ASSISTANCE.(6/11) H-REF TO COM ON CALENDAR.
S. 809 NUCLEAR REACTOR INSUR/NC STATE. H-REF TO COM ON JUDIC 2.
S. 812 AMEND TOMBSTONE DEFACING STATUTE. H-REF TO COM ON JUDIC 1.
S. 814 (J.RES.) PRESERVE ORDER ON CAMPUSES.(6/11) H-REF TO COM ON CALENDAR.
S. 815 INTEREST RATES: NC MED.CARE COMM'N.(6/13) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 816 CORRECTION DEP'T WORKER BENEFITS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) S-PLACED ON CAL FOR JUNE 16.
S. 819 (J.RES.) AUTO LIAB. STUDY CONSIDER. H-REF TO COM ON LOC GOVT.
S. 834 COOPERATION IN WATER RESOURCES-2. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 837 NEEDY PAYMENTS/INTEREST CONFLICTS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 838 CHILDREN'S WORKING HOURS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 853 INTEREST RATE - NC STADIUM. S-REPTD FAV.

#H. 46 FREE FISHING LICENSE- OVER 65. H-REPTD UNFAV.
H. 47 LIQUOR - DANGEROUS TO HEALTH.(5/30, 6/13) H-AMENDMENTS ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 164 COUNSEL FOR THE INDIGENT.(6/11) S-REF TO COM ON COURTS.
H. 171 ANNUAL LEGISLATIVE SESSIONS.(6/11, 6/11) S-REF TO COM ON RULES.
H. 327 LITERACY TEST DELETED.(6/06) S-REPTD FAV; S-PLACED ON CAL FOR JUNE 17.
H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06, 6/12, 6/13) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 337 OVER 65 HUNTING LICENSE. H-REPTD UNFAV.
H. 399 BEER BUYER AGE.(5/22) S-PLACED ON CAL FOR JUNE 17.
H. 433 RETIRED FED.EMP.TAX EXEMPTION. H-REPTD FAV AS AMENDED.
H. 465 PERSONAL TAX EXEMPTIONS SET BY G.A.. S-PASSED 3RD READING.
H. 551 COLLEGE DISRUPTER DISCIPLINE.(5/29, 6/10, 6/11) S-REF TO COM ON HIGHR ED.
#H. 562 ESCHEATS REASSIGNMENT.(5/30) RATIFIED - CHAPTER 827.

H. 568 EXECUTIVE REORGANIZATION.(5/26, 5/29) S-REPTD FAV; S-PLACED ON CAL FOR JUNE 17.
#H. 603 INTANGIBLES EXEMPTION FOR AGED. H-REPTD UNFAV.
H. 627 JUVENILE COURT REVISIONS.(5/09, 6/11, 6/12) H-PLACED ON CALENDAR.
H. 634 LOSS PAYEE'S CLAIM. H-REPTD FAV AS AMENDED.
H. 737 POPULATION ESTIMATES-STATE FUNDS. S-PASSED 2ND & 3RD READINGS.
H. 819 NON-PROFIT CORP.AMENDMENTS.(6/03) S-PASSED 2ND & 3RD READINGS.
H. 842 NOTARY-QUALIFY BEFORE REGISTER.(6/11) H-PLACED ON CALENDAR.
H. 886 PUBLIC SERVICE CO.ASSESSMENTS.(5/27) S-REPTD FAV AS AMENDED.
H. 888 MAGISTRATES WORTHLESS CHECK CASES.(5/09) S-PASSED 2ND & 3RD READINGS.
#H. 909 DEFENSES/HIGHWAY CONDEMNATIONS.(6/05) H-FAILED 2ND READING.
#H. 937 SUP'T OF PUBLIC INSTRUCT.-APPT..(6/03) S-REPTD UNFAV.
H. 965 HEARING AID BOARD.(5/16, 5/26, 6/04) S-PLACED ON CAL FOR JUNE 18.
H. 973 PRICE NOTICES-TYPE SIZE. H-PLACED ON CAL FOR JUNE 16.
H. 990 BAN INVOLUNTARY SCHOOL BUSSING. H-PLACED ON CAL FOR JUNE 16.
H. 991 LATER POST-CONVICTION PETITIONS. S-PASSED 2ND & 3RD READINGS.
#H. 993 FARM CHEMICALS: SALES TAX. H-REPTD UNFAV.
#H.1002 UP CARRIERS RE-REGISTRATION FEE. S-FAILED 2ND READING.
H.1022 DRAINAGE DISTRICT BOND INTEREST. S-PASSED 3RD READING.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04, 6/12) S-PLACED ON CAL FOR JUNE 16.
H.1041 SURRENDER SURETY'S PRINCIPAL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1042 AMEND CIVIL PROCEDURE RULES. H-POSTPONED INDEF.
H.1049 COUNTY POWERS: UNFIT DWELLINGS.(6/12) H-PLACED ON CALENDAR.
H.1054 REMOVE GS RACE REFERENCES. H-PASSED 2ND READING.
#H.1059 NURSING BOARD MEMBERSHIP. H-REPTD UNFAV.
H.1087 REVISE MEDICAL LIEN LAW.(5/26, 6/09) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1100 CAPE LOOKOUT LAND ACQUISITION.(6/02, 6/11) H-CONCURRED IN S-AMENDMENT.
H.1104 PASSENGER BUS WIDTH.(5/27) S-PASSED 3RD READING.
H.1127 PRIVILEGE LICENSES/LAUNDRIES-2. S-PASSED 3RD READING.
#H.1129 RETAIL INSTALLMENT SALES.(6/13) H-AMENDMENT ADOPTED; H-POSTPONED INDEF.
H.1134 DR.- PATIENT PRIVILEGE DISCLOSURE. S-PASSED 2ND READING.
#H.1149 COUNTY SR. CITIZENS INFO OFFICER.(6/06) S-REPTD UNFAV.
H.1157 BURIAL ASS'N FUNDS TRANSFER. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1158 BURIAL COMMISSIONER FEES.(6/11) H-PASSED 3RD READING; H-SENT TO SENATE.
H.1159 BURIAL ASSOCIATION REVISIONS.(6/11) H-PASSED 2ND READING.
H.1165 NON-PROFIT BUSES: SPEEDY LICENSES.(6/06, 6/11) S-REF TO COM ON HY SAFTY.
H.1166 CONTROLLED-ACCESS CONDEMNATION. H-PLACED ON CAL FOR JUNE 16.
H.1169 PUBLIC RECORDS SUBPOENA.(6/05) S-PASSED 2ND & 3RD READINGS.

H.1172 WORK RELEASE PROGRAMS. H-REPTD FAV AS AMENDED.
H.1173 CURING NOTARY DEED ACKNOWLEDGEMENT.(6/13) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H.1186 INTERMEDIATE CARE FACILITIES. H-REPTD UNFAV.
H.1190 BANKING COMMISSION MEMBERS.(6/04, 6/12) H-PLACED ON CALENDAR.
H.1191 TAX DISCOUNT SCHEDULES.(6/12) H-PLACED ON CALENDAR.
H.1208 REVIEW POST-CONVICTION PROCEEDINGS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1210 CREDIT-SENTENCE TIME PENDING APP.. S-PASSED 2ND & 3RD READINGS.
H.1220 SUPPORT/HANDICAPPED DEPENDENTS.(6/06) S-PASSED 2ND & 3RD READINGS.
H.1225 WATER SAFETY COMMITTEE.(6/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1227 INSURANCE AGENTS EXAMINATION. H-PASSED 2ND READING.
#H.1232 LICENSE CHILD CARE ORGANIZATION. H-POSTPONED INDEF.
H.1236 TEACHER PAYROLL DEDUCTIONS. S-PASSED 2ND & 3RD READINGS.
H.1241 SCHOOL BUS - DUTY TO STOP.(6/13) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H.1248 UNC REVENUE BONDS SERVICES. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1249 CORPORATE DEEDS VALIDATION.(6/13) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1259 PUNISHMENT FOR NON-SUPPORT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1260 PUNISHMENT FOR WORTHLESS CHECKS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1274 MEDICAL LICENSE REVISION.(6/06) S-PASSED 2ND READING.
H.1276 COUNTY REDEVELOPMENT COMMISSIONS.(6/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1278 DRAINAGE IN SWAMPLANDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1295 CONDEMNATION SPECIAL/MASTER PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1297 MEMBERSHIP OF JUDICIAL COUNCIL.(6/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1299 MOTOR VEHICLES-BUMPERS.(6/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1303 NUCLEAR REACTOR INSUR/NC STATE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1307 STATE CONSTRUCTION BONDS-2. S-REF TO COM ON FINANCE.
H.1314 COUNTY OFFICER PAY: COST OF LIVING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1322 SUPPORT PROCEEDINGS/INITIATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1328 AUTO LIAB.RATES/INVESTMENT INCOME.(6/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1329 REQUIRE EYE SAFETY IN SCHOOLS.(6/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1351 (J.RES.) HONORING WM. H. PLEMMONS. S-REF TO COM ON RULES.

S. 582 (AVERY) SCHOOL BOARD ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 598 (CUMBERLAND, HALIFAX, HARNETT, PAMLICO, PERQUIMANS, ROCKINGHAM, SCOTLAND, WARREN) CLARIFY DEADLY WEAPON CONFISCATION. H-REF TO COM ON JUDIC 1.
S. 740 (CUMBERLAND) ANNEXATION PROCEDURE. S-REPTD FAV AS AMENDED.
S. 773 (CRAVEN) WORTHLESS CHECK JURISDICTION. H-REPTD FAV.
S. 775 (GASTON) SCHIELE MUSEUM PROPERTY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 776 (GASTON) COUNTY SCHOOL BOARD PROPERTY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 810 (CASWELL, ROCKINGHAM) SPECIAL PURPOSE TAXES. S-PASSED 2ND READING.
S. 811 (HALIFAX) ROANOKE RAPIDS RETIREMENT SYSTEM. S-PASSED 2ND READING.
S. 821 (CALDWELL) CONTINUE CALDWELL TECH TAX. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 828 (CLEVELAND) KINGS MTN. ANNEXATION. S-REPTD FAV.
S. 839 (GUILFORD) GREENSBORO REFERENDUM PETITION. S-REPTD FAV.
S. 845 (SAMPSON) CLINTON OFFICIALS' PAY. S-REPTD FAV.

H. 228 (DAVIDSON) LEXINGTON CABLE TELEVISION SYSTEM. S-PLACED ON CAL FOR JUNE 17.
H. 561 (FORSYTH) KERNERSVILLE CHARTER CHANGES. S-REPTD FAV AS AMENDED.
#H. 640 (MCDOWELL) OFFICIALS' PAY.(6/09) RATIFIED - CHAPTER 836.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/12) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 739 (BUNCOMBE) COUNTY COMMRS' PAY.(5/23, 6/12) H-CONCURRED IN S-AMENDMENT.
H. 807 (CATAWBA) COUNTY ED. BD. ELECTION.(5/29) S-PASSED 2ND & 3RD READINGS.
#H. 927 (PITT) GRIFTON CHARTER REVISION.(5/26) RATIFIED - CHAPTER 812.
#H.1013 (ALLEGHANY) OPEN SQUIRREL SEASON. H-REPTD UNFAV.
#H.1040 (CLEVELAND) INCORPORATE POLKSVILLE.(5/26) RATIFIED - CHAPTER 819.
H.1102 (CARTERET) MOREHEAD CITY CHARTER REVISION. S-PASSED 3RD READING.
H.1112 (MOORE) COUNTY DEP'T OF INVESTIGATION.(5/26) S-PASSED 2ND & 3RD READINGS.
H.1116 (POLK) TRYON ABC PROFITS SPLIT. S-PASSED 2ND & 3RD READINGS.
H.1125 (HALIFAX) COUNTY ABC BOARD. S-PASSED 2ND & 3RD READINGS.
H.1144 (POLK) SALUDA LAND SALE.(6/05) S-REPTD FAV.
H.1150 (MECKLENBURG) CHARLOTTE COUNCIL MEETINGS. S-REPTD FAV.
H.1151 (DUPLIN) ANTI-SINGLE SHOT VOTING. S-REPTD FAV.
H.1154 (LENOIR) COUNTY PLUMBING/BLDG INSPECTORS. S-REPTD FAV.
H.1160 (LINCOLN) WATERSHED IMPROVEMENT TAX. S-REPTD FAV.

H.1161 (JOHNSTON) COUNTY SCHOOL BOARD COMPENSATION. S-REPTD FAV.
H.1162 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(5/29) S-PASSED 3RD READINGS.
H.1196 (DAVIDSON) PISTOL HUNTING. H-REPTD FAV.
H.1201 (ROBESON) SCHOOL STUDY COMMSISSION.(6/03) S-PASSED 2ND & 3RD READINGS.
H.1209 (MOORE) PINEBLUFF COMM'RS. S-REPTD FAV AS AMENDED.
H.1224 (WATAUGA) BOONE ELECTIONS; CORP LIMITS.(5/30, 6/12) H-CONCURRED IN S-AMENDMENT.
H.1238 (TRANSYLVANIA) COUNTY MANAGER AND SHERIFF.(5/30, 6/12) H-PLACED ON CALENDAR.
H.1247 (COLUMBUS) CHADBOURN LIMITS. S-REPTD FAV.
H.1251 (UNION) MONROE SURPLUS PROPERTY. S-REPTD FAV.
H.1252 (EDGECOMBE) SCHOOL BOARD TERM. S-PASSED 2ND & 3RD READINGS.
H.1255 (CUMBERLAND) WATER SEWERAGE ASSESSMENTS. S-REPTD FAV.
H.1257 (YANCEY) BURNSVILLE ABC VOTE/PROFIT SPLIT. S-FAILED 2ND READING; S-RECONSIDERED 2ND READING; S-PASSED 2ND READING.
H.1261 (NEW HANOVER) SALARIES OF WILMINGTON OFFICIALS.(6/05) S-REPTD FAV.
H.1265 (YADKIN) COUNTY COMM'RS/DISTRICT ELECTION.(6/06) S-REPTD FAV AS AMENDED.
H.1267 (WAKE) CORRECTING H488,REGISTRATION. S-REPTD FAV.
H.1271 (ROCKINGHAM) EDEN-SEWERAGE DISRICT MERGER. S-REPTD FAV.
H.1272 (WILSON) WILSON POLICE BENEFIT FUND. S-PASSED 2ND & 3RD READINGS.
H.1289 (GASTON) BELMONT CHARTER AMENDMENTS. S-REPTD FAV.
H.1292 (ANSON) POLKTON CHARTER REVISION.(6/06) S-REPTD FAV.
H.1298 (YANCEY) RURAL-REDEVELOPMENT AUTHORITY. S-REPTD FAV.
H.1305 (DAVIE) INCORPORATION COOLEEMEE. S-REF TO COM ON LOC GOVT.
H.1308 (ASHE, WATAUGA, WILKES) PUBLIC LIBRARY TAX. H-REPTD FAV.
H.1309 (CHOWAN) EDENTON WATER/SEWER ASSESSMENTS. S-REF TO COM ON LOC GOVT.
H.1310 (ALLEGHANY, ASHE, BUNCOMBE, CABARRUS, CASWELL, IREDELL, RANDOLPH, ROWAN, WILKES, YADKIN) APPOINT JAYPEES.(6/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN. H-PLACED ON CAL FOR JUNE 16.
H.1317 (UNION) MARSHVILLE ABC ELECTION. S-REF TO COM ON ABC.
H.1324 (CATAWBA, IREDELL, LINCOLN, MECKLENBURG) CREATE LAKE NORMAN MARINE COMM'N.(6/13) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1325 (CALDWELL) CONTINUE CALDWELL TECH TAX. H-REPTD FAV.
H.1330 (ONSLOW) CONTINUE ONSLOW TECH TAX. H-REPTD FAV.

****

Next Sessions of Senate:

9:30 a.m., Saturday, June 14, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, June 16, 1969.

Nest Sessions of House:

9:30 a.m., Saturday, June 14, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, June 16, 1969.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 109 -1175- MONDAY, JUNE 16, 1969

Note: The Senate and House convened at 9:30 a.m., Saturday, June 14, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 859 (Joint Resolution) Honoring law enforcement officers — MISC RES
Introducer: McGeachy — Sent to CORRECTN

"Expressing the gratitude and appreciation of the General Assembly to all law enforcement officers in the State of North Carolina." As title indicates.

HOUSE

H 1364 Summer bussing for retarded — GS 115
Introducers: Harkins, Debruhl and Stevens — Sent to CALENDAR

"To amend G. S. 115-183, to authorize the transportation in public school buses of educable and trainable retarded children for summer sessions of school." Adds subdivision (6) to cited section, providing as title indicates.

LOCAL BILLS INTRODUCED

SENATE

S 858 Annexation restriction — CATAWBA
Introducer: Poovey — Sent to JUDIC 1

"To prohibit annexation in Catawba County when a majority of the registered voters object." Modifies GS 160-453.2 and 160-453.14 (general municipal annexation laws) to prohibit annexations in Catawba County where petition opposing annexation is filed with municipal governing body by majority of registered voters residing in area proposed to be annexed within 30 days after completion of notice of intent to annex.

HOUSE

H 1362 Nix municipal ABC elections — CLEVELAND
Introducer: Falls — Sent to CALENDAR

"Amending Chapter 832 of the 1969 Session Laws relating to ABC elections so as to exempt Cleveland County and the municipalities therein from the provisions thereof." As title indicates (cited act permits holding of municipal ABC referenda in Cleveland, Stokes and Rockingham Counties on motion of municipal governing body of any incorporated municipality maintaining police force of one or more full-time paid officers).

H 1363 Pittsboro extraterritorial zoning — CHATHAM
Introducer: Andrews — Sent to CALENDAR

"To amend G. S. 160-181.2 to grant extraterritorial zoning jurisdiction to the Town of Pittsboro." Modifies cited section to add Pittsboro to municipalities over 1,200 which may exercise 1-mile extraterritorial zoning jurisdiction.

H 1365 Summer bussing for retarded — BUNCOMBE
Introducers: Harkins, DeBruhl and Stevens — Sent to CALENDAR

"To amend Chapter 480 of the Session Laws of 1967, to authorize the transportation in public school buses of educable and trainable retarded children for summer sessions of school in Buncombe County." Identical with S 855, digested in Bulletin No. 108, p. 1166.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 13 (Cumberland, Durham, Franklin, Guilford, Vance, Warren) Electioneering within 500 yards (Senate amendments digested in Bulletin No. 102, p. 1071). Amendment adopted in House 6/16/69 to add Franklin, Warren and Vance counties to bill.

S 718 Controlled-access condemnation (Identical H 1166 digested in Bulletin No. 92, p. 928). Amendment adopted in House 6/16/69 to make act effective Jan. 1, 1970 (was, upon ratification).

S 754 Defrauding inn keeper (digested in Bulletin No. 96, p. 989). Amendment adopted in House 6/16/69 to delete provisions making a misdemeanor the refusal to pay for lodging, food, etc. on demand or paying with negotiable paper on which payment refused.

HOUSE

H 433 Tax exemption-ret. fed. employees (digested in Bulletin No. 50, p. 387). Technical amendment adopted in House 6/16/69.

H 561 (Forsyth) Kernersville charter changes (digested in Bulletin No. 58, p. 463). Amendment adopted in Senate 6/16/69 to delete provisions relating to changing boundaries by annexation as governed by general law and provisions relating to effective date of annexation being specified in ordinance or date action completed in conformity to court remand.

H 634 Loss payee's claim (digested in Bulletin No. 62, p. 513). Technical amendments adopted in House 6/16/69.

H 973 Price notices-type size (digested in Bulletin No. 81, p. 767). Amendments adopted in House 6/16/69 to provide (1) that violations of Act to constitute an unfair and deceptive trade practice in NC under GS 75-1.1 (originally, misdemeanor punishable by fine of not more than $100) and (2) that effective date to be Jan. 1, 1970 (originally, July 1, 1969).

H 990 Ban involuntary school bussing (digested in Bulletin No. 81, p. 771). Amendment adopted in House 6/16/69 to provide that bill not to apply to temporary assignment of pupils (i.e. assignment for less than school year resulting from conditions temporarily rendering school unacceptable).

H 1034 Driving licenses-Federal convictions (previous Senate amendment digested in Bulletin No. 107, p. 1158; House amendment digested in Bulletin No. 101, p. 1061). Amendment adopted in Senate 6/16/69 to limit application of Act to offenses committed on highways in Federal parks in NC.

H 1054 Remove GS race references (House com. sub. digested in Bulletin No. 102, p. 1074). Amendment adopted in House 6/16/69 to add provisions deleting words "of white and negro" and "separately" from GS 105-335 (requiring reports of polls, etc. to State Bd of Assessment from local officials).

H 1172 Work release programs (digested in Bulletin No. 92, p. 928). Amendments adopted in House 6/16/69 to add provision that Act to not be interpreted to require probation officers to process, investigate, supervise or report upon defendants except as required by court or Director of Probation.

H 1209 (Moore) Pinebluff comm'rs (digested in Bulletin No. 93, p. 952). Amendment adopted in Senate 6/16/69 to exclude from general repealer clause of Act, SL 1969, Ch. 629 (H 53, relating to general authority for voters to amend charters as to mode of selection of governing board).

H 1265 (Yadkin) County comm'rs/district election (House amendment digested in Bulletin No. 103, p. 1103). Amendment adopted in Senate 6/16/69 to exclude from general repealer clause of Act, SL 1969, Ch. 717 (S 43, authorizing generally bds of county comm'rs to modify composition and mode of election of bd members).

SENATE AND HOUSE CALENDAR ACTION JUN.16,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4 Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 13 ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05, 6/13, 6/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 18 BUDGET APPROPRIATIONS.(6/05) S-POSTPONED INDEFINITELY.
S. 77 MECHANICS', MATERIALMEN'S LIENS. S-CONFEREES APPOINTED. H-CONFEREES APPOINTED.
#S. 85 SECURITY INTERESTS ON TITLE.(5/23) RATIFIED - CHAPTER 838.
S. 354 EDUC. FOUNDATIONS-TAX DEDUCTION. S-REPTD FAV.
S. 355 CORPORATE LIQUIDATION TAX STATUS. S-REPTD FAV.
S. 356 FOREIGN INTANGIBLES TAX. S-REPTD FAV.
#S. 466 FOREIGN CORPORATION EXECUTORS.(5/02, 5/23, 6/06, 6/06) RATIFIED - CHAPTER 839.
S. 535 LISTING PERSONAL PROPERTY.(6/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 581 COLLECTION AGENCIES REGULATION.(5/29) H-PASSED 2ND & 3RD READINGS.
S. 603 FARM CHEMICALS: SALES TAX. H-PASSED 2ND & 3RD READINGS.
#S. 608 NC/VIRGINIA SEAWARD BOUNDARY. RATIFIED - CHAPTER 841.
#S. 609 NC/SC SEAWARD BOUNDARY. RATIFIED - CHAPTER 842.
S. 625 NURSING BD.CREDITS CERTIFICATION.(5/16) H-PASSED 2ND READING.
S. 632 GOOD FAITH CHECKS/LOCAL BONDS. H-PASSED 2ND READING.
#S. 633 REQUIRING ANNEXATION REFERENDUM. S-REPTD UNFAV.
#S. 634 COUNTY AGRICULTURAL REPORTS.(6/11) RATIFIED - CHAPTER 796.
#S. 642 LICENSE NURSING HOME ADM'ORS.(5/23, 5/27, 6/06) RATIFIED - CHAPTER 843.
S. 678 LOCAL DEBT CONTRACT REFERENDUM. H-PASSED 2ND READING.
S. 683 AD VAL TAX - MARSHLANDS. H-PASSED 2ND READING.
S. 700 LEGISLATIVE SERVICES COMMISSION.(6/13) H-PLACED ON CAL FOR JUNE 18.
S. 718 CONTROLLED-ACCESS CONDEMNATION.(6/16) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 726 LICENSE CHILD CARE ORGANIZATIONS. H-PASSED 3RD READING.
S. 738 DEP'T ADMIN.PROPERTY ACQUISITION.(6/11, 6/12) H-REF TO COM ON JUDIC 2.
S. 739 LRC CLINICAL LAB STUDY.(6/12) H-REF TO COM ON CALENDAR.
#S. 751 STATE PERSONNEL BLANKET BOND. RATIFIED - CHAPTER 844.
S. 754 DEFRAUDING INN KEEPER.(6/06, 6/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 757 LICENSE MENTALLY ILL FACILITIES.(6/10) H-PLACED ON CAL FOR JUNE 17.
S. 759 MOBILE CLASSROOM UNITS. H-PLACED ON CAL FOR JUNE 17.

#S. 762 APPEALS,LIENS/UNFIT DWELLING.(6/11) RATIFIED - CHAPTER 868.
#S. 765 TOWN EMPLOYEE GROUP INSUR. LIMITS. S-RATIFIED - CHAPTER 845.
S. 766 WATER/SEWER OPERATOR CERTIFICATION.(6/11) H-REF TO COM ON WATER.
S. 768 RESIDENT STUDENT PREFERENCE.(6/13) H-REF TO COM ON HIGHR ED.
S. 786 PERMANENT COURTS COMMISSION.(6/13) S-S CONCURS IN H AMEND.
S. 815 INTEREST RATES: NC MED.CARE COMM'N.(6/13) H-REF TO COM ON BANKS.
S. 816 CORRECTION DEP'T WORKER BENEFITS. H-REF TO COM ON JUDIC 1.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) S-PLACED ON CAL FOR JUNE 17.
#S. 824 (J.RES.) HONORING EARL L. STRICKLAND. RATIFIED - RES. 79.
S. 834 COOPERATION IN WATER RESOURCES-2. H-REF TO COM ON WATER; H-PLACED ON CAL FOR JUNE 17.
S. 837 NEEDY PAYMENTS/INTEREST CONFLICTS. H-REF TO COM ON JUDIC 1.
S. 838 CHILDREN'S WORKING HOURS. H-REF TO COM ON JUDIC 2.
#S. 841 (J.RES.) COMMENDING NC JAYCEES. RATIFIED - RES. 82.
S. 853 INTEREST RATE - NC STADIUM. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

#H. 20 BUDGET APPROPRIATIONS.(6/05, 6/06, 6/09) RATIFIED - CHAPTER 807.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04) H-PLACED ON CAL FOR JUNE 18.
H. 433 RETIRED FED.EMP.TAX EXEMPTION.(6/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 460 (J.RES.) HOSP. AND MED. BENEFITS COMM'N.(5/27) RATIFIED - RES. 80.
#H. 465 PERSONAL TAX EXEMPTIONS SET BY G.A.. RATIFIED - CHAPTER 872.
H. 581 LIMITED DRIVING PERMITS.(4/17, 6/11) S-REF TO COM ON HY SAFTY.
H. 627 JUVENILE COURT REVISIONS.(5/09, 6/11, 6/12) H-CONCURRED IN S-AMENDMENT.
H. 634 LOSS PAYEE'S CLAIM.(6/16) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 737 POPULATION ESTIMATES-STATE FUNDS. RATIFIED - CHAPTER 873.
#H. 802 CURFEW ON NON-UNIV. PERSONNEL.(5/22, 5/30, 6/11) RATIFIED - CHAPTER 860.
#H. 819 NON-PROFIT CORP.AMENDMENTS.(6/03) RATIFIED - CHAPTER 875.
H. 842 NOTARY-QUALIFY BEFORE REGISTER.(6/11) H-CONCURRED IN S-AMENDMENT.
H. 886 PUBLIC SERVICE CO.ASSESSMENTS.(5/27) S-RE-REF TO COM ON PUB UTIL.
#H. 888 MAGISTRATES WORTHLESS CHECK CASES.(5/09) RATIFIED - CHAPTER 876.
#H. 899 STATE FIREMEN'S ASSOC. RATIFIED - CHAPTER 847.
#H. 960 INVESTMENTS IN S & L ASSOCS.. RATIFIED - CHAPTER 861.
#H. 962 INVESTMENTS IN S & L ASSOCS.-2.(6/06) RATIFIED - CHAPTER 862.
#H. 967 JOINT BANK ACCTS.PROCEDURES. RATIFIED - CHAPTER 863.
#H. 973 PRICE NOTICES-TYPE SIZE.(6/16) H-AMENDMENTS ADOPTED; H-TABLED.

H. 990 BAN INVOLUNTARY SCHOOL BUSSING.(6/16) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
#H. 991 LATER POST-CONVICTION PETITIONS. RATIFIED - CHAPTER 877.
#H.1022 DRAINAGE DISTRICT BOND INTEREST. RATIFIED - CHAPTER 878.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04, 6/12, 6/16) S-AMENDMENTS ADOPTED; S-PASSED 3RD READING; S-SENT H TO CONCUR IN S-AMEND.
H.1041 SURRENDER SURETY'S PRINCIPAL. S-REF TO COM ON JUDIC 2.
H.1049 COUNTY POWERS: UNFIT DWELLINGS.(6/12) H-CONCURRED IN S-AMENDMENT.
H.1054 REMOVE GS RACE REFERENCES.(6/16) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H.1058 PUBLIC BLDG. DISPUTES SETTLEMENT.(6/02, 6/11) H-PLACED ON CAL FOR JUNE 17.
#H.1062 CSC TO INDEX CONDEMNATION NOTICE. RATIFIED - CHAPTER 864.
#H.1099 CONDOMINIUM DEFINITION. RATIFIED - CHAPTER 848.
#H.1103 PEACHES LABELING. RATIFIED _ CHAPTER 849.
#H.1104 PASSENGER BUS WIDTH.(5/27) RATIFIED - CHAPTER 880.
#H.1113 SAMARKAND MANOR.(6/05) RATIFIED - CHAPTER 837.
#H.1122 MUNICIPAL SALARY CUT REPEALER. RATIFIED - CHAPTER 870.
#H.1126 INSTRUCTION PERMITS-DRIVER TRAINEES. RATIFIED - CHAPTER 865.
#H.1127 PRIVILEGE LICENSES/LAUNDRIES-2. RATIFIED - CHAPTER 884.
H.1134 DR.- PATIENT PRIVILEGE DISCLOSURE. S-PASSED 3RD READING.
#H.1147 CORRECTION/BRAKE REQUIREMENT. RATIFIED - CHAPTER 866.
#H.1152 WATER/SEWER AUTHORITIES AMDTS. RATIFIED - CHAPTER 850.
H.1157 BURIAL ASS'N FUNDS TRANSFER. S-REF TO COM ON INSUR.
H.1158 BURIAL COMMISSIONER FEES.(6/11) S-REF TO COM ON INSUR.
H.1159 BURIAL ASSOCIATION REVISIONS.(6/11) H-PASSED 3RD READING.
#H.1169 PUBLIC RECORDS SUBPOENA.(6/05) RATIFIED - CHAPTER 886.
H.1172 WORK RELEASE PROGRAMS.(6/16) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1173 CURING NOTARY DEED ACKNOWLEDGEMENT.(6/13) H-PLACED ON CALENDAR.
#H.1174 PERPETUAL CARE CEMETERIES'SALE. RATIFIED - CHAPTER 851.
H.1190 BANKING COMMISSION MEMBERS.(6/04, 6/12) H-CONCURRED IN S-AMENDMENT.
H.1191 TAX DISCOUNT SCHEDULES.(6/12) H-CONCURRED IN S-AMENDMENT.
H.1193 GOVERNMENTAL ETHICS ACT.(6/04) S-REPTD FAV AS AMENDED.
H.1208 REVIEW POST-CONVICTION PROCEEDINGS. S-REF TO COM ON COURTS.
#H.1210 CREDIT-SENTENCE TIME PENDING APP.. RATIFIED - CHAPTER 888.
#H.1211 W. CAROLINA TO RECEIVE BOOKS. RATIFIED - CHAPTER 852.
#H.1212 W. CAROLINA CAMPUS TRAFFIC LAWS. RATIFIED - CHAPTER 853.
#H.1220 SUPPORT/HANDICAPPED DEPENDENTS.(6/06) RATIFIED - CHAPTER 889.
H.1227 INSURANCE AGENTS EXAMINATION. H-PASSED 3RD READING; H-SENT TO SENATE.
#H.1236 TEACHER PAYROLL DEDUCTIONS. RATIFIED - CHAPTER 890.
H.1241 SCHOOL BUS - DUTY TO STOP.(6/13) H-PLACED ON CALENDAR.
H.1248 UNC REVENUE BONDS SERVICES. S-REF TO COM ON HIGHR ED.
H.1249 CORPORATE DEEDS VALIDATION.(6/13) H-PLACED ON CALENDAR.
#H.1254 REGISTER OF THE BLIND. RATIFIED - CHAPTER 871.
H.1259 PUNISHMENT FOR NON-SUPPORT. S-REF TO COM ON JUDIC 1.

H.1260 PUNISHMENT FOR WORTHLESS CHECKS. S-REF TO COM ON JUDIC 2.
#H.1273 (J.RES.) ASCS FUNDS EXTENSION REQUEST. RATIFIED - RES 81.
H.1274 MEDICAL LICENSE REVISION.(6/06) S-PASSED 3RD READING.
H.1278 DRAINAGE IN SWAMPLANDS. S-REF TO COM ON CONS&DEV.
#H.1280 PERMANENT COURTS COMMISSION. H-POSTPONED INDEF.
H.1295 CONDEMNATION SPECIAL/MASTER PAY. S-REF TO COM ON JUDIC 2.
#H.1302 (J.RES.) HONORING WILLIAM ROY CATES,SR.. RATIFIED - RES 83.
H.1303 NUCLEAR REACTOR INSUR/NC STATE. S-REF TO COM ON INSUR.
H.1313 (J.RES.) SELL AIRPORT LAND. S-REPTD FAV.
H.1314 COUNTY OFFICER PAY: COST OF LIVING. S-REF TO COM ON LOC GOVT.
H.1322 SUPPORT PROCEEDINGS/INITIATION. S-REF TO COM ON JUDIC 2.

LOCAL BILLS

S. 414 (ONSLOW) JAX GAS TAX REFUND. S-REPTD FAV.
#S. 425 (STANLY) NO GAME FROM HIGHWAYS. RATIFIED - CHAPTER 858.
S. 740 (CUMBERLAND) ANNEXATION PROCEDURE. S-PLACED ON CAL FOR JUNE 17.
S. 773 (CRAVEN) WORTHLESS CHECK JURISDICTION. H-PASSED 2ND & 3RD READINGS.
S. 775 (GASTON) SCHIELE MUSEUM PROPERTY. H-REF TO COM ON LOC GOVT.
S. 776 (GASTON) COUNTY SCHOOL BOARD PROPERTY. H-REF TO COM ON LOC GOVT.
#S. 782 (CABARRUS) MT. PLEASANT ABC LOCATIONS. RATIFIED - CHAPTER 859.
S. 810 (CASWELL, ROCKINGHAM) SPECIAL PURPOSE TAXES. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 811 (HALIFAX) ROANOKE RAPIDS RETIREMENT SYSTEM. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 821 (CALDWELL) CONTINUE CALDWELL TECH TAX. H-REF TO COM ON FINANCE.
S. 828 (CLEVELAND) KINGS MTN. ANNEXATION. S-PASSED 2ND READING.
S. 839 (GUILFORD) GREENSBORO REFERENDUM PETITION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 845 (SAMPSON) CLINTON OFFICIALS' PAY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 561 (FORSYTH) KERNERSVILLE CHARTER CHANGES.(6/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/12) H-PLACED ON CALENDAR.
#H. 728 (GUILFORD) SUBDIVISION REGS. RATIFIED - CHAPTER 846.
#H. 807 (CATAWBA) COUNTY ED. BD. ELECTION.(5/29) RATIFIED - CHAPTER 874.
H. 868 (MECKLENBURG) CITY-COUNTY FUNCTIONS TRANSFER.(6/10) S-REPTD FAV.
#H. 892 (CUMBERLAND) REVOKING MANCHESTER CHARTER. RATIFIED - CHAPTER 854.
#H.1050 (SCOTLAND) COLLECT FIRE DEPT.CHARGES. RATIFIED - CHAPTER 855.
#H.1102 (CARTERET) MOREHEAD CITY CHARTER REVISION. RATIFIED - CHAPTER 879.

#H.1112 (MOORE) COUNTY DEP'T OF INVESTIGATION.(5/26) RATIFIED - CHAPTER 881.
H.1114 (JOHNSTON) WATERSHED IMPROVEMENT PROGRAMS. S-REPTD FAV.
#H.1116 (POLK) TRYON ABC PROFITS SPLIT. RATIFIED - CHAPTER 882.
#H.1125 (HALIFAX) COUNTY ABC BOARD. RATIFIED - CHAPTER 883.
H.1131 (GUILFORD) JUNK CAR TAX. S-REPTD FAV.
#H.1141 (ROCKINGHAM) OPEN SPACE PRESERVATION. RATIFIED - CHAPTER 856.
H.1144 (POLK) SALUDA LAND SALE.(6/05) S-PASSED 2ND & 3RD READINGS.
H.1150 (MECKLENBURG) CHARLOTTE COUNCIL MEETINGS. S-PASSED 2ND & 3RD READINGS.
H.1151 (DUPLIN) ANTI-SINGLE SHOT VOTING. S-PASSED 2ND & 3RD READINGS.
H.1154 (LENOIR) COUNTY PLUMBING/BLDG INSPECTORS. S-PASSED 2ND & 3RD READINGS.
H.1160 (LINCOLN) WATERSHED IMPROVEMENT TAX. S-PASSED 2ND READING.
H.1161 (JOHNSTON) COUNTY SCHOOL BOARD COMPENSATION. S-PASSED 2ND & 3RD READINGS.
#H.1171 (ROCKINGHAM) CITY ABC ELECTION.(5/30, 6/06) RATIFIED - CHAPTER 832.
H.1196 (DAVIDSON) PISTOL HUNTING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1201 (ROBESON) SCHOOL STUDY COMMSISSION.(6/03) RATIFIED - CHAPTER 887.
H.1209 (MOORE) PINEBLUFF COMM'RS.(6/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H.1215 (BUNCOMBE) RECREATION DISTRICT VOTE. S-REPTD FAV.
H.1219 (NEW HANOVER) WATERSHED IMPROVEMENT PROGRAMS. S-REPTD FAV.
#H.1222 (ORANGE) LICENSING CARNIVALS. RATIFIED - CHAPTER 857.
H.1238 (TRANSYLVANIA) COUNTY MANAGER AND SHERIFF.(5/30, 6/12) H-CONCURRED IN S-AMENDMENT.
H.1247 (COLUMBUS) CHADBOURN LIMITS. S-PASSED 2ND READING.
H.1251 (UNION) MONROE SURPLUS PROPERTY. S-PASSED 2ND & 3RD READINGS.
#H.1252 (EDGECOMBE) SCHOOL BOARD TERM. RATIFIED - CHAPTER 891.
H.1255 (CUMBERLAND) WATER SEWERAGE ASSESSMENTS. S-PASSED 2ND & 3RD READINGS.
H.1257 (YANCEY) BURNSVILLE ABC VOTE/PROFIT SPLIT. S-PASSED 3RD READING.
H.1261 (NEW HANOVER) SALARIES OF WILMINGTON OFFICIALS.(6/05) S-PASSED 2ND & 3RD READINGS.
H.1265 (YADKIN) COUNTY COMM'RS/DISTRICT ELECTION.(6/06, 6/16) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H.1267 (WAKE) CORRECTING H488,REGISTRATION. S-PASSED 2ND & 3RD READINGS.
H.1271 (ROCKINGHAM) EDEN-SEWERAGE DISRICT MERGER. S-PASSED 2ND & 3RD READINGS.
#H.1272 (WILSON) WILSON POLICE BENEFIT FUND. RATIFIED - CHAPTER 892.
H.1289 (GASTON) BELMONT CHARTER AMENDMENTS. S-PASSED 2ND & 3RD READINGS.
H.1292 (ANSON) POLKTON CHARTER REVISION. S-PASSED 2ND& 3RD READINGS.
H.1298 (YANCEY) RURAL-REDEVELOPMENT AUTHORITY. S-PASSED 2ND & 3RD READINGS.

H.1301 (NASH) COMM'RS' COMPENSATION.(6/11) S-REPTD FAV.
H.1305 (DAVIE) INCORPORATION COOLEEMEE. S-REPTD FAV.
H.1306 (DARE) TITLE TO BUILD-UP LAND. S-REPTD FAV.
H.1308 (ASHE, WATAUGA, WILKES) PUBLIC LIBRARY TAX. H-PASSED 2ND READING.
H.1309 (CHOWAN) EDENTON WATER/SEWER ASSESSMENTS. S-REPTD FAV.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1325 (CALDWELL) CONTINUE CALDWELL TECH TAX. H-PASSED 2ND READING.
H.1330 (ONSLOW) CONTINUE ONSLOW TECH TAX. H-PASSED 2ND READING.

****

Next Sessions of Senate and House:

12 Noon, Tuesday, June 17, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 110 -1185- TUESDAY, JUNE 17, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 860 Amend liquid gas regulations — GS 119
Introducer: MacLean — Sent to AGRICULT

"Amending G. S. 119-49 relating to the regulation of the storage and handling of liquefied petroleum gases and the installation of gas appliances and piping." Amends GS 119-49 to adopt standards set forth in Pamphlet No. 58 of the National Fire Protection Ass'n entitled, THE STORAGE AND HANDLING OF LIQUEFIED PETROLEUM GASES dated 1969 (now, 1965) and Pamphlet No. 54 of same entitled, INSTALLATION OF GAS APPLIANCES AND GAS PIPING dated 1969 (now, 1964). Effective July 15, 1969.

HOUSE

None

LOCAL BILLS INTRODUCED

SENATE

S 861 Create Blue Ridge Gas Authority (Iden. H 1367) — DAVIE, IREDELL, SURRY WILKES, YADKIN
Introducer: Folger — Sent to PUB UTIL

"Creating a body politic and corporate to be known as the 'Blue Ridge Gas Authority'; defining the powers and duties of said authority; granting to the authority power to acquire, construct, improve, better, operate, maintain and repair one or more gas systems within the Towns of Arlington, Boonville, Dodson, Elkin, Jonesville, Mount Airy, North Wilkesboro, Ronda, Wilkesboro and Yadkinville and elsewhere within the Counties of Davie, Iredell, Surrey(sic), Wilkes and Yadkin; and providing for financing the acquisition and construction of such systems by the issuance of revenue bonds of the authority." Creates authority as title indicates, to consist of nine members serving staggered 6-yr. terms, appointed by governing bodies of N. Wilkesboro, Mt. Airy and Elkin (one each), and boards of comm'rs of Surry, Wilkes and Yadkin Counties (two each). Gives authority powers as follows: (1) acquire land and interests in land by purchase, lease or eminent domain for operation of gas systems; (2) acquire and otherwise maintain gas systems in participating towns and counties named in title; (3) issue bonds for corporate purposes; (4) enter contracts and agreements to perform its duties; (5) employ personnel; (6) fix and collect fees/rates. Requires authority to receive approval of Utilities Comm'n before beginning acquisition, construction or operation of any system or improvements. Exempts authority from taxes and assessments of State or subdivisions. Credit of State not pledged on authority's bonds. Provides for issuance of bonds; trust agreements securing bonds; fixing of rates and charges (to be free of regulation by other State

agencies). Prohibits discriminatory rates. Provides bond holders with remedies against authority. Authority authorized to refund bonds, award contracts, receive franchises and exercise power of eminent domain. Requires authority to obtain municipal franchises. Prohibits competing gas systems in authority's service area. Authorizes authority to use public roads and highways as needed without obtaining prior approval. Provides for disposition of net revenues, with surplus to be divided among municipalities in proportion to service revenues from them. Title to gas systems to be given to municipalities after bonds fully paid and retired. Requires authority to submit annual report to Governor and General Assembly. Exempts officers of authority from personal liability for execution or issuance of bonds. Act made alternative method to existing methods and to be liberally construed.

HOUSE

H 1366 Countywide juris./Charlotte police — MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks, A. Jones — Sent to CALENDAR

"To grant countywide jurisdiction to the police department of the City of Charlotte." Authorizes all Charlotte policemen to exercise same authority throughout Mecklenburg County as they do in Charlotte, and gives them same privileges and immunities (including coverage under Workmen's Compensation Laws) as they have in Charlotte, provided Chiefs of Charlotte and Mecklenburg County Police Departments agree on procedures for implementing Act.

H 1367 Create Blue Ridge Gas Authority (Iden. S 861) — DAVIE, IREDELL, SURRY, WILKES, YADKIN
Introducer: Gentry — Sent to CALENDAR

"Creating a body politic and corporate to be known as the 'Blue Ridge Gas Authority'; defining the powers and duties of said authority; granting to the authority power to acquire, construct, improve, better, operate, maintain and repair one or more gas systems within the Towns of Arlington, Boonville, Dodson, Elkin, Jonesville, Mount Airy, North Wilkesboro, Ronda, Wilkesboro and Yadkinville and elsewhere within the Counties of Davie, Iredell, Surrey (sic), Wilkes and Yadkin; and providng (sic) for financing the acquisition and construction of such systems by the issuance of revenue bonds of the authority." Identical to S 861, digested above in today's Bulletin.

H 1368 Asheville, Buncombe school tax — BUNCOMBE
Introducers: Harkins, DeBruhl, Stevens, Beam — Sent to FINANCE

"To authorize the Board of County Commissioners of Buncombe County to call a special or general election to authorize the levy of an additional supplemental tax not to exceed thirty cents on each one hundred dollars valuation of taxable property in Buncombe County to provide for the construction, maintenance, support and operation of the public schools of the City of Asheville and County of Buncombe." As title indicates; election to be held on or before June 1, 1971, in each school district in county with no other question on ballot; Asheville city administrative school units to be deemed school district for purposes of Act; provides for special registration of voters in each school district and county bd of elections to conform voting precincts, procedures, and books to school districts. If majority of voters in county approve tax, bd to levy supplemental county-wide tax for taxable year beginning after election; if majority do not approve, then levy to be made only in those school districts where majority approve and proceeds to be used only in such district, but levy to be same in each district. If tax is approved, any existing supplemental school taxes are replaced by new tax; otherwise, existing taxes are not affected. If tax is approved county-wide, proceeds

to be apportioned between county and Asheville bds of education on per capita enrollment basis determined by State Bd of Education. Proceeds may be used to supplement any item in school budgets.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 709 (Joint Res.) University consolidation study (digested in Bulletin No. 92, p. 926).

Committee Substitute adopted in Senate 6/17/69 directing State Bd. of Higher Ed. to study structure of higher education in State and report to General Assembly by Mar. 1, 1971. Study to consider topics enumerated in GS 116-44.16 (Future policy with respect to Regional (Universities) and (1) feasibility of consolidation of public senior institutions of State by regions or territories or by types of programs, (2) allocation of academic responsibilities to (groups of) institutions, (3) method of selecting trustees. Provides resolution not construed as advancing July 1, 1972 date upon which regional univ.'s eligible to confer doctor's degrees. Provides funds for study to come from Contingency/Emergency Fund, to extent Board's funds insufficient.

S 740 (Cumberland) Annexation procedure (digested in Bulletin No. 94, p. 970).

Amendment adopted in Senate 6/17/69 to add new section authorizing Fayetteville City Council to adopt resolution calling for election in county to consider whether to repeal Section 2 of Act (provisos to GS 160-453.2 and 160-453.14 prohibiting annexations by municipalities in Cumberland County where opposed by petition signed by majority of registered voters residing in area proposed to be annexed). Provides for paying expenses of election, content of resolution, ballot form, and voter registration. Requires election to be held within 3 years after ratification of Act.

S 757 License mentally ill facilities (Senate com. sub. digested in Bulletin No. 105, p. 1126).

Technical amendment adopted in House 6/17/69.

HOUSE

H 285 Interest rates and charges (digested in Bulletin No. 38, p. 256).

Committee Substitute adopted in House 6/17/69 substantially rewriting original. Amends GS Ch. 24 as follows: Adds new GS 24-1.1 providing parties may contract to loan in writing for payment of interest of 8% per year for loans of up to $50,000 secured by first mortgage or deed of trust on real property, 10% per year for loans of between $50,000 and $100,000 on business property, or 9% per year where principal is $100,000 or less and transaction not one of above types, 12% per year when principal is between $100,000 and $300,000, and any rate agreed upon when principal is more than $300,000. Defines "business property", and provides borrower's intended use evidenced by written statement of purpose. Interest deemed within permissible limits where interest is computed monthly on outstanding principal and is collected not more than a month in advance.

Adds new GS 24-1.2 providing interest rate (not collectible in advance) on installment loans not secured by realty and payable in equal monthly installments, original principal amount of which not exceeding $5,000, to be maximum of 15% per year or minimum $10 charge, or $1 per payment in lieu of interest. Permits prepayment of loan without penalty. Provides further on installment loans not over $300,000, unsecured by realty, payable at least quarterly in equal amounts or principal and interest, interest rate shall not exceed 12% per year computed on outstanding balance (with $10 minimum charge or $1 per payment charge permissible in lieu of interest). Guarantees prepayment without penalty. Provides no lender making loan payable in equal installments over period of at least 10 years secured by first mortgage or deed of trust on real property may make loan secured by subordinate security in same property in amount exceeding 20% of value of original amount, within 1 year of first advance. Deletes from GS 24-2 (usury penalty) reference to 6% maximum rate of interest and refers to rates permitted by law.

Rewrites GS 24-8 prohibiting lender from charging any amount or other consideration other than collateral or amounts provided in GS 24 and 53 to secure repayment of principal for loan, where principal is less than $300,000; provided, lender may collect payments from borrower for remittance to others, including taxes, assessments, etc., and may receive proceeds of insurance policies covering property. Provides section not to apply to licensed "Small Business Investment Company" under 15 USC § 661, et seq.

Rewrites GS 24-10 (fees on loans secured by real property) prohibiting collecting by lender on loans made under GS 24-1.1 of any additional fees from borrower, on loan under $300,000 other than lawful interest or fees as provided, greater than 2% for other than one or two family dwelling construction loan, 1% for one or two family dwelling construction loan, and 1% for other than construction loan. Provides no prepayment fee charged in connection with construction loan except: Where principal less than $100,000 principal may be prepaid after notice to lender any time within three years from first payment, with maximum prepayment fee of 2% of balance outstanding and prepayment thereafter to incur no prepayment fee. Defines "construction loan" for purpose of chapter, which may include "advances for purchase... of property on which improvements are to be constructed." Deletes GS 24-11 (Maximum 1% fee or discount inuring to benefit of lender on residential and certain corporate loans).

Amends GS Ch. 53 as follows:

Amends GS 53-43(1) (powers and duties of banks) to prohibit banks in making loan to receive discounts in advance which would exceed rates provided in GS 24-1.1, and 24-1.2 if not collected in advance (now merely authorizes interest or discounts in advance). Rewrites subdivision (6) of cited section empowering banks to charge interest rates as follows: (a) on revolving charge plans, 1-1/2% per month on first $500, 1-1/4% per month on amount greater than $500 and less than $1,000, and 1% per month on amounts over $1,000 (rates computed on unpaid balance of previous month); permits maximum discount by bank of 4% on accounts purchased from vendors participating in plan. (b) Provides rate on bank check credit loans etc. (direct to borrower) not to exceed 1% per month computed on avg. previously monthly balance, and $.25 per advance. Principal of such loans not to exceed $5,000 and not to be secured by real property.

Rewrites GS 53-146(1) (powers of industrial banks) to empower such banks to discount drafts, notes etc, and purchase (now, also discount) notes or other choses in action (now also authorizes secured loans with interest reserved in advance). Rewrites subdivision (2) to empower industrial banks to make installment loans not exceeding $5,000 and 60 months duration which shall not be secured by first securities, at rate not to exceed 15% per year computed monthly on principal balance outstanding, provided such interest not to be collected in advance, and requiring first payment within 45 days of disbursement of funds. Guarantees prepayment without penalty. Rewrites subdiv. (3) permitting making of loans provided by GS 24-1.1 by industrial banks.

Amends Consumer Finance Article as follows: (GS 53, Art. 15). Amends GS 53-166(a), -173,176,179,190 permitting consumer finance companies to loan up to $900 (now $600) at rate permitted by GS 24-1.1. Rewrites GS 53-168(c) regarding licensing of existing business under Consumer Finance Article by changing grandfather cut-off from 8/18/61 to 1/1/69 for loan companies licensed under GS 105-88 Adds new section GS 53-176.1 providing for licensing of "motor vehicle lenders" and permitting under consumer finance act as "motor vehicle lender" of loan companies presently licensed under provisions of GS 105-88, provided such agencies comply with provisions of article. Defines "motor vehicle lender" as one making loans secured by interest in motor vehicle, and provides motor vehicle lender to make loans only as provided by section. Provides rates of interest charged as follows: $15 per $100 per year of part of cash advance not exceeding $500; $12 per $100 per year of amount between $500 and $1,000; and $9 per $100 per year of amount between $1,000 and $1,500 per year; not in excess of 18% simple interest per year on amounts exceeding $1,500; provided, loan permissible under section not to exceed $5,000 nor term of 48 months duration. Amends GS 53-173(1) (maximum rates, small loans) permitting interest charged under article as follows: on amounts up to $300, rates not exceeding $18/$100 per year; amounts between $300 and $600, rates not exceeding $10/$100 per year; and on amounts between $600 and $900, $8/$100 per year. Amends GS 53-173(2) increasing from $75 to $95 amount of loan for which rates scheduled therein applicable. Amends GS 53-173(3) providing charge for payment to be computed at time loan is made and added then to cash advance, and providing payments made on account to be applied to unpaid installments in order due, except as applied to default or deferment charges. Adds to GS 53-173(4) provision that charge for extra days may be added to first installment and excluded in computing rebate. Adds to GS 53-173 new subsection (6) permitting deferment charges to be computed in addition to original charges under rule of 78's or sum of the digits principle. Provides Banking Commission may promulgate rules regarding provisions of subsection. Amends GS 53-175(b) to permit additional 6% charge on balance due where there is unpaid balance at maturity "as originally scheduled or as deferred" (now, "of the original contract"). Rewrites GS 53-180 establishing repayment time limitation of 25 months on loans made under Art. if cash advance is $600 or less, and 30 months if cash advance is greater than $600 (now, flat 25 months limit). Provides unless otherwise permitted by Art., payments to be of substantially equal monthly installments. Rewrites GS 53-189(e) adding prohibition against licensee under Art. from receiving any profit from sale of credit insurance except when issued in connection with loan made under art., to present prohibition concerning property loss insurance, provided, where such insurance required by licensee, borrower may choose insurer, and property loss insurance may be required only on loans secured by motor vehicles or improved real estate. Amends GS 53-191 to delete the present exclusion of applicability of article to motor vehicle lenders. Provides Act not to effect pending litigation.

SENATE AND HOUSE CALENDAR ACTION JUN.17,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 13 ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05, 6/13, 6/16) S-PLACED ON CAL FOR JUNE 18.
S. 354 EDUC. FOUNDATIONS-TAX DEDUCTION. S-PASSED 2ND READING.
S. 355 CORPORATE LIQUIDATION TAX STATUS. S-PLACED ON CAL FOR JUNE 18.
S. 356 FOREIGN INTANGIBLES TAX. S-PASSED 2ND READING.
S. 526 STANDARDS FOR MANUFACTURED HOMES.(6/11) H-REPTD FAV.
S. 535 LISTING PERSONAL PROPERTY.(6/16) S-CONCURRED IN H AMEND.
S. 595 PREMIUM FINANCING. H-PASSED 2ND & 3RD READINGS.
#S. 611 COUNTY FIRE MARSHALL INVESTIGATIONS. RATIFIED - CHAPTER 894.
S. 625 NURSING BD.CREDITS CERTIFICATION.(5/16) H-PASSED 3RD READING.
S. 632 GOOD FAITH CHECKS/LOCAL BONDS. H-PASSED 3RD READING.
#S. 636 ABSENTEE BALLOTS/CITY ELECTIONS.(5/21, 5/22) H-REPTD UNFAV.
S. 659 DUPLICATE ELECTION ABSTRACTS. H-PLACED ON CAL FOR JUNE 19.
S. 678 LOCAL DEBT CONTRACT REFERENDUM. H-PASSED 3RD READING.
S. 683 AD VAL TAX - MARSHLANDS. H-PASSED 3RD READING.
#S. 686 DEFINING 'COMMERCIAL FACTOR'. RATIFIED - CHAPTER 896.
S. 709 (J.RES.) UNIVERSITY CONSOLIDATION STUDY.(6/17) S-FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 711 CORRECT TYPO-SL 1969,CH. 442. RATIFIED - CHAPTER 898.
#S. 714 SOLID WASTE DISPOSAL PROGRAMS. RATIFIED - CHAPTER 899.
S. 718 CONTROLLED-ACCESS CONDEMNATION.(6/16) S-CONCURRED IN H AMEND.
S. 733 VALIDATE FOREIGN CONVEYANCES. S-REPTD FAV AS AMENDED.
S. 747 BIRTH CERTIFICATE ADOPTED CHILD. H-REPTD FAV.
S. 748 (J.RES.) RELOCATING RUFFIN STATUTE. H-REPTD FAV.
S. 754 DEFRAUDING INN KEEPER.(6/06, 6/16) S-CONCURRED IN H AMEND.
#S. 756 MENTAL HEALTH COUNCIL TITLE. RATIFIED - CHAPTER 900.
S. 757 LICENSE MENTALLY ILL FACILITIES.(6/10, 6/17), H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H AMEND.
S. 759 MOBILE CLASSROOM UNITS. H-POSTPONED TO JUNE 18.
S. 760 TOWNS TO IMPROVE STATE HY. STS.. H-REPTD FAV.
#S. 770 TRAINING SCHOOLS' NAMES. RATIFIED - CHAPTER 901.
S. 772 (J.RES.) ADVIS. BUDG./EFFICIENCY STUDY. H-REPTD FAV.
#S. 784 ABC REHABILITATION EXPENSES. RATIFIED - CHAPTER 902.
#S. 785 SLOW VEHICLES ON FAST ROADS. H-REPTD UNFAV.
S. 790 TIME OF FEEDER PIG SALE.(6/11) H-REPTD FAV.
S. 793 CONFORM STATUTES/COMMERCIAL CODE. H-REPTD FAV.
#S. 799 (J.RES.) MARINE SCIENCE COUNCIL. RATIFIED - RES. 85.

S. 803 INTANGIBLES EXEMPTIONS/N.C.STOCK. S-REPTD FAV.
S. 804 INCOME TAX/DEDUCTIBLE DIVIDENDS. S-REPTD FAV.
S. 805 CORP.INC.TAX/DEDUCTIBLE DIVIDENDS. S-REPTD FAV.
S. 809 NUCLEAR REACTOR INSUR/NC STATE. H-REPTD FAV.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) S-PLACED ON CAL FOR JUNE 19.
S. 822 UNC TRUSTREES VACANCIES. S-REPTD FAV.
S. 823 MINORS MAY BORROW FOR COLLEGE. S-REPTD FAV AS AMENDED.
S. 834 COOPERATION IN WATER RESOURCES-2. H-PASSED 2ND READING.
S. 838 CHILDREN'S WORKING HOURS. H-REPTD FAV.
S. 853 INTEREST RATE - NC STADIUM. H-REF TO COM ON LOC GOVT.
S. 857 (J.RES.) GOVERNOR STUDY HEALTH AGENCIES. S-REPTD FAV.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08) S-REPTD UNFAV W/MIN. REPORT.
#H. 54 COUNTY COMMISIONERS' ELECTIONS. H-REPTD UNFAV.
#H. 68 ABSENTEE VOTING IN PRIMARIES. H-REPTD UNFAV.
#H. 136 RAPE,BURGLARY,ARSON,PUNISHMENT. H-REPTD UNFAV.
#H. 137 MURDER PUNISHMENT. H-REPTD UNFAV.
#H. 156 POLITICAL AD POSTING. H-REPTD UNFAV.
H. 285 INTEREST RATES AND CHARGES.(6/17) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H. 327 LITERACY TEST DELETED.(6/06) S-PLACED ON CAL FOR JUNE 18.
H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06, 6/12, 6/13) S-REF TO COM ON CONSTUTN.
H. 399 BEER BUYER AGE.(5/22) S-PLACED ON CAL FOR JUNE 18.
H. 436 PRES.ELECTORS - DUTIES & RESIGN. S-PASSED 2ND & 3RD READINGS.
H. 487 POLL WATCHERS CLARIFICATION. S-PLACED ON CAL FOR JUNE 18.
H. 568 EXECUTIVE REORGANIZATION.(5/26, 5/29) S-PASSED 2ND & 3RD READINGS.
#H. 753 JURY & WITNESS INTIMIDATION.(5/02) S-REPTD UNFAV.
H. 959 COUNTY LAND CONDEMNATION.(5/16, 6/05) S-REPTD FAV.
H. 968 RECORDING CORPORATE DISSOLUTIONS. S-REPTD FAV.
H. 985 AID REVOKED-DISRUPTING.(6/09) S-REPTD FAV.
H. 990 BAN INVOLUNTARY SCHOOL BUSSING.(6/16) H-POSTPONED TO JUNE 18.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04, 6/12, 6/16) H-PLACED ON CALENDAR.
H.1058 PUBLIC BLDG. DISPUTES SETTLEMENT.(6/02, 6/11) H-CONCURRED IN S-AMENDMENT.
H.1061 AUTOMATIC VOTE-COUNTING EQUIPMENT. H-REPTD FAV.
H.1087 REVISE MEDICAL LIEN LAW.(5/26, 6/09) S-REF TO COM ON INSUR.
#H.1100 CAPE LOOKOUT LAND ACQUISITION.(6/02, 6/11) RATIFIED - CHAPTER 904.
H.1159 BURIAL ASSOCIATION REVISIONS.(6/11) S-REF TO COM ON INSUR.
H.1165 NON-PROFIT BUSES: SPEEDY LICENSES.(6/06, 6/11) S-REPTD FAV.
H.1166 CONTROLLED-ACCESS CONDEMNATION. H-PLACED ON CAL FOR JUNE 19.
H.1173 CURING NOTARY DEED ACKNOWLEDGEMENT.(6/13) H-CONCURRED IN S-AMENDMENT.
H.1193 GOVERNMENTAL ETHICS ACT.(6/04) S-PLACED ON CAL FOR JUNE 20.
H.1200 STATE ASSUME POST-CONVICTION COSTS. S-REPTD FAV; S-RE-REF TO COM ON APPROPRN.

H.1213 STATUTE OF LIMITATIONS: SLANDER. S-REPTD FAV AS AMENDED.
H.1225 WATER SAFETY COMMITTEE.(6/13) S-REF TO COM ON WILDLIFE.
H.1227 INSURANCE AGENTS EXAMINATION. S-REF TO COM ON INSUR.
H.1241 SCHOOL BUS - DUTY TO STOP.(6/13) H-CONCURRED IN S-AMENDMENT.
H.1248 UNC REVENUE BONDS SERVICES. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON APPROPRN.
H.1249 CORPORATE DEEDS VALIDATION.(6/13) H-CONCURRED IN S-AMENDMENT.
H.1262 AMENDING H141/DRAINAGE APPEALS. S-REPTD FAV AS AMENDED.
H.1266 UNIVERSITIES - SPEED LIMITS,TOWING. S-REPTD FAV.
#H.1269 INCREASED TUITION,STUDENT LOANS. H-REPTD UNFAV.
H.1276 COUNTY REDEVELOPMENT COMMISSIONS.(6/13) S-REF TO COM ON LOC GOVT.
H.1297 MEMBERSHIP OF JUDICIAL COUNCIL.(6/13) S-REF TO COM ON COURTS.
H.1313 (J.RES.) SELL AIRPORT LAND. S-PASSED 2ND & 3RD READINGS.
H.1328 AUTO LIAB.RATES/INVESTMENT INCOME.(6/13) S-REF TO COM ON INSUR.
H.1329 REQUIRE EYE SAFETY IN SCHOOLS.(6/13) S-REF TO COM ON EDUCATN.
H.1333 MINORS MAY BORROW FOR COLLEGE. H-REPTD FAV.
H.1338 CLARIFYING CH.349/COUNTY COMM'RS. H-REPTD FAV.
H.1342 CHILDREN'S WORKING HOURS. H-REPTD FAV.
H.1346 NUMBERED SEATS-5TH HOUSE DISTRICT. H-REPTD FAV.
H.1348 FORESTRY ADVISORY COMMITTEE. H-REPTD FAV.
H.1353 LEG.RESEARCH COMM'N VACANCIES. H-REPTD FAV.

LOCAL BILLS

S. 414 (ONSLOW) JAX GAS TAX REFUND. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 582 (AVERY) SCHOOL BOARD ELECTION. H-REF TO COM ON LOC GOVT.
S. 705 (WILSON) CITY-COUNTY SCHOOL CONSOLIDATION.(6/03) S-POSTPONED INDEF.
S. 740 (CUMBERLAND) ANNEXATION PROCEDURE.(6/17) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 810 (CASWELL, ROCKINGHAM) SPECIAL PURPOSE TAXES. H-REF TO COM ON FINANCE.
S. 811 (HALIFAX) ROANOKE RAPIDS RETIREMENT SYSTEM. H-REF TO COM ON LOC GOVT.
S. 828 (CLEVELAND) KINGS MTN. ANNEXATION. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 839 (GUILFORD) GREENSBORO REFERENDUM PETITION. H-REF TO COM ON LOC GOVT.
S. 844 (ROWAN) SCHOOL LAND SALE TO VOC. WORKSHOP. S-REPTD FAV.
S. 845 (SAMPSON) CLINTON OFFICIALS' PAY. H-REF TO COM ON LOC GOVT.

#H. 162 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS. H-REPTD UNFAV.
#H. 205 (PENDER) COMMISSIONERS' COMPENSATION. H-REPTD UNFAV.
H. 228 (DAVIDSON) LEXINGTON CABLE TELEVISION SYSTEM. S-PASSED 2ND & 3RD READINGS.
#H. 386 (CHEROKEE) ELECTION OF COMM'RS BY DISTRICTS-2. H-REPTD UNFAV.
#H. 546 (BRUNSWICK, COLUMBUS) CONSTABLES' COMPENSATION. H-REPTD UNFAV.

H. 561 (FORSYTH) KERNERSVILLE CHARTER CHANGES.(6/16) H-PLACED ON CALENDAR.
#H. 662 (MECKLENBURG) COUNTY DRAINAGE & WATERSHEDS. H-REPTD UNFAV.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/12) H-PLACED ON CAL FOR JUNE 18.
#H. 739 (BUNCOMBE) COUNTY COMMRS' PAY.(5/23, 6/12) RATIFIED - CHAPTER 903.
H. 868 (MECKLENBURG) CITY-COUNTY FUNCTIONS TRANSFER.(6/10) S-PASSED 2ND & 3RD READINGS.
#H. 939 (ANSON) ESTABLISH COUNT POLICE DEP'T. H-REPTD UNFAV.
H.1114 (JOHNSTON) WATERSHED IMPROVEMENT PROGRAMS. S-PASSED 2ND READING.
H.1131 (GUILFORD) JUNK CAR TAX. S-PASSED 2ND READING.
H.1160 (LINCOLN) WATERSHED IMPROVEMENT TAX. S-PASSED 3RD READING.
H.1196 (DAVIDSON) PISTOL HUNTING. S-REF TO COM ON WILDLIFE.
H.1202 (ROBESON) FAIRMONT SLUM CLEARANCE. S-REPTD FAV.
H.1209 (MOORE) PINEBLUFF COMM'RS.(6/16) H-PLACED ON CALENDAR.
H.1215 (BUNCOMBE) RECREATION DISTRICT VOTE. S-PASSED 2ND READING.
H.1219 (NEW HANOVER) WATERSHED IMPROVEMENT PROGRAMS. S-PASSED 2ND READING.
#H.1224 (WATAUGA) BOONE ELECTIONS; CORP LIMITS.(5/30, 6/12) RATIFIED - CHAPTER 905.
#H.1242 (CUMBERLAND) FAYETTEVILLE ANNEXATIONS-2. H-REPTD UNFAV.
H.1247 (COLUMBUS) CHADBOURN LIMITS. S-PASSED 3RD READING.
H.1265 (YADKIN) COUNTY COMM'RS/DISTRICT ELECTION.(6/06, 6/16) H-PLACED ON CALENDAR.
H.1292 (ANSON) POLKTON CHARTER REVISION.(6/06) S-PASSED 3RD READING.
H.1301 (NASH) COMM'RS' COMPENSATION.(6/11) S-PASSED 2ND & 3RD READINGS.
H.1305 (DAVIE) INCORPORATION COOLEEMEE. S-PASSED 2ND READING.
H.1306 (DARE) TITLE TO BUILD-UP LAND. S-PASSED 2ND & 3RD READINGS.
H.1308 (ASHE, WATAUGA, WILKES) PUBLIC LIBRARY TAX. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1309 (CHOWAN) EDENTON WATER/SEWER ASSESSMENTS. S-PASSED 2ND READING.
H.1310 (ALLEGHANY, ASHE, BUNCOMBE, CABARRUS, CASWELL, IREDELL, RANDOLPH, ROWAN, WILKES, YADKIN) APPOINT JAYPEES.(6/13) S-REF TO COM ON COURTS.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN. S-REF TO COM ON LOC GOVT.
H.1318 (MADISON) DEPUTY REGISTER'S PAY. H-REPTD FAV.
H.1324 (CATAWBA, IREDELL, LINCOLN, MECKLENBURG) CREATE LAKE NORMAN MARINE COMM'N.(6/13) S-REF TO COM ON CONS&DEV.
H.1325 (CALDWELL) CONTINUE CALDWELL TECH TAX. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1326 (MECKLENBURG) WATERSHED IMPROVEMENT TAX. H-REPTD FAV.
H.1330 (ONSLOW) CONTINUE ONSLOW TECH TAX. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1331 (EDGECOMBE, NASH) ROCKY MOUNT REGISTRATION. H-REPTD FAV.
H.1339 (BRUNSWICK) SCHOOL BOARD ALLOWNACES. H-REPTD FAV.
H.1340 (COLUMBUS) SCHOOL BOARD ALLOWANCES VACANCY. H-REPTD FAV.

H 1343 (WAKE) CITY-COUNTY SCHOOL MERGER VOTE. H-REPTD FAV.
H 1355 (BUNCOMBE) ELIADA HOME FUNDS. H-REPTD FAV AS AMENDED.

****

Next Session of House: 11:00 a.m., Wednesday, June 18, 1969.

Next Session of Senate: 12 Noon, Wednesday, June 18, 1969.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 111 -1195- WEDNESDAY, JUNE 18, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 862 Tire tread 2-wheel trailer/exempt — GS 20
Introducer: Wood — Sent to HY SAFTY

"To amend Chapter 378 of the Session Laws of North Carolina to exempt dual wheel trailers from the tread depth requirements thereof." Amends cited chapter to exempt dual wheel trailers from 2/32" tire tread depth requirement of "Safe Tires Act" (providing for safety inspection of tires on motor vehicles).

S 863 Resident breweries transshipments(Iden. H1373) — GS 18
Introducer: Moore — Sent to ABC

"To amend G. S. 18-67 to clarify the status of transshipments made by resident breweries." Amends cited section to permit licensed resident manufacturer of beverages defined in Art. (beer, ale, etc.) to receive such beverages for transshipment to dealers in State as well as dealers in other states (presently provides for transshipment only to dealers in other states).

S 865 Public paving contract disputes — GS 143
Introducer: Staton — Sent to JUDIC 2

"To amend G. S. 143-135.3 to include controversies arising out of grading and paving contracts not appurtenant to public buildings." Amends cited section (Procedures for settling controversies arising from contracts between contractors and State) to include in definition of "contract for construction or repair work", which are subject to the public contract dispute settlement provisions of cited section, "any paving or grading contract not appurtenant to any building or structure." Provides Act not to apply to pending litigation.

HOUSE

H 1369 (Joint Resolution) Honoring SE Guilford High Baseball — MISC RES
Introducers: Coble, Frye, Payne, Phillips, Ridenour, and Short — Passed and sent to SENATE

"Congratulating the Southeast Guilford High School Baseball Falcons-1969 3-A Champions." As title indicates.

H 1370 Tobacco tax-3 — GS 105
Introducer: R. Jones — Sent to FINANCE

"To amend Chapter 105 of the General Statutes by inserting a new article therein imposing a cigarette tax." Imposes 5¢ per pack cigarette tax, as title indicates. Identical with cigarette tax provisions of House Committee Substitute

for H 296 (Governor's tax package), which is digested in Bulletin No. 106, p. 1144 (original version of tobacco tax portion of tax package digested in Bulletin No. 39, p. 267.

H 1371 Gross receipts tax GS 105
Introducer: Mills Sent to FINANCE

"To impose a retail tax upon gross receipts from services." Adds to GS 105, Art. 5 (sales and use taxes) new subdivision (5) of GS 105-164-4 (apparently intends 105-164.4) including business firms or professions named in subdivision in definition of "retailers" for purposes of Art. Imposes 3% tax on gross receipts derived from labor and services rendered by such businesses or professions, provided if tax paid under another section of Art., no additional tax to accrue under this subdivision regarding portion of charges on which tax already paid. Requires those subject to provisions of subdivision to acquire licenses as provided by Art., and specifies gross receipts tax to be in addition to any privilege or license taxes already provided. Names following businesses and professions as coming under provisions of Act: auctioneers; beauty shops; barber shops; altering and repairing garments; fur storage; furniture and rug cleaning on owners' premises; massage parlors; reducing salons; slenderizing salons; steam baths; scalp treatment; shopping service; motion picture and drive-in theaters; bowling, billiards and pool establishments; golf courses, swimming pools and country clubs; automobile repair; shoe repair and shoe shining; watch and clock repair; reupholstering and furniture repair; radio and television repair; other electrical repair; miscellaneous repair; businesses providing services to dwellings and other buildings; consulting engineers; architects; accountants; auditors; attorneys; realtors; medical doctors and dentists including but not limited to surgeons, ophthalmologists, optometrists, psychiatrists, chiropractors, osteopaths and veterinarians and other medical services including hospitals, sanatoriums, and convalescent homes; detective agencies and protective services; funeral services; operators of privately-owned janitorial or cleaning services but not domestic house maids and janitors; privately-owned sewage systems; privately-owned garbage pickup services; registered lobbyists; car wash businesses; warehousing and storage; collecting agencies; advertising agencies; direct mail advertising services; private employment agencies; educational services other than public and non-profit educational enterprises; commercial research and development laboratories; automobile parking lots; motion picture production and distribution services; intrastate taxi, limousine and delivery services; general and subcontractors; data processing services; and other business, management, administrative and consulting services. Specifically excludes from applicability of Art. those services or labor involved in manufacture of tangible personal property, and further excludes individuals who serve as employees of others and do not render professional services or labor on their own account. Repeals exception from present 3% gross receipts tax existing in GS 105-164.13(18) (funeral expenses, including coffins, etc.) Effective July 1, 1969.

H 1373 Resident breweries transshipments (Iden. S863) GS 18
Introducers: Short and Coble Sent to CALENDAR

"To amend G. S. 18-67 to clarify the status of transshipments made by resident breweries." Identical with S 863, digested above in today's Bulletin.

LOCAL BILLS INTRODUCED

SENATE

S 864 Ratify East Spencer election ROWAN
Introducer: Sapp Sent to LOC GOVT

"To ratify and confirm the municipal election for the Town of East Spencer, North Carolina." Ratifies regular municipal election held May 6, 1969, in East Spencer and declares named highest vote-getters as duly elected.

HOUSE

H 1372 Hendersonville $1.70 tax limit — HENDERSON
Introducer: Mayfield — Sent to CALENDAR

"To amend the charter of the City of Hendersonville and G. S. 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and seventy cents per one hundred dollars valuation." Amends SL 1959, Ch. 868 (amending H'ville charter in Priv. L. 1913, Ch. 352) and GS 160-402 (general law limitation of $1.50 tax rate) as title indicates (now, H'ville limit is $1.60). New rate to be effective July 1, 1969.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 700 Legislative Services Commission (digested in Bulletin No. 92, p. 924; amendments in Bulletin No. 102, p. 1073 and Bulletin No. 108, p. 1167).
Amendments adopted in House 6/18 to (a) provide for Comm'n (orig., Sec'y of State) to cause Session Laws to be published; delete provisions for Sec'y of State to index, print and bind Session Laws but leaving Sec'y responsible for distribution; provide for Enrolling Clerk (orig., Sec'y of State) to make certificate in Session Laws volumes; (b) provide that salary of staff-elected officers of each house to be determined by Comm'n (orig., salaries and expenses set out for each officer); (c) add new GS 120, Art. 11 to establish Legislative Fiscal Research Staff (substantially identical to provisions of H 296, House Com. Subs. digested in Bulletin No. 87, p. 864; amendment in Bulletin No. 89, p, 891); and (d) make technical changes.

S 733 Validate foreign conveyances (digested in Bulletin No. 94, p. 963)
Amendment adopted in Senate 6/18/69 deleting reference to "administrator" and replacing it with reference to "administrator c.t.a."

HOUSE

H 285 Interest rates and charges (digested in Bulletin No. 38, p. 256; committee substitute digested in Bulletin No. 110, p. 1187).
Technical amendment adopted in House 6/18/69.

H 399 Beer buyer age (digested in Bulletin No. 47, p. 350).
Floor amendments adopted in Senate 6/18/69 replacing presumption of knowledge of age of underage purchaser with provision that sale to underage minor is "prima facie" evidence that seller had knowledge that buyer was underage. Adds school identification cards to specified methods of identification.

H 965 Hearing Aid Board (digested in Bulletin No. 80, p. 756).
Floor amendments adopted in Senate requiring Board to file financial report and names and addresses of licensees with Attorney General (now, only Sec'y of State and Auditor) after annual report of same to Governor; deleting requirement that listing of eight hearing aid fitters and dealers (from which Governor to select four, for appointment to Board) be compiled by NC Hearing Aid Dealers Association.

H 1165 Non-profit buses: speed licenses (digested in Bulletin No. 92, p. 927).
Amendment adopted in Senate 6/18/69 adding "farm buses" to exemptions from chauffeur license requirement. (Originally, Act adds only non-profit organization activity buses).

SENATE AND HOUSE CALENDAR ACTION JUN.18,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28, 6/06) S-REPTD FAV AS AMENDED;
S. 168 GUARDSMEN IMMUNITY FROM LIABILITY.(6/05) H-REPTD FAV.
S. 354 EDUC. FOUNDATIONS-TAX DEDUCTION. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 355 CORPORATE LIQUIDATION TAX STATUS. S-PASSED 2ND READING.
S. 356 FOREIGN INTANGIBLES TAX. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 362 EXTRA SESSIONS-GENERAL ASSEMBLY.(6/11) H-REPTD FAV.
S. 468 AMENDING DRUG LAWS.(5/15) H-REPTD FAV.
S. 507 SAFE DRIVER INSURANCE NOTICES.(4/24, 5/29) S-REPTD FAV.
S. 526 STANDARDS FOR MANUFACTURED HOMES.(6/11) H-PASSED 2ND & 3RD READINGS.
S. 580 UNIFORM BEER & WINE BALLOT. S-REPTD FAV.
S. 679 MET SEWERAGE DISTRICTS CHANGES. H-REPTD FAV.
S. 700 LEGISLATIVE SERVICES COMMISSION.(6/13, 6/18) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 709 (J.RES.) UNIVERSITY CONSOLIDATION STUDY.(6/17) S-RE-REF TO COM ON APPROPRN.
S. 712 (J.RES.) LEG'VE CITIZENS ADVIS. COMM.(6/12) H-REF TO COM ON CALENDAR.
S. 733 VALIDATE FOREIGN CONVEYANCES.(6/18) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 742 REAPPORTION COUNTY COMM'RS. H-REPTD FAV.
S. 743 COUNTY BUDGET TIME CHANGES. H-REPTD FAV.
S. 745 MUNICIPAL NET DEBT COMPUTATION. H-REPTD FAV.
S. 746 COUNTY NET DEBT COMPUTATION. H-REPTD FAV.
S. 749 CASH DIVIDENDS-LIQUIDATED CORPS. S-REPTD FAV.
S. 757 LICENSE MENTALLY ILL FACILITIES.(6/10, 6/17) S-CONCURRED IN H AMEND.
S. 778 SOCIAL SERVICES CORRECTIONS. H-REPTD FAV.
S. 779 PUBLIC WELFARE NAME CHANGE-2. H-REPTD FAV.
S. 802 NUMBERED SEATS/29TH SEN.DIST..(6/06) H-REPTD FAV.
S. 803 INTANGIBLES EXEMPTIONS/N.C.STOCK. S-PASSED 2ND READING.
S. 804 INCOME TAX/DEDUCTIBLE DIVIDENDS. S-PASSED 2ND READING.
S. 805 CORP.INC.TAX/DEDUCTIBLE DIVIDENDS. S-PASSED 2ND READING.
S. 807 GUARD/MILITIA-MINIMUM DUTY PAY. H-REPTD FAV.
S. 812 AMEND TOMBSTONE DEFACING STATUTE. H-REPTD FAV.
S. 813 SALES/USE TAX REFUND-SHAW UNIV.. S-REPTD FAV.

S. 815 INTEREST RATES: NC MED.CARE COMM'N.(6/13) H-REPTD FAV.
S. 816 CORRECTION DEP'T WORKER BENEFITS. H-REPTD FAV.
S. 820 (J.RES.) HONORING GREENSBORO PONY LEAGUE. H-REPTD FAV.
S. 822 UNC TRUSTREES VACANCIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 823 MINORS MAY BORROW FOR COLLEGE.(6/18) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 825 (J.RES.) HONORING SAM P. GARRISON. H-REPTD FAV.
S. 834 COOPERATION IN WATER RESOURCES-2. H-PASSED 3RD READING.
S. 835 BEER-WINE SALE CURFEW HOURS. S-REPTD FAV.
S. 837 NEEDY PAYMENTS/INTEREST CONFLICTS. H-REPTD FAV.
S. 838 CHILDREN'S WORKING HOURS. H-PASSED 2ND & 3RD READINGS.
S. 849 CLARIFY HIGHWAY FUND RATES. S-REPTD FAV.
S. 850 MOTOR FUEL TAX REFUNDS. S-REPTD FAV.
S. 854 DROP 'GASOLINE' MAKER REQUIREMENT. S-REPTD FAV.
S. 857 (J.RES.) GOVERNOR STUDY HEALTH AGENCIES. S-RE-REF TO COM ON APPROPRN.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08) S-PLACED ON CAL FOR JUNE 19.
H. 55 COUNTY EXEMPTIONS REMOVAL.(5/29) S-REPTD FAV.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04) H-POSTPONED UNTIL JUNE 20.
H. 285 INTEREST RATES AND CHARGES.(6/17, 6/18) H-AMENDMENT ADOPTED; H-POSTPONED UNTIL JUNE 20.
H. 327 LITERACY TEST DELETED.(6/06) S-PLACED ON CAL FOR JUNE 20.
H. 399 BEER BUYER AGE.(5/22, 6/18) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMENDS.
H. 433 RETIRED FED.EMP.TAX EXEMPTION.(6/16) S-REF TO COM ON FINANCE.
H. 487 POLL WATCHERS CLARIFICATION. S-PLACED ON CAL FOR JUNE 20.
H. 634 LOSS PAYEE'S CLAIM.(6/16) S-REF TO COM ON INSUR.
H. 959 COUNTY LAND CONDEMNATION.(5/16, 6/05) S-PASSED 2ND & 3RD READINGS.
H. 965 HEARING AID BOARD.(5/16, 5/26, 6/04, 6/18) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
H. 968 RECORDING CORPORATE DISSOLUTIONS. S-PASSED 2ND & 3RD READINGS.
H. 985 AID REVOKED-DISRUPTING.(6/09) S-PLACED ON CAL FOR JUNE 19.
H. 990 BAN INVOLUNTARY SCHOOL BUSSING.(6/16) H-RE-REF TO COM ON JUDIC 1.
H.1000 PROPERTY TAXES-GARNISMENT. S-REPTD FAV AS AMENDED.
H.1008 OLDSTERS HUNT/FISH LICENSES.(5/26) S-REPTD FAV.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04, 6/12, 6/16) H-POSTPONED UNTIL JUNE 19.
H.1061 AUTOMATIC VOTE-COUNTING EQUIPMENT. H-PASSED 2ND READING.
H.1132 COERCION BY LENDING INSTITUTIONS.(6/05, 6/06) S-REPTD FAV AS AMENDED.
H.1158 BURIAL COMMISSIONER FEES.(6/11) S-REPTD FAV.
H.1159 BURIAL ASSOCIATION REVISIONS.(6/11) S-REPTD FAV.

H.1165 NON-PROFIT BUSES: SPEEDY LICENSES.(6/06, 6/11, 6/18) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1203 VALIDATING MARRIED WOMEN DEEDS.(6/05) S-REPTD FAV.
H.1207 INSUR.DEP'T ARREST POWER. S-REPTD FAV.
H.1214 REPEATING COUNTY EXEMPTIONS. S-REPTD FAV.
H.1270 AMEND HY. LIE-IN PENALTY. S-REPTD FAV.
H.1299 MOTOR VEHICLES-BUMPERS.(6/13) S-REF TO COM ON HY SAFTY.
H.1314 COUNTY OFFICER PAY: COST OF LIVING. S-REPTD FAV.
H.1333 MINORS MAY BORROW FOR COLLEGE. H-POSTPONED UNTIL JUNE 19.
H.1338 CLARIFYING CH.349/COUNTY COMM'RS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1342 CHILDREN'S WORKING HOURS. H-POSTPONED INDEF.
H.1346 NUMBERED SEATS-5TH HOUSE DISTRICT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1348 FORESTRY ADVISORY COMMITTEE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1351 (J.RES.) HONORING WM. H. PLEMMONS. S-REPTD FAV.
H.1353 LEG.RESEARCH COMM'N VACANCIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1359 MOTOR FUEL TAX REFUNDS. H-REPTD FAV.
H.1360 CLARIFY HIGHWAY FUND RATES. H-REPTD FAV.
H.1369 HONORING SE GUILFORD HIGH BASEBALL. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

LOCAL BILLS

S. 414 (ONSLOW) JAX GAS TAX REFUND. H-REF TO COM ON FINANCE.
S. 615 (RICHMOND) SCHOOL BOARD LAND ACQUISITION.(5/30) H-REPTD FAV.
S. 669 (CHEROKEE) DEPUTY SHERIFFS' PAY.(6/09) H-REPTD FAV.
S. 708 (GUILFORD) VALIDATING GREENSBORO SCHOOL USE. H-REPTD FAV.
S. 731 (WAKE) RALEIGH PAVING PETITIONS. H-REPTD FAV.
S. 737 (WAYNE) GOLDSBORO CHARTER AMENDMENTS. H-REPTD FAV.
S. 740 (CUMBERLAND) ANNEXATION PROCEDURE.(6/17) H-REPTD FAV.
S. 752 (ROCKINGHAM) ILLEGAL TRANSPORT OF LIQUOR. H-REPTD FAV; H-RE-REF TO COM ON JUDIC 1.
S. 775 (GASTON) SCHIELE MUSEUM PROPERTY. H-REPTD FAV.
S. 776 (GASTON) COUNTY SCHOOL BOARD PROPERTY. H-REPTD FAV.
S. 798 (PITT) REDEFINING BETHEL TOWN LIMITS. H-REPTD FAV.
S. 828 (CLEVELAND) KINGS MTN. ANNEXATION. H-REF TO COM ON LOC GOVT.
S. 844 (ROWAN) SCHOOL LAND SALE TO VOC. WORKSHOP. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 561 (FORSYTH) KERNERSVILLE CHARTER CHANGES.(6/16) H-CONCURRED IN S-AMENDMENT.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/12) H-POSTPONED UNTIL JUNE 19.
H.1114 (JOHNSTON) WATERSHED IMPROVEMENT PROGRAMS. S-PASSED 3RD READING.
H.1131 (GUILFORD) JUNK CAR TAX. S-PASSED 3RD READING.
H.1153 (ALLEGHANY) MARRYIN' MAYOR/SPARTA.(6/06) S-REPTD FAV AS AMENDED.
H.1209 (MOORE) PINEBLUFF COMM'RS.(6/16) H-CONCURRED IN S-AMENDMENT.

H.1215 (BUNCOMBE) RECREATION DISTRICT VOTE. S-PASSED 3RD READING.
H.1219 (NEW HANOVER) WATERSHED IMPROVEMENT PROGRAMS. S-PASSED 3RD READING.
H.1246 (HARNETT) LIVESTOCK ARENA SUPPORT. S-REPTD W/O PREJUDICE; S-RE-REF TO COM ON JUDIC 2.
H.1265 (YADKIN) COUNTY COMM'RS/DISTRICT ELECTION.(6/06, 6/16) H-CONCURRED IN S-AMENDMENT.
H.1294 (HARNETT) ABC FUNDS. S-REPTD FAV.
H.1305 (DAVIE) INCORPORATION COOLEEMEE. S-PASSED 3RD READING.
H.1308 (ASHE, WATAUGA, WILKES) PUBLIC LIBRARY TAX. S-REF TO COM ON FINANCE.
H.1309 (CHOWAN) EDENTON WATER/SEWER ASSESSMENTS. S-PASSED 3RD READING.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN. S-REPTD FAV AS AMENDED.
H.1317 (UNION) MARSHVILLE ABC ELECTION. S-REPTD FAV.
H.1318 (MADISON) DEPUTY REGISTER'S PAY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1325 (CALDWELL) CONTINUE CALDWELL TECH TAX. S-REF TO COM ON FINANCE.
H.1326 (MECKLENBURG) WATERSHED IMPROVEMENT TAX. H-PASSED 2ND READING.
H.1330 (ONSLOW) CONTINUE ONSLOW TECH TAX. S-REF TO COM ON FINANCE.
H.1331 (EDGECOMBE, NASH) ROCKY MOUNT REGISTRATION. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1339 (BRUNSWICK) SCHOOL BOARD ALLOWNACES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1340 (COLUMBUS) SCHOOL BOARD ALLOWANCES VACANCY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1343 (WAKE) CITY-COUNTY SCHOOL MERGER VOTE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1355 (BUNCOMBE) ELIADA HOME FUNDS.(6/18) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Sessions of the Senate and House:

12 Noon, Thursday, June 19, 1969.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 112 -1201- THURSDAY, JUNE 19, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 866 Interest rate study commission — STUDY
Introducer: Bowles — Ref to BANKS

"Creating the Commission on Study of Interest Rates in North Carolina." Creates 13-member Comm'n, with Comm'r of Banks and State Treasurer serving ex-officio and other members appointed by Governor, five from fields of banking, mortgage banking, savings and loan, small loan, life insurance, and six with no connection with lending institutions, including at least one who is member of NC Consumers Council, Inc., on or soon after July 1, 1969; Governor to fill vacancies and designate chr'mn. Directs Comm'n to study interest rates in NC for purpose of determining schedule of interest rates to ensure adequate flow of money into State and protect borrowing public, and to file written report with Governor by Jan. 1, 1971, for transmittal to General Assembly. Comm'n may hold meetings and hearings as it determines, make procedural rules, and employ personnel and contract as necessary. State agencies to provide information pertinent to Comm'n inquiry. Members who are not State-employees to receive $10 per diem and reimbursement for actual travel and subsistence at rates provided in GS 138-5(b) (for State boards and commissions generally); Comm'n expenses to be paid from Conting & Emerg Fund pursuant to GS 143-12. Comm'n to terminate upon filing report and to deposit records with Legislative Library.

S 867 (Joint Resolution) Honoring Lennox Polk McLendon MISC RES
(Iden. H 1379)
Introducers: Bowles & Edwards — Sent to RULES

"Honoring the life and memory of Lennox Polk McLendon, distinguished citizen of the State of North Carolina and a former member of the House of Representatives from Durham County." As title indicates.

S 868 Eliminate State-SPA vacancies (Iden. H1377) — APPROPRIATION, GS 126
Introducer: Bagnal — Sent to APPROPRN

"To amend Chapter 807 of the 1969 Session Laws to eliminate certain vacancies in order to provide additional available funds to meet the needs of the State." Adds new section to SL 1969, Ch. 807 (H 20, Budget appropriations) to eliminate from operating budgets two-thirds of the vacancies existing on June 30, 1969 in authorized number of personnel subject to State Personnel Act in any department, institution or agency of State supported by General Fund monies. Provides that appropriation for salaries and other items to support such positions in 1969-71 budgets revert immediately to sources from which funds provided. Requires chief executive officer of dep't, institution or agency to designate positions to be eliminated and so advise State Budget Officer before June 30, 1969.

S 869 Eliminate candidate's party pledge — GS 163
Introducer: Flaherty — Sent to ELECTION

"To amend G. S. 163-106 to provide that candidates for office shall not be required to support all candidates of a political party." Amends GS 163-106(a) to delete from pledge of candidates in primary elections that portion which requires them to support in next general election all candidates nominated by their political party (leaving only pledge to abide by results of primary).

S 870 Voc Rehab funds (Iden. H 1319) — APPROPRIATION
Introducers: Scott and Penn — Sent to APPROPRN

"To appropriate funds to the North Carolina Department of Public Instruction to supplement the programs of the Division of Vocational Rehabilitation." Identical with H 1319, digested in Bulletin No. 104, p. 1113.

HOUSE

H 1374 (Joint Resolution) Honoring E. C. Willis, Jr. — MISC RES
Introducers: Warlick & Beard — Passed and sent to SENATE

"Honoring the memory of Emmett Clive Willis, Jr., " As title indicates.

H 1376 App't Mental Health bus. managers — GS 122
Introducer: Mills — Sent to CALENDAR

"To amend certain statutes relating to the appointment of a general business manager for the Department of Mental Health and the appointment of business managers for hospitals and residential centers for the retarded." Amends GS 122-1.4 ("Business manager") by deleting 3rd paragraph providing that general business manager of Dep't of Mental Health is to be employed for 6-year period unless removed by Board of Mental Health for incompetence or misconduct and prohibiting holding another position. Amends GS 122-25 to provide that superintendent of each institution under jurisdiction of Dep't of Mental Health to be responsible for employment of all personnel in such institution (now, of all medical and rehabilitation personnel), including the business manager (now, appointed by general business manager) with approval of Comm'r of Mental Health and Bd of Mental Health (now, Bd only). Provides that business manager of each institution to be responsible to and subject to supervision and direction of institution's medical superintendent. (Now, no comparable provision.)

H 1377 Eliminate State-SPA vacancies (Iden. S 868) — APPROPRIATION, GS 126
Introducer: Holshouser — Sent to FINANCE

"To amend Chapter 807 of the 1969 Session Laws to eliminate certain vacancies in order to provide additional available funds to meet the needs of the State." Identical to S 868, digested above in today's Bulletin.

H 1379 (Joint Resolution) Honoring Lennox Polk McLendon (Iden. S 867) — MISC RES
Introducer: Short — Passed and sent to SENATE

"A Joint Resolution honoring the life and memory of Lennox Polk McLendon, distinguished citizen of the State of North Carolina and a former member of the House of Representatives from Durham County." As title indicates.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1375 Extend King corporate limits — STOKES
Introducer: Gentry — Sent to CALENDAR

"To amend Chapter 876 of the Session Laws of 1965 relating to the proposed corporate limits of the Town of King." Amends SL 1965, Ch. 876, §2.1 to include in King's corporate limits area described in metes and bounds.

H 1378 Levy public library tax — LINCOLN
Introducer: Leatherman — Sent to FINANCE

"To authorize the Board of County Commissioners of Lincoln County in their discretion, to levy a tax for the support and maintenance of the public library facility." As title indicates. Provides Comm'rs may levy special tax of not more than $.03 per $100 property valuation in county, to be applied to upkeep, support, maintenance of public libraries; declared to be for necessary expense and special purpose, and not to require a vote of the people.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 759 Mobile classroom units (digested in Bulletin No. 97, p. 1002).
Amendments adopted in House 6/19/69 to (1) delete prefabricated units from bill, and (2) provide that GS Ch. 87, Art. 1 (licensing of general contractors) not to apply when classroom trailers as single building unit or relocatable or mobile classrooms delivered in less than four units or sections are supplied under bill (originally, no such limitations).

S 788 Parent control minors under 18 (digested in Bulletin No. 100, p. 1043).
Committee substitute adopted in Senate 6/19/69 to provide that Act to be enforced as follows: parent, guardian, or person in loco parentis to file civil action in district court where child located, alleging that child has left home and refuses to return at direction of plaintiff; court may issue order served on child directing child to appear before court to answer allegations, including order to sheriff to enter any building in search of child and to take custody of him, such order to be mandatory injunction and remain in force until child 18 or until further court order; provides that child or representative may file answer to complaint within 30 days after hearing on original order for new hearing before any district court judge in judicial district where action begun; provides for appeals to superior court by any aggrieved party and to Court of Appeals; provides that dist. ct. judge may order that persons named defendants in order or judgment not to keep or allow child to remain on their premises or homes, failure to observe such to be punishable for contempt.

S 823 Minors may borrow for college (digested in Bulletin No. 106, p. 1135).
Technical amendments adopted in Senate, 6/19/69.

HOUSE

H 5 Implied consent chemical test (House com. sub. digested in Bulletin No. 75, p. 703; House amendments digested in No. 82, p. 783). Amendments adopted in Senate 6/19/69 as follows: (1) provides that person who "wilfully" refuses to take chemical test to have driving license revoked for 60 days (adds quoted word); (2) requires sworn report of law enforcement officer "or other witness" that arrested person had been driving while intoxicated (adds quoted words and deletes phrase permitting report to show that officer had "reasonable grounds to believe" that arrestee was intoxicated while driving); (3) adds provision that requires Clerk of Court immediately to notify Dep't of MV if arrestee acquitted of drunk driving charge, upon receipt of which Dep't to immediately order revocation rescinded; (4) adds provision that qualified persons who withdraw blood under Act to not be liable in any criminal or civil action for assault or battery by withdrawing such blood, except for negligent acts or omissions in such blood withdrawals.

H 296 Tax package (H committee subs. digested in Bulletin No. 106, p. 1144). Second committee substitute adopted in House 6/19/69 substantially identical to first committee subs. except for (a) change in privilege and use tax on cigarettes to 1 mil (was 2 1/2) per cigarette and discount on sales of tax stamps to 7% of entire amount of sale of $100 or more stamps (was 1/3¢ per stamp), and (b) new provisions for taxes on soft drink products as follows: Adds new Art. 2B, Schedule B-B to GS 105 imposing license tax on every person selling, manufacturing, purchasing, consigning, using, shipping or distributing soft drinks within state for purpose of sale within state. Defines "bottled soft drinks" as all beverages, whether carbonated or not, such as certain named examples (soda water, ginger ale, some fruit and vegetable juices, near-beer, colas, cider, prepared milk drinks, etc.) which are commonly referred to as "soft drinks." Defines "soft drink syrups and powders" as basic ingredients used in making soft drink by mixture with water or other liquid, and including all prepared syrups sold for mixing soft drinks at soda fountains or vending machines, and including powder bases prepared for domestically mixing soft drinks such as kool-aid, etc. Defines "base products" as concentrate products to which milk or other liquid added, to be taxed as for syrups. Defines "crowns" as tax-marked lids, caps, or paper or plastic containers. Imposes tax at rate of 1¢ per bottled soft drink; $1 per gal. and 4/5¢ per oz. of syrup or simple syrup; and 1¢ per oz. of powder. Payment of tax to be evidenced by application of crowns or stamps. Excludes from taxation concentrated natural fruit or vegetable juices, natural liquid milk drinks produced by farmers or dairies, and bottled soft drinks containing 35% or more of these; such products to be registered with Revenue Comm'r; establishes procedure for Comm'r to investigate and determine exemption; also exempts products for sale or distribution outside state, and coffee and tea in any form. Imposes soft drink license fee on distributors and wholesalers - $25 for each place of business, retailers of not previously taxed products - $5 for each place of business; prescribes procedures for monthly reports. Provides procedure for affixing crowns and stamps and for Comm'r to have crowns and stamps manufactured and distributed; purchasers' discount of 5% of entire amount of sale of $50 or more of stamps, and discount of 8% of excise tax represented by all crowns; payment for stamps to accompany application for purchase; and payment for crowns may be on credit if bonded. Provides for retention of certain records; Comm'r to compute theoretical amount of sales from records, which shall be prima facie evidence of sale. Provides penalties for unlawful acts in violation of Article. Makes special provisions for October 1, 1969, inventory and for distribution of "inventory stamps" for application on such inventories. Soft drink tax Article effective October 1, 1969. Other taxes effective as provided in first committee substitute.

H 965 Hearing Aid Board (digested in Bulletin No. 80, p. 756). Technical amendment adopted in Senate 6/19/69.

H 985 Aid revoked-disrupting colleges (House amendments digested in Bulletin No. 104, p. 1116).

Amendment adopted in Senate 6/19/69 to add provision that students deprived of aid under Act to be eligible in subsequent academic terms for consideration for and granting of financial assistance from state funds.

H 1000 Property taxes-garnishment (digested in Bulletin No. 82, p. 777).

Technical amendment adopted in Senate 6/19/69.

H 1008 Oldsters hunt/fish licenses (House com. sub. digested in Bulletin No. 95, p. 982).

Amendment adopted in Senate to add provision that persons over 70 years of age may hunt and fish free of charge upon showing proof of age (substitute provided that anyone over 65 may get lifetime fish/hunt license for $10 fee).

H 1061 Automatic vote-counting equipment (digested in Bulletin No. 86, p. 841).

Amendment adopted in House 6/19 to add proviso that Act not be construed to permit State Bd of Elections to require any gov't unit to adopt electronic voting system.

H 1132 Coercion by lending institutions (House com. sub. digested in Bulletin No. 102, p. 1074). Amendments adopted in Senate 6/19/69 to (1) delete provision prohibiting lenders from directly or indirectly specifying or designating particular attorneys to investigate title to security instruments; and (2) rewrite §2 to provide that, while lender cannot specify "as condition precedent" (adds quoted words) a particular insurance company, agent, or attorney, lender may approve borrower's insurer on reasonable, non-discriminatory basis related to solvency of company and type coverage (deletes provision in original allowing lender to approve borrower's attorney on basis of ability and solvency).

H 1153 Marrying mayor/Sparta (House amendment digested in Bulletin No. 103, p. 1103).

Amendment adopted in Senate 6/19/69 to limit bill to Sparta mayor (original, as amended, extended marrying privilege to all mayors).

H 1213 Statute of limitations - slander (digested in Bulletin No. 94, p. 965).

Amendment adopted in Senate 6/19 to add proviso that act to apply to causes of action accruing on or after ratification.

H 1262 Amending H 141/drainage appeals (digested in Bulletin No. 97, p. 1005).

Technical amendment adopted in Senate 6/19/69.

H 1312 Black Mtn. limits & aldermen (digested in Bulletin No. 103, p. 1097).

Amendment adopted in Senate 6/19/69 to provide that bill not to repeal SL 1969, Ch. 629 (allowing municipalities to select own mode of electing officers).

H 1315 LRC study water/air resources laws (digested in Bulletin No. 103, p. 1098).

Committee substitute adopted in House 6/19/69 to add provision that LRC study down stream distribution or release of water in reservoirs owned by federal, state or local governments or agencies; deletes provisions directing LRC to study (1) local and regional water supplies, (2) legal status of stored or impounded water (including use and distribution), (3) need for revisions in 1967 and 1969 water/air resources legislation, and (4) other appropriate legislation concerning water/air resources and related land resources.

SENATE AND HOUSE CALENDAR ACTION JUN.19,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28, 6/06) S-RECOM'TD TO COM ON RULES.
S. 168 GUARDSMEN IMMUNITY FROM LIABILITY.(6/05) H-PASSED 2ND & 3RD READINGS.
S. 354 EDUC. FOUNDATIONS-TAX DEDUCTION. H-REF TO COM ON JUDIC 1.
S. 355 CORPORATE LIQUIDATION TAX STATUS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 356 FOREIGN INTANGIBLES TAX. H-REF TO COM ON FINANCE.
S. 362 EXTRA SESSIONS-GENERAL ASSEMBLY.(6/11) H-RE-REF TO COM ON CONSTUTN.
S. 369 NURSE TRAINING - 75-BED HOSPITALS.(6/05, 6/06) H-REPTD FAV AS AMENDED.
#S. 388 HABITUAL TRAFFIC OFFENDERS.(5/28, 5/29, 5/29, 6/11, 6/11) RATIFIED - CHAPTER 867.
S. 468 AMENDING DRUG LAWS.(5/15) H-PASSED 2ND & 3RD READINGS.
S. 507 SAFE DRIVER INSURANCE NOTICES.(4/24, 5/29) S-PASSED 2ND & 3RD READINGS.
#S. 544 COMPULSORY MEAT INSPECTION ACT.(5/08, 6/11) RATIFIED - CHAPTER 893.
S. 580 UNIFORM BEER & WINE BALLOT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 581 COLLECTION AGENCIES REGULATION.(5/29) RATIFIED - CHAPTER 906.
#S. 595 PREMIUM FINANCING. RATIFIED - CHAPTER 941.
#S. 603 FARM CHEMICALS: SALES TAX. RATIFIED - CHAPTER 907.
#S. 625 NURSING BD.CREDITS CERTIFICATION.(5/16) RATIFIED - CHAPTER 942.
#S. 632 GOOD FAITH CHECKS/LOCAL BONDS. RATIFIED - CHAPTER 943.
#S. 651 AMEND CIVIL PROCEDURE RULES.(6/06) RATIFIED - CHAPTER 895.
S. 652 JUDGE RETIREMENT QUALIFICATIONS. S-REPTD FAV.
S. 657 SKI TOW SAFETY. H-REPTD FAV.
S. 659 DUPLICATE ELECTION ABSTRACTS. H-PASSED 2ND & 3RD READINGS.
S. 667 DISTRICT COURT SEAT-HAMLET. S-REPTD FAV.
#S. 678 LOCAL DEBT CONTRACT REFERENDUM. RATIFIED - CHAPTER 944.
S. 679 MET SEWERAGE DISTRICTS CHANGES. H-PASSED 2ND READING.
#S. 683 AD VAL TAX - MARSHLANDS. RATIFIED - CHAPTER 945.
#S. 684 (J.RES.) SAFE DRIVER INSURANCE/DAMAGE BASE. RATIFIED - RES. 84.
S. 700 LEGISLATIVE SERVICES COMMISSION.(6/05, 6/13, 6/18) S-PLACED ON CAL FOR JUNE 20.

#S. 707 UNEARNED PREMIUM RESERVE.(6/05) RATIFIED - CHAPTER 897.
#S. 726 LICENSE CHILD CARE ORGANIZATIONS. RATIFIED - CHAPTER 908.
S. 733 VALIDATE FOREIGN CONVEYANCES.(6/18) H-REF TO COM ON JUDIC 2.
S. 742 REAPPORTION COUNTY COMM'RS. H-PASSED 2ND READING.
S. 743 COUNTY BUDGET TIME CHANGES. H-PASSED 2ND & 3RD READINGS.
S. 745 MUNICIPAL NET DEBT COMPUTATION. H-PASSED 2ND READING.
S. 746 COUNTY NET DEBT COMPUTATION. H-PASSED 2ND READING.
S. 747 BIRTH CERTIFICATE ADOPTED CHILD. H-PASSED 2ND & 3RD READINGS.
S. 748 (J.RES.) RELOCATING RUFFIN STATUTE. H-PASSED 2ND & 3RD READINGS.
S. 749 CASH DIVIDENDS-LIQUIDATED CORPS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 755 WELFARE LIENS RELEASE OF REALTY. S-REPTD FAV.
S. 759 MOBILE CLASSROOM UNITS.(6/19) H-AMENDMENTS ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 760 TOWNS TO IMPROVE STATE HY. STS.. H-PASSED 2ND & 3RD READINGS.
#S. 763 HOUSING PROJECTS-PRIOR APPROVAL. H-REPTD UNFAV.
S. 772 (J.RES.) ADVIS. BUDG./EFFICIENCY STUDY. H-PASSED 2ND READING.
S. 778 SOCIAL SERVICES CORRECTIONS. H-PASSED 2ND & 3RD READINGS.
S. 779 PUBLIC WELFARE NAME CHANGE-2. H-PASSED 2ND & 3RD READINGS.
#S. 786 PERMANENT COURTS COMMISSION.(6/13) RATIFIED - CHAPTER 910.
S. 788 PARENT CONTROL MINORS UNDER 18. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 790 TIME OF FEEDER PIG SALE.(6/11) H-PASSED 2ND & 3RD READINGS.
S. 793 CONFORM STATUTES/COMMERCIAL CODE. H-PASSED 2ND & 3RD READING.
S. 801 TAX EDUCATION FOUNDATIONS' TIMBER. S-REPTD FAV AS AMENDED.
S. 802 NUMBERED SEATS/29TH SEN.DIST..(6/06) H-PASSED 2ND & 3RD READINGS.
S. 803 INTANGIBLES EXEMPTIONS/N.C.STOCK. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 804 INCOME TAX/DEDUCTIBLE DIVIDENDS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 805 CORP.INC.TAX/DEDUCTIBLE DIVIDENDS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 806 ADVIS.COMM.MEDICAL ASSISTANCE.(6/11) H-REPTD FAV AS AMENDED.
S. 807 GUARD/MILITIA-MINIMUM DUTY PAY. H-PASSED 2ND & 3RD READINGS.
S. 809 NUCLEAR REACTOR INSUR/NC STATE. H-PLACED ON CAL FOR JUNE 23.
S. 812 AMEND TOMBSTONE DEFACING STATUTE. H-PASSED 2ND & 3RD READINGS.
S. 813 SALES/USE TAX REFUND-SHAW UNIV.. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 814 (J.RES.) PRESERVE ORDER ON CAMPUSES.(6/11) H-REPTD FAV.
S. 815 INTEREST RATES: NC MED.CARE COMM'N.(6/13) H-PLACED ON CAL FOR JUNE 24.
S. 816 CORRECTION DEP'T WORKER BENEFITS. H-PLACED ON CAL FOR JUNE 23.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) S-RECOM'TD TO COM ON HY SAFTY.
S. 820 (J.RES.) HONORING GREENSBORO PONY LEAGUE. H-PASSED 2ND & 3RD READINGS.

S. 822 UNC TRUSTREES VACANCIES. H-REF TO COM ON JUDIC 2.
S. 823 MINORS MAY BORROW FOR COLLEGE.(6/18) H-REF TO COM ON JUDIC 1; H-WITHDRAWN FROM COM; H-PLACED ON CALENDAR; H-POSTPONED UNTIL JUNE 24.
S. 825 (J.RES.) HONORING SAM P. GARRISON. H-PASSED 2ND & 3RD READINGS.
S. 831 VIOLATE COURT ORDER/MISDEMEANOR. S-REPTD FAV.
S. 832 GOVERNOR'S EMERGENCY POWER. S-REPTD FAV AS AMENDED.
S. 833 EMERGENCY CONFINEMENT PRISONERS. S-REPTD FAV.
S. 835 BEER-WINE SALE CURFEW HOURS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 837 NEEDY PAYMENTS/INTEREST CONFLICTS. H-PLACED ON CAL FOR JUNE 23.
S. 849 CLARIFY HIGHWAY FUND RATES. S-PASSED 2ND READING.
S. 850 MOTOR FUEL TAX REFUNDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 854 DROP 'GASOLINE' MAKER REQUIREMENT. S-PLACED ON CAL FOR JUNE 25.
S. 859 (J.RES.) HONORING LAW ENFORCEMENT OFFICERS. S-REPTD FAV.
S. 860 AMEND LIQUID GAS REGULATION. S-REPTD FAV.
S. 863 RESIDENT BREWERIES TRANSHIPMENTS. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON JUDIC 1.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08, 6/19) S-MINORITY REPORT & AMENDMENTS ADOPTED. S-PASSED 2ND READING.
H. 55 COUNTY EXEMPTIONS REMOVAL.(5/29) S-PLACED ON CAL FOR JUNE 20.
H. 164 COUNSEL FOR THE INDIGENT.(6/11) S-REPTD FAV.
H. 296 TAX PACKAGE.(6/11) H-REPTD FAV COM SUB FOR CS; H-COM SUB FOR COM SUB ADOPTED; H-PLACED ON CAL-SPEC ORDER.
#H. 321 OMNIBUS RIOT-CIVIL DISORDER BILL.(6/05, 6/10) RATIFIED - CHAPTER 869.
H. 399 BEER BUYER AGE.(5/22, 6/18) H-PLACED ON CALENDAR.
#H. 436 PRES.ELECTORS - DUTIES & RESIGN. RATIFIED - CHAPTER 949.
H. 581 LIMITED DRIVING PERMITS.(4/17, 6/11) S-REPTD UNFAV W/MIN REPORT; S-PLACED ON CAL FOR JUNE 20.
#H. 627 JUVENILE COURT REVISIONS.(5/09, 6/11, 6/12) RATIFIED - CHAPTER 911.
#H. 761 DEFENDANT SIGNS WARRANT RECEIPT.(4/25) S-REPTD UNFAV.
#H. 842 NOTARY-QUALIFY BEFORE REGISTER.(6/11) RATIFIED - CHAPTER 912.
H. 965 HEARING AID BOARD.(5/16, 5/26, 6/04, 6/18, 6/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H. 985 AID REVOKED-DISRUPTING.(6/09, 6/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H.1000 PROPERTY TAXES-GARNISMENT.(6/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H.1008 OLDSTERS HUNT/FISH LICENSES.(5/26, 6/19) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H.1132 COERCION BY LENDING INSTITUTIONS. S-AMENDMENT ADOPTED; PASSED 2ND READING.
H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04, 6/12, 6/16) H-CONCURRED IN S-AMENDMENT.
H.1041 SURRENDER SURETY'S PRINCIPAL. S-REPTD FAV.

#H.1049 COUNTY POWERS: UNFIT DWELLINGS.(6/12) RATIFIED - CHAPTER 913.
H.1054 REMOVE GS RACE REFERENCES.(6/16) S-REF TO COM ON JUDIC 2.
H.1060 REVISE VITAL STATISTICS LAWS.(6/06) S-REPTD FAV AS AMENDED.
#H.1061 AUTOMATIC VOTE-COUNTING EQUIPMENT.(6/19) H-AMENDMENT ADOPTED; H-TABLED.
H.1115 PUBLIC WELFARE PROVISIONS.(5/26, 5/28) S-REPTD FAV AS AMENDED.
#H.1134 DR.- PATIENT PRIVILEGE DISCLOSURE. RATIFIED - CHAPTER 914.
H.1158 BURIAL COMMISSIONER FEES.(6/11) S-PASSED 2ND READING.
H.1159 BURIAL ASSOCIATION REVISIONS.(6/11) S-PLACED ON CAL FOR JUNE 24.
H.1165 NON-PROFIT BUSES: SPEEDY LICENSES.(6/06, 6/11, 6/18) H-PLACED ON CALENDAR.
#H.1166 CONTROLLED-ACCESS CONDEMNATION. H-POSTPONED INDEF.
H.1172 WORK RELEASE PROGRAMS.(6/16) S-REF TO COM ON JUDIC 2.
#H.1173 CURING NOTARY DEED ACKNOWLEDGEMENT.(6/13) RATIFIED - CHAPTER 951.
#H.1190 BANKING COMMISSION MEMBERS.(6/04, 6/12) RATIFIED - CHAPTER 920.
#H.1191 TAX DISCOUNT SCHEDULES.(6/12) RATIFIED - CHAPTER 921.
H.1203 VALIDATING MARRIED WOMEN DEEDS.(6/05) S-PASSED 2ND & 3RD READINGS.
H.1207 INSUR.DEP'T ARREST POWER. S-PASSED 2ND & 3RD READINGS.
H.1213 STATUTE OF LIMITATIONS: SLANDER.(6/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H.1214 REPEALING COUNTY EXEMPTIONS. S-PASSED 2ND & 3RD READINGS.
#H.1241 SCHOOL BUS - DUTY TO STOP.(6/13) RATIFIED - CHAPTER 952.
#H.1249 CORPORATE DEEDS VALIDATION.(6/13) RATIFIED - CHAPTER 953.
H.1260 PUNISHMENT FOR WORTHLESS CHECKS. S-REPTD FAV.
H.1262 AMENDING H141/DRAINAGE APPEALS.(6/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H TO CONCUR IN S-AMEND.
H.1266 UNIVERSITIES - SPEED LIMITS,TOWING. S-PASSED 2ND & 3RD READINGS.
H.1270 AMEND HY. LIE-IN PENALTY. S-PASSED 2ND & 3RD READINGS.
#H.1274 MEDICAL LICENSE REVISION.(6/06) RATIFIED - CHAPTER 929.
#H.1277 VESSELS ON STATE-OWNED LAKES. H-REPTD UNFAV.
#H.1279 RELIGIOUS INTANGIBLES EXEMPTION. H-REPTD UNFAV.
H.1295 CONDEMNATION SPECIAL/MASTER PAY. S-REPTD FAV.
H.1297 MEMBERSHIP OF JUDICIAL COUNCIL.(6/13) S-REPTD FAV.
#H.1311 DRAINAGE DISTRICT LAW. H-REPTD UNFAV.
#H.1313 (J.RES.) SELL AIRPORT LAND. RATIFIED - CHAPTER 939.
H.1314 COUNTY OFFICER PAY: COST OF LIVING. S-PLACED ON CAL FOR JUNE 20.
H.1315 (J.RES.) LRC STUDY WATER/AIR RESOURCES LAWS. H-REPTD FAV COM SUBSTITUTE. H-COM SUBSTITUTE ADOPTED.
#H.1336 CAPITAL CASES,LESSER VERDICTS. H-REPTD UNFAV.
H.1337 AMENDING MISDEMEANOR PUNISHMENT. H-REPTD FAV.
H.1338 CLARIFYING CH.349/COUNTY COMM'RS. S-REF TO COM ON LOC GOVT.
H.1346 NUMBERED SEATS-5TH HOUSE DISTRICT. S-REF TO COM ON ELECTION.
H.1348 FORESTRY ADVISORY COMMITTEE. S-REF TO COM ON CONS&DEV.

H.1351 (J.RES.) HONORING WM. H. PLEMMONS. S-PASSED 2ND & 3RD READINGS.
#H.1352 OPTOMETRISTS' REFERRAL. H-REPTD UNFAV.
H.1353 LEG.RESEARCH COMM'N VACANCIES. S-REF TO COM ON RULES.
H.1359 MOTOR FUEL TAX REFUNDS. H-PASSED 2ND READING.
H.1360 CLARIFY HIGHWAY FUND RATES. H-PASSED 2ND READING.
#H.1364 SUMMER BUSSING FOR RETARDED. H-REPTD UNFAV.
H.1373 RESIDENT BREWERIES TRANSSHIPMENTS. H-REPTD FAV.
H.1374 (J.RES.) HONORING E. C. WILLIS,JR. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON RULES.
H.1379 (J.RES.) HONORING LENNOX P. MCLENDON. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

S. 13 (CUMBERLAND, DURHAM, FRANKLIN, GUILFORD, VANCE, WARREN) ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05, 6/13, 6/16) S-PLACED ON CAL FOR JUNE 20.
S. 615 (RICHMOND) SCHOOL BOARD LAND ACQUISITION.(5/30) H-PASSED 2ND READING.
S. 669 (CHEROKEE) DEPUTY SHERIFFS' PAY.(6/09) H-PASSED 2ND & 3RD READINGS.
S. 708 (GUILFORD) VALIDATING GREENSBORO SCHOOL USE. H-PASSED 2ND & 3RD READINGS.
S. 731 (WAKE) RALEIGH PAVING PETITIONS. H-PASSED 2ND & 3RD READINGS.
S. 737 (WAYNE) GOLDSBORO CHARTER AMENDMENTS. H-PASSED 2ND & 3RD READINGS.
#S. 773 (CRAVEN) WORTHLESS CHECK JURISDICTION. RATIFIED - CHAPTER 909.
S. 775 (GASTON) SCHIELE MUSEUM PROPERTY. H-PASSED 2ND & 3RD READINGS.
S. 776 (GASTON) COUNTY SCHOOL BOARD PROPERTY. H-PASSED 2ND & 3RD READINGS.
S. 798 (PITT) REDEFINING BETHEL TOWN LIMITS. H-PASSED 2ND READING.
S. 844 (ROWAN) SCHOOL LAND SALE TO VOC. WORKSHOP. H-REF TO COM ON JUDIC 1.

#H. 228 (DAVIDSON) LEXINGTON CABLE TELEVISION SYSTEM. RATIFIED - CHAPTER 948.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/12) H-RETURNED TO SENATE.
#H. 868 (MECKLENBURG) CITY-COUNTY FUNCTIONS TRANSFER.(6/10) RATIFIED - CHAPTER 933.
#H.1144 (POLK) SALUDA LAND SALE.(6/05) RATIFIED - CHAPTER 915.
#H.1150 (MECKLENBURG) CHARLOTTE COUNCIL MEETINGS. RATIFIED - CHAPTER 916.
H.1151 (DUPLIN) ANTI-SINGLE SHOT VOTING. H-RATIFIED - CHAPTER 917.
H.1153 (ALLEGHANY) MARRYIN' MAYOR/SPARTA.(6/06, 6/19) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.

#H.1154 (LENOIR) COUNTY PLUMBING/BLDG INSPECTORS. RATIFIED - CHAPTER 918.
#H.1160 (LINCOLN) WATERSHED IMPROVEMENT TAX. RATIFIED - CHAPTER 934.
#H.1161 (JOHNSTON) COUNTY SCHOOL BOARD COMPENSATION. RATIFIED - CHAPTER 919.
H.1162 (WILSON)CITY-COUNTY SCHOOL CONSOLIDATION. RATIFIED-CHAPTER 885.
H.1202 (ROBESON) FAIRMONT SLUM CLEARANCE. S-PASSED 2ND & 3RD READINGS.
#H.1238 (TRANSYLVANIA) COUNTY MANAGER AND SHERIFF.(5/30, 6/12) RATIFIED - CHAPTER 922.
#H.1246 (HARNETT) LIVESTOCK ARENA SUPPORT. S-REPTD UNFAV.
#H.1247 (COLUMBUS) CHADBOURN LIMITS. RATIFIED - CHAPTER 935.
#H.1251 (UNION) MONROE SURPLUS PROPERTY. RATIFIED - CHAPTER 923.
#H.1257 (YANCEY) BURNSVILLE ABC VOTE/PROFIT SPLIT. RATIFIED - CHAPTER 925.
#H.1261 (NEW HANOVER) SALARIES OF WILMINGTON OFFICIALS.(6/05) RATIFIED - CHAPTER 926.
#H.1267 (WAKE) CORRECTING H488,REGISTRATION. RATIFIED - CHAPTER 927.
#H.1271 (ROCKINGHAM) EDEN-SEWERAGE DISRICT MERGER. RATIFIED - CHAPTER 928.
#H.1289 (GASTON) BELMONT CHARTER AMENDMENTS. RATIFIED - CHAPTER 930.
#H.1292 (ANSON) POLKTON CHARTER REVISION.(6/06) RATIFIED - CHAPTER 936.
H.1294 (HARNETT) ABC FUNDS. S-PASSED 2ND & 3RD READINGS.
#H.1298 (YANCEY) RURAL-REDEVELOPMENT AUTHORITY. RATIFIED - CHAPTER 931.
#H.1301 (NASH) COMM'RS' COMPENSATION.(6/11) RATIFIED - CHAPTER 937.
#H.1306 (DARE) TITLE TO BUILD-UP LAND. RATIFIED - CHAPTER 938.
H.1310 (ALLEGHANY, ASHE, BUNCOMBE, CABARRUS, CASWELL, IREDELL, RANDOLPH, ROWAN, WILKES, YADKIN) APPOINT JAYPEES.(6/13) S-REPTD FAV AS AMENDED.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN.(6/19) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H.1317 (UNION) MARSHVILLE ABC ELECTION. S-PASSED 2ND & 3RD READINGS.
H.1325 (CALDWELL) CONTINUE CALDWELL TECH TAX. S-REPTD FAV.
H.1326 (MECKLENBURG) WATERSHED IMPROVEMENT TAX. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1330 (ONSLOW) CONTINUE ONSLOW TECH TAX. S-REPTD FAV.
H.1331 (EDGECOMBE, NASH) ROCKY MOUNT REGISTRATION. S-REF TO COM ON ELECTION.
#H.1335 (DAVIDSON) CLOSED DEER SEASON. H-REPTD UNFAV.
H.1339 (BRUNSWICK) SCHOOL BOARD ALLOWNACES. S-REF TO COM ON EDUCATN.
H.1340 (COLUMBUS) SCHOOL BOARD ALLOWANCES VACANCY. S-REF TO COM ON EDUCATN.
H.1343 (WAKE) CITY-COUNTY SCHOOL MERGER VOTE. S-REF TO COM ON EDUCATN.
H.1345 (WATAUGA) SCHOOL BOARD TERM. H-REPTD FAV.
#H.1354 (RANDOLPH) CLOSE DEER SEASON. H-REPTD UNFAV.
H.1355 (BUNCOMBE) ELIADA HOME FUNDS.(6/18) S-REF TO COM ON LOC GOVT.
H.1362 (CLEVELAND) NIX MUNICIPAL ABC ELECTIONS. H-REPTD FAV.
H.1363 (CHATHAM) PITTSBORO EXTRATERRITORIAL ZONING. H-REPTD FAV.
#H.1365 (BUNCOMBE) SUMMER BUSSING FOR RETARDED. H-REPTD UNFAV.
H.1366 (MECKLENBURG) COUNTY WIDE JURIS./CHARLOTTE POLICE. H-REPTD FAV.
H.1372 (HENDERSON) HENDERSONVILLE $1.70 TAX LIMIT. H-REPTD FAV; H-PLACED ON CALENDAR; H-PASSED 2ND READING.

****

Next Session of Senate: 10:00 a.m., Friday, June 20, 1969.
Next Session of House: 9:30 a.m., Friday, June 20, 1969.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 113 -1213- FRIDAY, JUNE 20, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 871 Legislative library funds — APPROPRIATION, GS 120
Introducer: McGeachy — Sent to APPROPRN

"To provide for library service in the State Legislative Building." Appropriates from General Fund for 1970-71 biennium to Legislative Research Commission $7,500 for maintenance of Library in State Legislative Bldg. Provides for librarian to be employed by and be under control of Legislative Research Comm'n.

S 872 N.C. casualty insurance tax — GS 58, 105
Introducer: Edwards — Sent to INSUR

"To tax domestic insurance companies primarily engaged in casualty insurance business as casualty companies." Amends GS 105-228.5 (taxes upon insurance companies, measured by gross premiums) by adding to eighth paragraph provision that domestic life insurance co. collecting more than 1/2 of annual gross premiums from business, other than life insurance or annuities described in GS 58-72(1) and (2), may elect to be taxed as domestic casualty insurance co. under provisions of paragraph.

S 873 No to drinking and driving — GS 20
Introducers: Burney and others — Sent to HY SAFTY

"Concerning driving while drinking." Provides any person who operates a motor vehicle on public highways of State after having consumed any kind of alcoholic beverage to be guilty of misdemeanor, and on conviction to be punished by imprisonment for 60 days or fine of up to $50. Further provides operator's license to be suspended for period of 60 days.

HOUSE

None

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1380 Tax listing regs. by comm'rs — CUMBERLAND
Introducer: Carter — Sent to CALENDAR

"Amend Sections 105-306(26), 105-308, 105-309 and 105-310 of the General Statutes of North Carolina in order to authorize the Board of Commissioners of Cumberland County to prescribe regulations relating to the listing of property for taxation in Cumberland County." Authorizes Cumberland Comm'rs to prescribe regulations of type and form of oath and manner of administration to persons, firms and corporations listing property for taxation in Cumberland, and to prescribe regulations relating to listing of property for taxation by agents and tax lists submitted by mail; supersedes general law provisions relating to same taxing topics (GS 105-306(26), -308, -309, -310) while specifying that cited sections remain applicable to Cumberland except where inconsistent with Comm'r regulations. Makes GS 105-307 (failure to list penalty) applicable to Cumberland Comm'rs regulations under this Act.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 832 Governor's emergency power (digested in Bulletin No. 106, p. 1136).
Amendment adopted in Senate 6/20/69 limiting penalty for violation of provisions of Act to fine not exceeding $500, imprisonment for not more than 6 months, or both.

S 862 Tire tread 2-wheel trailer/exempt (digested in Bulletin No. 111, p. 1195).
Amendment adopted in Senate 6/20/69 further amending original "Safe Tires Act" to provide tread depth on passenger vehicle or 3/4 ton trucks (or smaller) tires to be measured on deepest tread at least one inch from each side of center line of tires.

HOUSE

H 185 Vehicles-for-hire hauling liquor (House Committee Substitute adopted 4/30/69, digested in Bulletin No. 76, p. 712; Senate amendment of 5/19/69 digested in Bulletin No. 89, p. 891). Conference committee amendment adopted in Senate and House 6/20/69, rejecting Senate amendment of 5/19/69 and adding proviso that transportation of up to one gallon of alcoholic beverages not to be ground for confiscation of the motor vehicle.

H 285 Interest rates and charges (House Committee Substitute digested in Bulletin No. 110, p. 1187). Floor amendments adopted in House 6/20/69 as follows: (1) authorizes, in cases of 9% loans, a minimum charge of $10.00 or $1.00 per payment to be agreed upon in lieu of interest; (2) excludes farming and livestock operations from definition of business property loan under GS 24-1.1 (Contract Rates); (3) makes technical changes.

H 1060 Revise vital statistics laws (amendments previously adopted and digested in Bulletin No. 86, p. 840). Amendments adopted in Senate 6/20/69 making clarifying changes and deleting from disclosure of records section the provision prohibiting disclosure of records to any person for purposes of any illegal use.

H 1310 (Alleghany, Ashe, Buncombe, Cabarrus, Caswell, Iredell, Randolph, Rowan, Wilkes, Yadkin). Appoint Jaypees (amendments previously adopted, digested in Bulletin No. 108, p. 1168). Amendment adopted in Senate 6/20/69 adding Jessie P. Adams to list of Yadkin JP's, and deleting William Duncan from list of Alleghany JP's.

H 1362 (Cleveland, Stokes) Nix municipal ABC elections (digested in Bulletin No. 109, p. 1176). Amendment adopted in House 6/20/69 providing Act to apply to Stokes county as well.

SENATE AND HOUSE CALENDAR ACTION JUN.20,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 355 CORPORATE LIQUIDATION TAX STATUS. H-REF TO COM ON FINANCE.
#S. 526 STANDARDS FOR MANUFACTURED HOMES.(6/11) RATIFIED - CHAPTER 961.
#S. 535 LISTING PERSONAL PROPERTY.(6/16) RATIFIED - CHAPTER 940.
S. 580 UNIFORM BEER & WINE BALLOT. H-REF TO COM ON JUDIC 2.
#S. 601 CABLE TV USE PERIOD.(6/09) RATIFIED - CHAPTER 834.
S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29, 6/04) H-REPTD FAV AS AMENDED.
S. 652 JUDGE RETIREMENT QUALIFICATIONS. S-PLACED ON CAL FOR JUNE 23.
S. 667 DISTRICT COURT SEAT-HAMLET. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 679 MET SEWERAGE DISTRICTS CHANGES. H-PASSED 3RD READING.
S. 700 LEGISLATIVE SERVICES COMMISSION.(6/05, 6/13, 6/18) S-PLACED ON CAL FOR JUNE 23.
#S. 718 CONTROLLED-ACCESS CONDEMNATION.(6/16) RATIFIED - CHAPTER 946.
S. 742 REAPPORTION COUNTY COMM'RS. H-PASSED 3RD READING.
S. 745 MUNICIPAL NET DEBT COMPUTATION. H-PASSED 3RD READING.
S. 746 COUNTY NET DEBT COMPUTATION. H-PASSED 3RD READING.
S. 749 CASH DIVIDENDS-LIQUIDATED CORPS. H-REF TO COM ON JUDIC 1.
#S. 754 DEFRAUDING INN KEEPER.(6/06, 6/16) RATIFIED - CHAPTER 947.
S. 755 WELFARE LIENS RELEASE OF REALTY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 757 LICENSE MENTALLY ILL FACILITIES.(6/10, 6/17) RATIFIED - CHAPTER 954.
S. 759 MOBILE CLASSROOM UNITS.(6/19) S-PLACED ON CAL FOR JUNE 23.
S. 788 PARENT CONTROL MINORS UNDER 18. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON JUDIC 1.
S. 789 (J.RES.) TAX STUDY COMMISSION-2. H-REPTD FAV.
S. 801 TAX EDUCATION FOUNDATIONS' TIMBER.(6/20) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 803 INTANGIBLES EXEMPTIONS/N.C.STOCK. H-REF TO COM ON FINANCE.
S. 804 INCOME TAX/DEDUCTIBLE DIVIDENDS. H-REF TO COM ON FINANCE.
S. 805 CORP.INC.TAX/DEDUCTIBLE DIVIDENDS. H-REF TO COM ON FINANCE.
S. 813 SALES/USE TAX REFUND-SHAW UNIV.. H-REF TO COM ON FINANCE.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) S-REPTD FAV AS AMENDED.
S. 831 VIOLATE COURT ORDER/MISDEMEANOR. S-PASSED 2ND READING.
S. 832 GOVERNOR'S EMERGENCY POWER.(6/20) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 833 EMERGENCY CONFINEMENT PRISONERS. S-PASSED 2ND READING.

#S. 834 COOPERATION IN WATER RESOURCES-2. RATIFIED - CHAPTER 968.
S. 835 BEER-WINE SALE CURFEW HOURS. H-REF TO COM ON JUDIC 2.
#S. 838 CHILDREN'S WORKING HOURS. RATIFIED - CHAPTER 962.
S. 848 HEARINGS: COMM'R OF REVENUE. S-REPTD FAV.
S. 849 CLARIFY HIGHWAY FUND RATES. S-PLACED ON CAL FOR JUNE 24.
S. 850 MOTOR FUEL TAX REFUNDS. H-REF TO COM ON FINANCE.
S. 859 (J.RES.) HONORING LAW ENFORCEMENT OFFICERS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 860 AMEND LIQUID GAS REGULATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 862 TIRE TREAD 2-WHEEL TRAILER/EXEMPT. S-REPTD FAV AS AMENDED.
S. 867 (J.RES.) HONORING LENNOX POLK MCLENDON. S-REPTD FAV.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08, 6/19) S-PLACED ON CAL FOR JUNE 23.
H. 55 COUNTY EXEMPTIONS REMOVAL.(5/29) S-PASSED 2ND & 3RD READINGS.
#H. 65 FORMULA FOR FRANCHISE TAXES. H-REPTD UNFAV.
H. 164 COUNSEL FOR THE INDIGENT.(6/11) S-PASSED 2ND & 3RD READINGS.
H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30, 5/19) S-CONF REPORT ADOPTED; H-CONF REPORT ADOPTED.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04) H-RETURNED TO SENATE.
H. 285 INTEREST RATES AND CHARGES.(6/17, 6/18, 6/20) H-AMENDMENTS ADOPTED; H-PASSED 2ND READING; H-PLACED ON CAL FOR JUNE 24.
H. 296 TAX PACKAGE.(6/11) H-PASSED 2ND READING.
H. 327 LITERACY TEST DELETED.(6/06) S-PASSED 2ND & 3RD READINGS.
H. 384 TAX EXEMPT MILITARY RETIRED PAY. H-REPTD FAV.
#H. 385 LIQUOR SALES TAX. H-REPTD UNFAV.
H. 399 BEER BUYER AGE.(5/22, 6/18) H-CONCURRED IN S-AMENDMENT.
H. 487 POLL WATCHERS CLARIFICATION.(6/20) S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR JUNE 23.
#H. 565 TAX REFUNDS TO SENIOR CITIZENS. H-REPTD UNFAV.
#H. 568 EXECUTIVE REORGANIZATION.(5/26, 5/29) RATIFIED - CHAPTER 932.
H. 581 LIMITED DRIVING PERMITS.(4/17, 6/11) S-PLACED ON CAL FOR JUNE 24.
H. 827 TAX-FREE HOSPITAL GIFTS. H-REPTD FAV.
#H. 910 AUTO SUPPLY DEALER PRIVILEGE TAX. H-REPTD UNFAV.
H. 931 CAR INSPECTION FEE HIKE. H-REPTD FAV AS AMENDED.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP.(6/02) S-REPTD FAV.
#H. 959 COUNTY LAND CONDEMNATION.(5/16, 6/05) RATIFIED - CHAPTER 964.
H. 965 HEARING AID BOARD.(5/16, 5/26, 6/04, 6/18, 6/19) H-CONCURRED IN S-AMEND.
#H. 968 RECORDING CORPORATE DISSOLUTIONS. RATIFIED - CHAPTER 965.
H. 985 AID REVOKED-DISRUPTING.(6/09, 6/19) H-PLACED ON CALENDAR.
#H. 992 MIXED BEVERAGE SALE FEES. H-REPTD UNFAV.
H.1000 PROPERTY TAXES-GARNISMENT.(6/19) H-PLACED ON CALENDAR.
#H.1003 POLITICAL CONTRIBUTION DEDUCTION. H-REPTD UNFAV.
H.1008 OLDSTERS HUNT/FISH LICENSES.(5/26, 6/19) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H.1041 SURRENDER SURETY'S PRINCIPAL. S-PASSED 2ND & 3RD READINGS.

H.1060 REVISE VITAL STATISTICS LAWS.(6/06, 6/20) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1115 PUBLIC WELFARE PROVISIONS.(5/26, 5/28, 6/20) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1132 COERCION BY LENDING INSTITUTIONS.(6/05, 6/06, 6/19) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
#H.1133 SERVICEMAN BASE PAY TAX EXEMPTION. H-REPTD UNFAV.
H.1158 BURIAL COMMISSIONER FEES.(6/11) S-PASSED 3RD READING.
H.1165 NON-PROFIT BUSES: SPEEDY LICENSES.(6/06, 6/11, 6/18) H-CONCURRED IN S-AMENDMENT.
#H.1182 TAX EXEMPTION SICK PAY. H-REPTD UNFAV.
H.1193 GOVERNMENTAL ETHICS ACT.(6/04) S-PLACED ON CAL FOR JUNE 24.
H.1213 STATUTE OF LIMITATIONS: SLANDER.(6/19) H-CONCURRED IN S-AMENDMENT.
H.1260 PUNISHMENT FOR WORTHLESS CHECKS. S-PASSED 2ND & 3RD READINGS.
H.1262 AMENDING H141/DRAINAGE APPEALS.(6/19) H-CONCURRED IN S-AMENDMENT.
H.1295 CONDEMNATION SPECIAL/MASTER PAY. S-PASSED 2ND & 3RD READINGS.
H.1297 MEMBERSHIP OF JUDICIAL COUNCIL.(6/13) S-PASSED 2ND & 3RD READINGS.
#H.1299 MOTOR VEHICLES-BUMPERS.(6/13) S-REPTD UNFAV.
H.1314 COUNTY OFFICER PAY: COST OF LIVING. S-PASSED 2ND & 3RD READINGS.
H.1338 CLARIFYING CH.349/COUNTY COMM'RS. S-REPTD FAV.
H.1353 LEG.RESEARCH COMM'N VACANCIES. S-REPTD FAV.
H.1359 MOTOR FUEL TAX REFUNDS. H-PASSED 3RD READING; H-SENT TO SENATE; S-REF TO COM ON FINANCE.
H.1360 CLARIFY HIGHWAY FUND RATES. H-PASSED 3RD READING; H-SENT TO SENATE; S-PLACED ON CALENDAR; S-PASSED 2ND READING.
H.1369 (J.RES.) HONORING SE GUILFORD HIGH BASEBALL. S-REPTD FAV.
H.1374 (J.RES.) HONORING E. C. WILLIS,JR. S-REPTD FAV.
H.1376 APP'T MENTAL HEALTH BUS.MANAGER. H-REPTD FAV.
H.1379 (J.RES.) HONORING LENNOX POLK MCLENDON. S-REF TO COM ON RULES.

LOCAL BILLS

S. 13 (CUMBERLAND, DURHAM, FRANKLIN, GUILFORD, VANCE, WARREN) ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05, 6/13, 6/16) S-PLACED ON CAL FOR JUNE 23.
S. 615 (RICHMOND) SCHOOL BOARD LAND ACQUISITION.(5/30) H-PASSED 3RD READING.
S. 798 (PITT) REDEFINING BETHEL TOWN LIMITS. H-PASSED 3RD READING.
S. 810 (CASWELL, ROCKINGHAM) SPECIAL PURPOSE TAXES. H-REPTD FAV.
S. 821 (CALDWELL) CONTINUE CALDWELL TECH TAX. H-REPTD FAV.
S. 864 (ROWAN) RATIFY EAST SPENCER ELECTION. S-REPTD FAV.

H. 497 (FORSYTH) CITY-COUNTY RETIREMENT PLAN. H-REPTD FAV.

#H. 561 (FORSYTH) KERNERSVILLE CHARTER CHANGES.(6/16) RATIFIED - CHAPTER 963.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/20) S-RECONSIDERED JUNE 12 AMEND; S-AMENDMENTS ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
#H.1114 (JOHNSTON) WATERSHED IMPROVEMENT PROGRAMS. RATIFIED - CHAPTER 955.
#H.1131 (GUILFORD) JUNK CAR TAX. RATIFIED - CHAPTER 956.
H.1153 (ALLEGHANY) MARRYIN' MAYOR/SPARTA.(6/06, 6/19) H-PLACED ON CALENDAR.
#H.1209 (MOORE) PINEBLUFF COMM'RS.(6/16) RATIFIED - CHAPTER 966.
#H.1215 (BUNCOMBE) RECREATION DISTRICT VOTE. RATIFIED - CHAPTER 957.
#H.1219 (NEW HANOVER) WATERSHED IMPROVEMENT PROGRAMS. RATIFIED - CHAPTER 958.
#H.1265 (YADKIN) COUNTY COMM'RS/DISTRICT ELECTION.(6/06, 6/16)
H RATIFIED - CHAPTER 967.
#H.1309 (CHOWAN) EDENTON WATER/SEWER ASSESSMENTS. RATIFIED-CHAPTER 960.
H.1310 (ALLEGHANY, ASHE, BUNCOMBE, CABARRUS, CASWELL, REDELL, RANDOLPH, ROWAN, WILKES, YADKIN) APPOINT JAYPEES.(6/13, 6/20) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN.(6/19) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H.1318 (MADISON) DEPUTY REGISTER'S PAY. S-REF TO COM ON LOC GOVT.
H.1325 (CALDWELL) CONTINUE CALDWELL TECH TAX. S-PASSED 2ND READING.
H.1326 (MECKLENBURG) WATERSHED IMPROVEMENT TAX. S-REF TO COM ON LOC GOVT.
H.1330 (ONSLOW) CONTINUE ONSLOW TECH TAX. S-PASSED 2ND READING.
H.1345 (WATAUGA) SCHOOL BOARD TERM. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1355 (BUNCOMBE) ELIADA HOME FUNDS.(6/18) S-REPTD FAV.
H.1356 (ROBESON) LUMBERTON SPECIAL SCHOOL TAX. H-REPTD FAV.
H.1358 (CABARRUS) CORRECTING CH.568,SCHOOL BONDS. H-REPTD FAV.
H.1362 (CLEVELAND) NIX MUNICIPAL ABC ELECTIONS.(6/20) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1363 (CHATHAM) PITTSBORO EXTRATERRITORIAL ZONING. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1366 (MECKLENBURG) COUNTY WIDE JURIS./CHARLOTTE POLICE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1368 (BUNCOMBE) ASHEVILLE,BUNCOMBE SCHOOL TAX. H-REPTD FAV.
H.1372 (HENDERSON) HENDERSONVILLE $1.70 TAX LIMIT. H-PASSED 3RD READING; H-SENT TO SENATE; S-REF TO COM ON LOC GOVT.
H.1375 (STOKES) EXTEND KING CORPORATE LIMITS. H-REPTD FAV; H-PASSED 2ND READING.
H.1378 (LINCOLN) LEVY PUBLIC LIBRARY TAX. H-REPTD FAV; H-PASSED 2ND READING.

****

Next Sessions of Senate:
9:30 a.m., Saturday, June 21, 1969, for the consideration of Local Bills only;
8:00 p.m., Monday, June 23, 1969.
Next Sessions of House:
9:00 a.m., Saturday, June 21, 1969.
8:00 p.m., Monday June 23, 1969.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 114 - 1221 - MONDAY, JUNE 23, 1969

PUBLIC BILLS INTRODUCED
SATURDAY, JUNE 21
9:00 A.M. SESSION

SENATE

None

HOUSE

H 1381 (Joint Resolution) Continue Local Gov't Study Comm'n — STUDY, GS 153, 160
Introducer: S. Johnson — Sent to CALENDAR

"Continuing the Local Government Study Commission." Continues Local Gov't Study Comm'n created by Res. 76 of 1967, through Jan. 1, 1971, with same composition (3 Senators appointed by President of Senate, 6 Representatives appointed by Speaker, and 6 citizens appointed by Governor, and Comm'n to select own chrmn and officers). Comm'n to continue to study matters assigned to it by Resolution 76 of 1967 (local governmental structure, powers, duties, policies, and limitations) and to report recommendations to Governor and 1971 Assembly, with publication by Jan. 1, 1971. Comm'n members to receive per diem, travel and subsistence provided for by GS 138-5 (State boards and comm'ns generally). Comm'n may employ assistance and procure services needed in performing its duties, with expenses to be paid from Contingency and Emergency Fund pursuant to GS 143-12. Effective July 1, 1969.

LOCAL BILLS INTRODUCED
SATURDAY, JUNE 21
9:00 A.M. SESSION

SENATE

None

HOUSE

None

PUBLIC BILLS INTRODUCED
MONDAY, JUNE 23
8:00 P.M. SESSION

S 874 Justice Dep't funds — APPROPRIATION, GS 114
Introducer: Burney — Sent to APPROPRN

"To simplify the administration of certain funds and positions relating to the staff of the Department of Justice." Directs Budget Div. of State Dep't of Administration to cause funds appropriated for Attorney General's legal staff to Dep'ts of Administration,

Motor Vehicles, Correction, Public Instruction, Public Welfare, Mental Health, Insurance and Revenue to be transferred to and administered in same manner as direct appropriations to Dep't of Justice, and for legal, investigative and secretarial positions of Attorney General's office now existing in other dep'ts to be likewise transferred by State Personnel Dep't. Effective July 1, 1969.

S 875 (Senate Resolution) LRC study water/air resources — STUDY, MISC RES
Introducer: Burney — Sent to CONS&DEV

"Directing the Legislative Research Commission to study certain water and air resources laws, and to report its findings and recommendations to the 1971 General Assembly." Identical with H 1315, digested in Bulletin No. 103, p. 1098, except omits express reference to study of need for revision in 1967 and 1969 water-air legislation, and revises reference to study of legal status of stored water, to "legal framework for delivery of stored water."

S 876 (Joint Resolution) LRC legislative retirement study — STUDY, MISC RES, GS 120
Introducer: Moore — Sent to RULES

"Directing the Legislative Research Commission to study the feasibility of a Legislative Retirement Fund." As title indicates.

S 877 App't mental health bus. mgr.-2 — GS 122
Introducer: Penn — Sent to MENTAL H

"To amend certain statutes relating to the appointment of a general business manager for the Department of Mental Health and the appointment of business managers for hospitals and residential centers for the retarded." Identical with H 1376, digested in Bulletin No. 112, at p. 1202, except (1) adds General Business Manager to those officers who are to approve appointment of individual hospital and center business managers; and (2)provides for individual business managers to keep General Business Manager informed regarding fiscal management and plant management of institutions, and cooperate with him in performance of his duties pursuant to GS 122-1.4 (duties of business manager).

S 878 (Joint Resolution) Bank taxation study: S 658 — STUDY, GS 105
Introducer: Allen — Sent to FINANCE

"Pertaining to Senate Bill 658 requiring and directing the Tax Study Commission to study the taxation of banks in North Carolina." Directs Tax Study Comm'n to study feasibility of legislation providing for method of bank taxation proposed in S 658 (increased excise taxes in banks at 6% for 1970 and not exceeding 7-1/2% thereafter with new method of determing tax). Directs Comm'n to review methods of taxation in other states, consult interested persons, and report findings and recommendations to 1971 Assembly; Comm'r of Revenue, Director of Tax research and all State and local tax officials to make staffs available to Comm'n for this purpose.

S 881 Cigarette tax stamp discount — GS 105
Introducer: Scott — Sent to FINANCE

"To provide a discount upon sales of cigarette tax stamps to distributors." Amends proposed GS 105-113.21 of H 296, second committee substitute (Governor's tax package) to provide for allowable discount on sale of tax stamps of 7/24¢ per stamp (7% of entire amount of any sale of $100 or more of stamps in H 296) as compensation for services of distributor in handling stamps.

S 882 Fees of Attorney General — GS 114
Introducer: Bailey — Sent to COURTS

"To amend Chapter 114 to tax fees against defendants in certain cases." Amends GS 114-8 to apply present provision concerning $10 fee for Attorney General against person appealing to State Supreme Court and not reversing conviction of criminal offense, to similar appeals to Court of Appeals. Adds to cited section provisions that: (1) in actions instituted by Att'y Gen'l pursuant to anti-trust laws or GS 75-1.1 (unfair competition, unfair or deceptive trade practices), if no attorney's fee awarded by court to Att'y Gen'l, 15% of recoveries by him to be allowed as fees to Att'y Gen'l, to be paid into State treasury; and (2) in addition, that State's cost of investigating or prosecuting actions under GS Ch. 75 (Monopolies and Trusts) may be taxed against defendants in such actions as fixed in discretion of court, with amount paid into State treasury.

HOUSE

H 1382 Repeal Financial Respons. Act — GS 20
Introducer: Rhyne — Sent to CALENDAR

"Repealing the Financial Responsibility Act of 1967 and making mandatory the uninsured motorist endorsement on all policies of motor vehicle liability insurance sold in this State." Repeals GS Ch. 20, Art. 13 (Financial Responsibility Act of 1957) and deletes from 1st paragraph of GS 20-279.21(b)(3) provision that uninsured motorist endorsement therein is not applicable where the insured rejects the coverage.

H 1383 Blind vending stand operators — GS 111
Introducer: Barbee — Sent to JUDIC 1

"To amend Chapter 111 of the General Statutes relating to the State Commission for the Blind, so as to exempt certain blind vending stand personnel from the State Personnel Act and to make certain provisions for the retirement of such personnel." Adds new GS 111-27.2 to exempt blind vending stand operators from GS 126 (State Personnel System), and prohibits their participation in Teachers' and State Employees' Retirement System (GS 135). NC Comm'n for Blind authorized and empowered to establish and expend funds to provide retirement system for blind vending stand operators through contract, trust or other means as Comm'n determines. Validates all prior acts of Comm'n toward independent retirement system for blind vending stand employees to extent same might be accomplished under Act.

H 1384 Federal funds for airports — GS 113
Introducer: Baugh — Sent to CALENDAR

"Authorizing the Department of Conservation and Development to accept and distribute Federal funds for airport construction and related purposes." As title indicates; also authorizes Dep't of C & D to act as agent for any public agency or agencies applying to US D.O.T. for financial aid for airports, and authorizes Dep't of C & D to acquire by purchase, gift, lease, condemnation or otherwise real or personal property, including easements, or interests therein necessary to develop or establish airports.

H 1385 (Joint Resolution)Voting Abuse Study Commission — STUDY, GS 163
Introducer: Frye — Sent to CALENDAR

"Creating the Commission on possible abuses of the registration and voting process." Creates named Comm'n, to consist of three members each appointed by

Speaker, Lt. Governor and Governor, with Governor to designate Chmn. Comm'n to make thorough study of registration and voting procedures in NC, giving special attention to laws and procedures governing actual act of voting, and exploring all possibilities of fraud, abuse of voters etc., and specially reviewing GS 163-146 through 163-154 (provisions relating to actual voting, voting procedures, protection of ballots etc.). Comm'n to make report prior to convening of next regular session with Governor for transmission to General Assembly. Comm'n may employ secretarial and clerical assistance; members who are not State officers or employees to receive $15 per diem plus reimbursement for travel and subsistence at rates provided for State boards and commissions generally; expenses of Comm'n to be paid from Contingency and Emergency Fund as provided by GS 143-12.

H 1386 Cigarette tax stamp discount (Iden. S 881) GS 105
Introducer: Gregory Sent to FINANCE

"To provide for a discount upon sales of cigarette tax stamps to distributors." Identical with S 881, digested above in today's bulletin.

LOCAL BILLS INTRODUCED
MONDAY, JUNE 23
8:00 P.M. SESSION

SENATE

S 879 Holly Ridge corp limits ONSLOW
Introducer: Ellis Sent to LOC GOVT

"Extending the corporate limits of the Town of Holly Ridge." As title indicates; by courses and distances.

S 880 Durham City equipment bids DURHAM
Introducer: Currie Sent to LOC GOVT

"To authorize the City of Durham to purchase parts, apparatus and materials for maintenance and repair of specialized equipment upon receipt of informal bids." As title indicates; authorizes informal bids without regard to provisions of GS 143-129 and 131. Requires purchasing agent or other authorized employee to keep record of informal bids and such records to be open to public inspection.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 369 Nurse training, 75-bed hospitals (digested in Bulletin No. 59, p. 469). Technical amendment adopted in House 6/23/69.

S 389 Commercial code amendments (digested in Bulletin No. 61, p. 497). Committee substitute adopted in Senate 6/23/69 as follows: adds provision deleting from GS 25-9-402(1) and (3) reference to record lessees; provides names of record owners to be indexed in existing financing statement index rather than real property indexes; gives Register of Deeds until July 1, 1972 (rather than April 1, 1970) time in which to re-index in name of record owner financing statements filed before July 1, 1969; requires filers of security agreements filed in lieu of financing statements prior to July 1, 1969 to alter documents by printing conspicuously on them whether or not they cover crops or fixtures; and deletes provisions that would have made Register of Deeds liable for errors made in certifying to the existence of financing statements on file.

S 806 Advis. Comm. Medical Assistance (digested in Bulletin No. 102, p. 1069). Technical amendment adopted.

S 831 Violate court order/misdemeanor (digested in Bulletin No. 106, p. 1136). Floor amendment adopted in Senate 6/23/69 specifying that court orders, violation of which is prescribed, are for purpose of maintaining public safety, or to afford protection for lives or property during times of public crisis, or when such condition is imminent, or for purpose of preventing and abating disorderly conduct per GS 14-288.4.

H 5 Implied consent chemical test (digested in Bulletin No. 1, p. 3; committee substitute digested in Bulletin No. 75, p. 703 and last amendment digested in Bulletin No. 112, p. 1204).

Amendments adopted in Senate 6/23/69 replacing present provisions for hearing with provision that MV Dep't upon sworn statement of law enforcement officer as required by new GS 20-16.2(c) (setting forth belief of driver's intoxication and refusal of test offer) to immediately notify arrested person that his license to drive is to be immediately revoked unless he requests hearing in writing within three days of revocation notice. Person requesting hearing to retain license pending disposition of hearing. Hearing to be conducted as under GS 20-16(d) (present suspension hearing provision) except that scope of hearing under this section to cover issues of whether person had been driving while under influence of intoxicating liquor, whether person placed under arrest, whether person refused to submit to chemical test upon request of officer and whether person informed that his privilege to drive would be revoked upon his refusal to submit to testing. Dep't to order revocation recinded or sustained; if sustained person to surrender license immediately on notification unless license returned to him under GS 20-16.2(c). Effective date made September 1, 1969. (Now, upon ratification.)

H 384 Tax exempt military retired pay (digested in Bulletin No. 46, p. 338). Floor amendment adopted in House 6/23/69 to make effective January 1, 1970 rather than January 1, 1969.

H 487 Poll watchers clarification (digested in Bulletin No. 53, p. 422). Floor amendment adopted in House 6/23/69 to exempt following counties from Act: Caswell, Granville, Haywood, Lincoln, Madison, Person, and Yancey.

H 931 Car inspection fee hike (digested in Bulletin No. 78, p. 728). Amendment adopted in House 6/23/69 completely rewriting bill to provide only for raise of initial inspection fee from $1.50 to $2.00.

H 1315 LRC study water/air resources laws (digested in Bulletin No. 103, p. 1098, comm. sub. in Bulletin No. 112, p. 1205).

Amended in House 6/23 to provide for opportunity to comment by water users on recommendations for not less than 30 (originally, 90) days before final adoption of recommendations.

SENATE AND HOUSE CALENDAR ACTION JUN.21,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 667 DISTRICT COURT SEAT-HAMLET. H-REF TO COM ON COURTS.
S. 749 CASH DIVIDENDS-LIQUIDATED CORPS. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON JUDIC 2.
S. 755 WELFARE LIENS RELEASE OF REALTY. H-REF TO COM ON CALENDAR.
S. 859 (J.RES.) HONORING LAW ENFORCEMENT OFFICERS. H-REF TO COM ON CALENDAR.
S. 860 AMEND LIQUID GAS REGULATION. H-REF TO COM ON JUDIC 1.

H. 296 TAX PACKAGE.(6/11) H-PASSED 3RD READING; H-SENT TO SENATE.
H. 985 AID REVOKED-DISRUPTING.(6/09, 6/19) H-CONCURRED IN S-AMENDMENT.
H.1000 PROPERTY TAXES-GARNISMENT.(6/19) H-POSTPONED UNTIL JUNE 23.
H.1008 OLDSTERS HUNT/FISH LICENSES.(5/26, 6/19) H-PLACED ON CALENDAR.
H.1060 REVISE VITAL STATISTICS LAWS.(6/06, 6/20) H-PLACED ON CALENDAR.
H.1115 PUBLIC WELFARE PROVISIONS.(5/26, 5/28, 6/20) H-PLACED ON CALENDAR.
H.1132 COERCION BY LENDING INSTITUTIONS.(6/05, 6/06, 6/19) H-PLACED ON CALENDAR.

LOCAL BILLS

S. 810 (CASWELL, ROCKINGHAM) SPECIAL PURPOSE TAXES. H-PASSED 2ND READING.
S. 821 (CALDWELL) CONTINUE CALDWELL TECH TAX. H-PASSED 2ND READING.

H. 497 (FORSYTH) CITY-COUNTY RETIREMENT PLAN. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/20) H-PLACED ON CALENDAR.
H.1153 (ALLEGHANY) MARRYIN' MAYOR/SPARTA.(6/06, 6/19) H-CONCURRED IN S-AMENDMENT.
H.1310 (ALLEGHANY, ASHE, BUNCOMBE, CABARRUS, CASWELL, IREDELL, RANDOLPH, ROWAN, WILKES, YADKIN) APPOINT JAYPEES.(6/13, 6/20) H-PLACED ON CALENDAR.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN.(6/19) H-PLACED ON CALENDAR.
H.1356 (ROBESON) LUMBERTON SPECIAL SCHOOL TAX. H-PASSED 2ND READING.

H.1368 (BUNCOMBE) ASHEVILLE,BUNCOMBE SCHOOL TAX. H-PASSED 2ND READING.
H.1375 (STOKES) EXTEND KING CORPORATE LIMITS. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1378 (LINCOLN) LEVY PUBLIC LIBRARY TAX. H-PASSED 3RD READING.

****

SENATE AND HOUSE CALENDAR ACTION JUN.26,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 168 GUARDSMEN IMMUNITY FROM LIABILITY.(6/05) RATIFIED - CHAPTER 969.
S. 369 NURSE TRAINING - 75-BED HOSPITALS.(6/05, 6/06, 6/23) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 389 COMMERCIAL CODE AMENDMENTS.(6/23) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 468 AMENDING DRUG LAWS.(5/15) RATIFIED - CHAPTER 970.
#S. 507 SAFE DRIVER INSURANCE NOTICES.(4/24, 5/29) RATIFIED - CHAPTER 989.
S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29, 6/04, 6/23) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
S. 652 JUDGE RETIREMENT QUALIFICATIONS. S-PLACED ON CAL FOR JUNE 24.
S. 657 SKI TOW SAFETY. H-PASSED 2ND & 3RD READINGS.
#S. 659 DUPLICATE ELECTION ABSTRACTS. RATIFIED - CHAPTER 971.
S. 700 LEGISLATIVE SERVICES COMMISSION.(6/05, 6/13, 6/18) S-FAILED TO CONCUR IN H-AMEND.
#S. 742 REAPPORTION COUNTY COMM'RS. RATIFIED - CHAPTER 994.
#S. 743 COUNTY BUDGET TIME CHANGES. RATIFIED - CHAPTER 976.
#S. 745 MUNICIPAL NET DEBT COMPUTATION. RATIFIED - CHAPTER 995.
#S. 746 COUNTY NET DEBT COMPUTATION. RATIFIED - CHAPTER 996.
#S. 747 BIRTH CERTIFICATE ADOPTED CHILD. RATIFIED - CHAPTER 977.
#S. 748 (J.RES.) RELOCATING RUFFIN STATUTE. RATIFIED - RES. 87.
S. 759 MOBILE CLASSROOM UNITS.(6/19) S-S CONCURS IN H AMEND.
#S. 760 TOWNS TO IMPROVE STATE HY. STS.. RATIFIED - CHAPTER 978.
S. 766 WATER/SEWER OPERATOR CERTIFICATION.(6/11) H-REPTD FAV.
#S. 772 (J.RES.) ADVIS. BUDG./EFFICIENCY STUDY. RATIFIED - RES. 88.
#S. 778 SOCIAL SERVICES CORRECTIONS. RATIFIED - CHAPTER 981.
#S. 779 PUBLIC WELFARE NAME CHANGE-2. RATIFIED - CHAPTER 982.
S. 789 (J.RES.) TAX STUDY COMMISSION-2. H-PASSED 2ND & 3RD READINGS.
#S. 790 TIME OF FEEDER PIG SALE.(6/11) RATIFIED - CHAPTER 983.
#S. 793 CONFORM STATUTES/COMMERCIAL CODE. RATIFIED - CHAPTER 984.
S. 801 TAX EDUCATION FOUNDATIONS' TIMBER.(6/20) S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 802 NUMBERED SEATS/29TH SEN.DIST..(6/06) RATIFIED - CHAPTER 985.
S. 806 ADVIS.COMM.MEDICAL ASSISTANCE.(6/11, 6/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS.
#S. 807 GUARD/MILITIA-MINIMUM DUTY PAY. RATIFIED - CHAPTER 986.
S. 809 NUCLEAR REACTOR INSUR/NC STATE. H-PASSED 2ND & 3RD READINGS.
#S. 812 AMEND TOMBSTONE DEFACING STATUTE. RATIFIED - CHAPTER 987.

S. 814 (J.RES.) PRESERVE ORDER ON CAMPUSES.(6/11) H-PASSED 2ND & 3RD READINGS.
S. 816 CORRECTION DEP'T WORKER BENEFITS. H-PASSED 2ND & 3RD READINGS.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 820 (J.RES.) HONORING GREENSBORO PONY LEAGUE. RATIFIED - RES. 89.
#S. 825 (J.RES.) HONORING SAM P. GARRISON. RATIFIED - RES. 90.
S. 831 VIOLATE COURT ORDER/MISDEMEANOR.(6/23) S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 833 EMERGENCY CONFINEMENT PRISONERS. S-PASSED 3RD READING; S-SENT TO HOUSE.
S. 837 NEEDY PAYMENTS/INTEREST CONFLICTS. H-PASSED 2ND & 3RD READINGS.
S. 848 HEARINGS: COMM'R OF REVENUE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 862 TIRE TREAD 2-WHEEL TRAILER/EXEMPT. S-RE-REF TO COM ON HY SAFTY.
S. 867 (J.RES.) HONORING LENNOX POLK MCLENDON. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08, 6/19, 6/23) S-AMENDMENTS ADOPTED; S-PASSED 3RD READING; S-SENT H TO CONCUR IN S-AMEND.
#H. 55 COUNTY EXEMPTIONS REMOVAL.(5/29) RATIFIED - CHAPTER 1003.
#H. 164 COUNSEL FOR THE INDIGENT.(6/11) RATIFIED - CHAPTER 1013.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04) S-RE-REF TO COM ON CONSTUTN.
#H. 327 LITERACY TEST DELETED.(6/06) RATIFIED - CHAPTER 1004.
H. 384 TAX EXEMPT MILITARY RETIRED PAY.(6/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H. 399 BEER BUYER AGE.(5/22, 6/18) RATIFIED - CHAPTER 998.
H. 487 POLL WATCHERS CLARIFICATION.(6/20, 6/23) S-RETURNED TO HOUSE; H-RECONSIDERED 3RD READING; H-AMENDMENT ADOPTED.
H. 827 TAX-FREE HOSPITAL GIFTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 931 CAR INSPECTION FEE HIKE.(6/23) H-AMENDMENTS ADOPTED; H-PLACED ON CAL FOR JUNE 25.
H. 934 REGISTER OF DEEDS-SEAL OR STAMP.(6/02) S-PASSED 2ND & 3RD READINGS.
#H. 985 AID REVOKED-DISRUPTING.(6/09, 6/19) RATIFIED - CHAPTER 1019.
H.1000 PROPERTY TAXES-GARNISMENT.(6/19) H-CONCURRED IN S-AMENDMENT.
H.1008 OLDSTERS HUNT/FISH LICENSES.(5/26, 6/19) H-CONCURRED IN S-AMENDMENT.
#H.1034 DRIVER LICENSE/FED.CONVICTION.(6/02, 6/04, 6/12, 6/16) RATIFIED - CHAPTER 988.
#H.1041 SURRENDER SURETY'S PRINCIPAL. RATIFIED - CHAPTER 1005.
#H.1058 PUBLIC BLDG. DISPUTES SETTLEMENT.(6/02, 6/11) RATIFIED - CHAPTER 950.
H.1060 REVISE VITAL STATISTICS LAWS.(6/06, 6/20) H-CONCURRED IN S-AMENDMENT.

H.1115 PUBLIC WELFARE PROVISIONS.(5/26, 5/28, 6/20) H-FAILED TO CONCUR IN S-AMEND; H-CONFEREES APPOINTED.
H.1132 COERCION BY LENDING INSTITUTIONS.(6/05, 6/06, 6/19) H-CONCURRED IN S-AMENDMENT.
#H.1158 BURIAL COMMISSIONER FEES.(6/11) RATIFIED - CHAPTER 1006.
#H.1165 NON-PROFIT BUSES: SPEEDY LICENSES.(6/06, 6/11, 6/18) RATIFIED - CHAPTER 1000.
H.1172 WORK RELEASE PROGRAMS.(6/16) S-WITHDRAWN FROM COMM; S-RE-REF TO COM ON COURTS.
#H.1203 VALIDATING MARRIED WOMEN DEEDS.(6/05) RATIFIED - CHAPTER 1008.
#H.1207 INSUR.DEP'T ARREST POWER. RATIFIED - CHAPTER 1009.
#H.1213 STATUTE OF LIMITATIONS: SLANDER.(6/19) RATIFIED - CHAPTER 1001.
#H.1214 REPEALING COUNTY EXEMPTIONS. RATIFIED - CHAPTER 1010.
#H.1260 PUNISHMENT FOR WORTHLESS CHECKS. RATIFIED - CHAPTER 1014.
#H.1262 AMENDING H141/DRAINAGE APPEALS.(6/19) RATIFIED - CHAPTER 1002.
#H.1266 UNIVERSITIES - SPEED LIMITS,TOWING. RATIFIED - CHAPTER 1011.
#H.1270 AMEND HY. LIE-IN PENALTY. RATIFIED - CHAPTER 1012.
#H.1295 CONDEMNATION SPECIAL/MASTER PAY. RATIFIED - CHAPTER 1016.
#H.1297 MEMBERSHIP OF JUDICIAL COUNCIL.(6/13) RATIFIED - CHAPTER 1015.
H.1307 STATE CONSTRUCTION BONDS-2. S-REPTD FAV.
#H.1314 COUNTY OFFICER PAY: COST OF LIVING. RATIFIED - CHAPTER 1017.
H.1315 (J.RES.) LRC STUDY WATER/AIR RESOURCES LAWS.(6/23) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1337 AMENDING MISDEMEANOR PUNISHMENT. H-PASSED 2ND READING.
H.1338 CLARIFYING CH.349/COUNTY COMM'RS. S-PASSED 2ND & 3RD READINGS.
#H.1351 (J.RES.) HONORING WM. H. PLEMMONS. RATIFIED - RES. 91.
H.1353 LEG.RESEARCH COMM'N VACANCIES. S-PASSED 2ND & 3RD READINGS.
H.1369 (J.RES.) HONORING SE GUILFORD HIGH BASEBALL. S-PASSED 2ND & 3RD READINGS.
H.1373 RESIDENT BREWERIES TRANSSHIPMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1374 (J.RES.) HONORING E. C. WILLIS,JR. S-PASSED 2ND & 3RD READINGS.
H.1376 APP'T MENTAL HEALTH BUS.MANAGER. H-PLACED ON CAL FOR JUNE 24.

LOCAL BILLS

S. 13 (CUMBERLAND, DURHAM, FRANKLIN, GUILFORD, VANCE, WARREN) ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05, 6/13, 6/16) S-PLACED ON CAL FOR JUNE 24.
#S. 615 (RICHMOND) SCHOOL BOARD LAND ACQUISITION.(5/30) RATIFIED - CHAPTER 992.
#S. 669 (CHEROKEE) DEPUTY SHERIFFS' PAY.(6/09) RATIFIED - CHAPTER 972.
#S. 708 (GUILFORD) VALIDATING GREENSBORO SCHOOL USE. RATIFIED - CHAPTER 973.

#S. 731 (WAKE) RALEIGH PAVING PETITIONS. RATIFIED - CHAPTER 974.
#S. 737 (WAYNE) GOLDSBORO CHARTER AMENDMENTS. RATIFIED - CHAPTER 975.
#S. 775 (GASTON) SCHIELE MUSEUM PROPERTY. RATIFIED - CHAPTER 979.
#S. 776 (GASTON) COUNTY SCHOOL BOARD PROPERTY. RATIFIED - CHAPTER 980.
#S. 798 (PITT) REDEFINING BETHEL TOWN LIMITS. RATIFIED - CHAPTER 997.
S. 810 (CASWELL, ROCKINGHAM) SPECIAL PURPOSE TAXES. H-PASSED 3RD READING.
S. 821 (CALDWELL) CONTINUE CALDWELL TECH TAX. H-PASSED 3RD READING.
S. 864 (ROWAN) RATIFY EAST SPENCER ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

H. 497 (FORSYTH) CITY-COUNTY RETIREMENT PLAN. S-REF TO COM ON FINANCE.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/20) H-PLACED ON CAL FOR JUNE 24
#H.1153 (ALLEGHANY) MARRYIN' MAYOR/SPARTA.(6/06, 6/19) RATIFIED - CHAPTER 1020.
#H.1202 (ROBESON) FAIRMONT SLUM CLEARANCE. RATIFIED - CHAPTER 1007.
#H.1255 (CUMBERLAND) WATER SEWERAGE ASSESSMENTS. RATIFIED - CHAPTER 924.
#H.1294 (HARNETT) - ABC FUNDS. RATIFIED - CHAPTER 990.
#H.1305 (DAVIE) INCORPORATION COOLEEMEE. RATIFIED - CHAPTER 959.
H.1308 (ASHE, WATAUGA, WILKES) PUBLIC LIBRARY TAX. S-REPTD FAV.
H.1310 (ALLEGHANY, ASHE, BUNCOMBE, CABARRUS, CASWELL, IREDELL, RANDOLPH, ROWAN, WILKES, YADKIN) APPOINT JAYPEES.(6/13, 6/20) H-CONCURRED IN S-AMENDMENT.
H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN.(6/19) H-CONCURRED IN S-AMENDMENT.
#H.1317 (UNION) MARSHVILLE ABC ELECTION. RATIFIED - CHAPTER 991.
#H.1325 (CALDWELL) CONTINUE CALDWELL TECH TAX. S-PASSED 3RD READING; S-RECONSIDERED 3RD READING; S-POSTPONED INDEF.
H.1330 (ONSLOW) CONTINUE ONSLOW TECH TAX. S-PASSED 3RD READING.
H.1345 (WATAUGA) SCHOOL BOARD TERM. S-REF TO COM ON EDUCATN.
H.1355 (BUNCOMBE) ELIADA HOME FUNDS.(6/18) S-PASSED 2ND & 3RD READINGS.
H.1356 (ROBESON) LUMBERTON SPECIAL SCHOOL TAX. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1358 (CABARRUS) CORRECTING CH.568,SCHOOL BONDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1363 (CHATHAM) PITTSBORO EXTRATERRITORIAL ZONING. S-REF TO COM ON LOC GOVT.
H.1366 (MECKLENBURG) COUNTY WIDE JURIS./CHARLOTTE POLICE. S-REF TO COM ON LOC GOVT.
H.1368 (BUNCOMBE) ASHEVILLE,BUNCOMBE SCHOOL TAX. H-PASSED 3RD READING; H-SENT TO SENATE.
H.1375 (STOKES) EXTEND KING CORPORATE LIMITS. S-REF TO COM ON LOC GOVT.
H.1378 (LINCOLN) LEVY PUBLIC LIBRARY TAX. S-REF TO COM ON FINANCE.

****

Next Sessions of the Senate and House:

12 Noon, Tuesday, June 24, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 115 -1233- TUESDAY, JUNE 24, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 884 Ch. 945/date change, marshlands GS 105
Introducer: Moore Sent to WILDLIFE

"To amend Chapter 945 with respect to the effective date of that chapter." Amends SL 1969, Ch. 945 (S 683, Ad val tax-marshlands) to make Act apply to ad valorem taxes levied as of midnight, Dec. 31, 1968 (now, upon ratification).

S 886 Alternate pop tax payment (Iden. H 1390) GS 105
Introducer: Scott Sent to FINANCE

"To provide an alternate method of remitting taxes upon bottled soft drinks and to provide for payment of such taxes with respect to October 1, 1969 inventory." In the event that Soft Drink Tax Act enacted, adds new GS 105-113.56A to provide that distributors or wholesale dealers resident or with commercial domicile in State may (on and after Oct. 1, 1969) make reports of bottled soft drink sales to Comm'r of Revenue on or before 15th of each month, accompanied by payment of tax due, as follows: for first 15,000 gross sold annually, 72¢ per gross; for all in excess, 1¢ per bottle; 8% discount to be allowed (2nd com. sub. for H 296 set tax at 1¢ per bottle with same discount on crown sales; required payment by 10th day of month following crown purchase); persons paying tax in this manner to be subject to Comm'r's rules and regulations, including furnishing of bond in amount and with conditions as Comm'r deems advisable.

In the event that Soft Drink Tax Act enacted, rewrites GS 105-113.65 (relating to Oct. 1, 1969 inventory) as follows: (1) deletes GS 105-113.65(a), which requires persons with inventory on hand on Oct. 1, 1969 to report same to Comm'r within 72 hours, forbids selling of soft drinks by distributor or wholesale dealer after Oct. 3, 1969 without having "inventory stamp" affixed, and prohibits sale after Nov. 30, 1969 of any bottled soft drink without crown or stamp showing tax payment being affixed; (2) excepts soft drinks held in inventory by distributor or wholesale dealer coming under GS 105-113.56A above (now, no exceptions); (3) includes persons not excepted by (2) above who have inventories of bottled soft drinks among those who shall file complete inventory as of Oct. 1, 1969 within 20 days to Comm'r and pay to him tax as set out in Article (now, all persons with inventories of bottled soft drinks must file same within 72 hours and other provisions of deleted GS 105-113.65(a)).

HOUSE

H 1387 (Joint Resolution) Honoring Joseph W. Mason MISC RES
Introducer: Boshamer Passed and sent to SENATE

"Honoring the memory of Joseph William Mason, former member of the General Assembly from Carteret County." As title indicates.

H 1390 Alternate pop taxpayment (Iden. S 886) GS 105
Introducers: Gregory and others Sent to FINANCE

"To provide an alternative method of remitting taxes upon bottled soft drinks and to provide for payment of such taxes with respect to October 1, 1969, inventory." Identical with S 886 digested above in today's bulletin.

H 1391 Increase discount beer-wine tax GS 18
Introducer: Martin Sent to FINANCE

"To amend G. S. 18-81(h) relating to discounts on excise tax collections." Amends GS 18-81(h) to increase from 2% to 4% discount allowed on total excise tax due on alcoholic beverages enumerated in GS 18-64, -96 and -99 (beers, unfortified wines, fortified wines and sweet wines) to wholesale distributers and importers for spoilage, breakage and for expenses of preparing monthly reports and maintenance of books, papers and invoices and bond. Effective July 1, 1969.

H 1392 (House Resolution) LRC pesticide study STUDY, GS 106
Introducers: Carson and others Sent to CALENDAR

"Directing the Legislative Research Commission to study agricultural and other pesticides and to report its findings and recommendations to the 1971 General Assembly." As title indicates. Study to include examination of use of pesticides; effects thereof on life, health, and environmental quality, and economic effects; need for monitoring of use and effects; and need for legislation concerning pesticide control and related matters.

H 1393 Commercial fish boat license fees GS 113
Introducers: Mohn and others Sent to CALENDAR

"Amending G.S. 113-152 relating to the issuance of commercial fish boat licenses." Amends GS 113-152(c) to add specification that lengths of various vessels to be licensed be measured straight through vessel cabin and along deck, from end to end, excluding the sheer; clarifies GS 113-152(c) (5) by providing that menhaden fishing vessels be taxed on tonnage basis as set out in GS 113-152(d).

H 1394 Oyster/green shrimp taxes GS 113
Introducers: Mohn and others Sent to FINANCE

"Amending G.S. 113-157 so as to repeal the tax on North Carolina oysters shipped in the shell out of state and levying a tax on certain green shrimp." Amends GS 113-157(d) to eliminate tax of 50¢ per bushel of oysters shipped in the shell out-of-state, and to add new subsec. (7) to levy tax of 10¢ per 100 lbs. on green shrimp with heads on.

H 1395 Fish dealer licenses GS 113
Introducers: Mohn and others Sent to CALENDAR

"Amending G.S. 113-156, relating to licenses for fish dealers so as to require proof that the applicant for a license is a resident of the State." Adds to GS 113-156(d) provision that fish dealer licenses be issued on calendar year basis upon payment of fees set out in section and upon proof satisfactory to C & D Comm'r that applicant resident of State.

H 1396 Cigarette dispenser tax — GS 105
Introducer: Rhyne — Sent to FINANCE

"To amend Article 2 of Chapter 105 of the General Statutes of North Carolina to provide a tax on distributors or merchandisers of cigarettes through vending machines to obtain additional revenue to be allocated to the State Department of Mental Health." Adds to Schedule B License Tax Article new GS 105-65.2 providing for an additional tax (in addition to dispenser license taxes provided by GS 105-65.1) on those in the business of maintaining cigarette dispensers or vending machines, at the rate of 3¢ per pack sold through each machine. Requires keeping of records and filing of quarterly reports with Comm'r of Revenue; failure to comply with Act subjects owner to seizure of machine for which inadequate or no records kept; delinquent tax payment results in addition of interest at 1/2 of 1% per month plus 50% penalty. Cigarette sales subject to sales and use tax. Comm'r of Revenue to distribute proceeds of dispenser tax quarterly to State Dep't of Mental Health for its program use. Effective July 1, 1969.

H 1397 Repealing auto safety inspection — GS 20
Introducer: Collins — Sent to CALENDAR

"To repeal Part 2, Article 3A of Chapter 20 of the General Statutes pertaining to safety inspection of motor vehicles." As title indicates: GS Ch. 20, Art. 3A, Part 2 (GS 20-183.2 through GS 20-183.8) is annual motor vehicle safety inspection law in entirety.

LOCAL BILLS INTRODUCED

SENATE

S 883 Municipal annexations — CHEROKEE
Introducer: West — Sent to LOC GOVT

"To authorize municipalities in Cherokee County to annex areas under Part 1 of Article 36 of Chapter 160 of the General Statutes of North Carolina." Amends GS 160-453.12 (Counties excepted from part 2-municipalities under 5,000) to provide that GS Ch. 160, Art. 36, Part 1 (general provisions of annexation procedures) be effective in municipalities in Cherokee County.

S 885 Town of Enfield elections — HALIFAX
Introducer: Allsbrook — Sent to ELECTION

"Making the provisions of G. S. 163-151(2)d., applicable to municipal elections of the Town of Enfield." Adds Enfield to municipalities authorized by GS 163-151(2)d to hold elections whereby, if multiple positions are to be filled in single office, voter must cast his vote for as many candidates as there are positions to be filled in office (anti-single shot voting provision).

HOUSE

H 1388 Gaston Reg'l Plan'g Comm'n powers — GASTON
Introducers: Rhyne, Bumgardner, Leatherman and Stewart — Sent to CALENDAR

"Amending Chapter 1057 of the 1967 Session Laws of the State of North Carolina relating to the powers and authority of the Gaston Regional Planning Commission." Adds to powers of cited comm'n the powers of a regional planning commission as defined by Art. 23, GS Ch. 153 (now, also has powers of county or regional planning board, municipal redevelopment comm'n, municipal planning board and municipal zoning comm'n).

H 1389 County hospital land conveyance ASHE
Introducer: Barr Sent to CALENDAR

"To authorize the Board of County Commissioners of Ashe County to convey certain property to the Ashe County Memorial Hospital, Incorporated." As title indicates, as to property described by grantors and deed references.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 613 Revise hunt-fish-trap fees (Senate amendment digested in Bulletin No. 97, p. 1008). Amendment adopted in House 6/23/69 to delete provision exempting residents 70 years and older from Act.

S 827 CSC may order out-patient help (digested in Bulletin No. 106, p. 1136). Committee substitute adopted in Senate 6/24/69 to provide when alleged mentally ill or inebriated person refuses to comply with clerk's order or when treatment under order seems ineffective, clerk to have such person brought before him for other appropriate action (originally, clerk to remand such person to court for action). Provides that clerk may direct treatment for alleged mentally ill or inebriated person at medical facility recommended by examining physicians (originally, such treatment may be obtained at private or general hospital, mental health facility or other facility approved by local health officer). Substitute deletes portion of original providing that public clinics or centers receiving Mental Health Dep't support to receive persons contemplated by Act for care and treatment, and provision applying GS-122.44 provisions in case of indigents. Requires that treatment be at private expense and not public charge.

HOUSE

H 285 Interest rates and charges (previous House amendments digested in Bulletin No. 113, p. 1214; House com. sub. in No. 110, p. 1187). Amendments adopted in House 6/24/69 as follows: (1) provides that 15% annual interest may be made on installment loans for between 1/2 and 10 years and with original amount of $5,000 or less if not secured by real property "in any manner or to any degree" (adds quoted words); (2) adds provision that GS 24-8, as re-written (restrictions on charges, loans under $300,000), does not apply to sale or purchase of convertible debentures, of any debt security with accompanying warrants, or of other securities through organized securities exchange: (3) amends GS 53-141 (2), as re-written, to provide that installment loans not exceeding $5,000 "and repayable in not less than 6 nor more than 60 months" (originally, "not exceeding 60 months duration"), not secured by frist deeds of trust or first mortgages on real estate and repayable in equal monthly payments to not exceed 15% interest annually (adds quoted words); (4) amends new GS 53-176.1(a) to add provision prohibiting offices holding license under section and making loans secured by motor vehicles from making loans under GS 53-166, -173, -180, or -141, (sections of Consumer Finance and Industrial Banks Acts) or allowing such loans to be made on its or connecting premises, with other provisions of Article not inconsistent with section to apply to 'motor vehicle lender'; (5) amends new GS 53-176.1(b) to provide that motor vehicle lender may not make loans at rates exceeding $11 (was, $12) per $100 annually on that part of cash advance between $500 and $1,000, and that rates on cash advance of more than $1,500 not to exceed equivalent of 16% (was, 18%) simple interest annual "on entire amount of cash advance" (adds quoted words); (6)adds new section to rewrite GS 53-174 (Refunds under Consumer Finance Act) so as to provide that when loan refinanced under GS 53-174, the borrower

is to have entire amount of interest paid under previous loan refunded to him on a pro rata basis as set forth in Act (now, as determined by schedules prepared under rule of 78's or sum of digits principle); (7) adds provision that Act not to apply to loans made prior to effective date of Act (ratification).

H 990 Ban involuntary school bussing (previous amendment digested in Bulletin No. 109, p. 1177). Committee substitute adopted in House 6/24/69 providing that no person be refused admission into or excluded from any NC public school on basis of race, creed, color or national origin and that no school attendance districts be drawn for purpose of segregation on basis of race etc. But where administrative units divide geographic area into attendance districts pupils to be assigned schools within district and no student to be required, by assignment, to attend any school on account of plan to create ratio or balance based on race etc. Prohibits involuntary bussing, and prohibits use of public funds for any involuntary bussing. Act not to apply to temporary assignment due to unsuitability of school for intended purpose, nor to transfers necessitated by overcrowded conditions, which in School Board's sole discretion, require reassignment. Act not to apply to applications for assignment or reassignment by parent, guardian or person standing in loco parentis of any pupil.

H 1193 Governmental Ethics Act (com. sub. digested in Bulletin No. 101, p. 1061). Floor amendment adopted in Senate 6/24/69 limiting application of Act to NC House of Representatives.

SENATE AND HOUSE CALENDAR ACTION JUN.24,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 22 SERVICE MEN UNDER 21 VOTING. S-REPTD UNFAV.
#S. 50 VOTING AGE 18; CONTRACTS. S-REPTD UNFAV.
#S. 129 PHOTOGRAPHING DEFENDANTS.(3/07) H-REPTD UNFAV.
#S. 157 MOTORBOATS ON PRIVATE PONDS. S-REPTD UNFAV.
#S. 158 SKIN DIVER WARNING FLAG. S-REPTD UNFAV.
#S. 159 FIELD TRIAL FIREARMS REGULATION. S-REPTD UNFAV.
#S. 204 TAKING WILDLIFE - ARTIFICIAL LIGHT. S-REPTD UNFAV.
#S. 272 GOVERNOR&S VETO POWER. S-REPTD UNFAV.
S. 280 VOTING CORPORATE STOCK. H-WITHDRAWN FROM CORP COM; H-RE-REF TO COM ON CALENDAR.
S. 327 JAILER'S FEES. H-REPTD FAV AS AMENDED.
S. 337 STANDARD,BAIL & RECOGNIZANCE.(5/16) H-REPTD FAV.
S. 354 EDUC. FOUNDATIONS - TAX DEDUCTION. H-WITHDRAWN FROM COM ON JUDIC I; H-RE-REF TO COM ON FINANCE.

S. 389 COMMERCIAL CODE AMENDMENTS.(6/23) S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 410 2-TERM GOVERNOR. S-REPTD UNFAV.
S. 472 STATE TOBACCO MUSEUM.(5/08, 6/06) S-RECONSIDERED CONCURRENCE; S-FAILED TO CONCUR; S-CONFERENCE COM REQUESTED.
#S. 491 TRIAL UPON INFORMATION. S-REPTD UNFAV.
S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29, 6/04, 6/23) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 652 JUDGE RETIREMENT QUALIFICATIONS. S-PLACED ON CAL FOR JUNE 27.
#S. 679 MET SEWERAGE DISTRICTS CHANGES. RATIFIED - CHAPTER 993.
S. 689 BUILDING INSPECTORS LIABILITY. H-REPTD FAV AS AMENDED.
S. 690 INS.COMM'R & LOCAL BLDG INSPECTORS. H-REPTD FAV.
S. 691 COUNTY BLDG INSPECTOR JURISD'N.(6/05) H-REPTD FAV.
S. 692 STATE BUILDING CODE UPDATE.(6/05) H-REPTD FAV.
S. 693 OBSOLETE BUILDING LAWS REPEALED.(6/05) H-REPTD FAV.
S. 694 CREATING COUNTY INSPECTION DEP'TS.(6/05) H-REPTD FAV.
S. 712 (J.RES.) LEG'VE CITIZENS ADVIS. COMM.(6/12) H-REPTD FAV.
S. 722 TRAIN TEACHERS IN ECONOMICS. H-REPTD FAV AS AMENDED.
S. 733 VALIDATE FOREIGN CONVEYANCES.(6/18) H-REPTD FAV.
S. 738 DEP'T ADMIN.PROPERTY ACQUISITION.(6/11, 6/12) H-REPTD FAV.
S. 749 CASH DIVIDENDS-LIQUIDATED CORPS. H-REPTD FAV.
S. 766 WATER/SEWER OPERATOR CERTIFICATION.(6/11) H-PASSED 2ND READING.
S. 783 GARNISHMENT LIABILITY. H-REPTD FAV.
S. 791 CLEANING SOFT DRINK CONTAINERS. H-REPTD FAV.
S. 806 ADVIS.COMM.MEDICAL ASSISTANCE.(6/11, 6/23) S-CONCURRED IN H AMEND.

S. 827 CSC MAY ORDER OUT-PATIENT HELP.(6/24) S-FAV C/SUBSTITUTE AS AMEND; S-COM SUBSTITUTE ADOPTED.
S. 832 GOVERNOR'S EMERGENCY POWER.(6/20) H-REF TO COM ON CALENDAR.
S. 833 EMERGENCY CONFINEMENT PRISONERS. H-REF TO COM ON CALENDAR.
S. 835 BEER-WINE SALE CURFEW HOURS. H-REPTD FAV.
S. 848 HEARINGS: COMM'R OF REVENUE. H-REF TO COM ON CALENDAR.
S. 849 CLARIFY HIGHWAY FUND RATES. S-PLACED ON CAL FOR JUNE 27.
S. 853 INTEREST RATE - NC STADIUM. H-REPTD FAV.
S. 859 (J.RES.) HONORING LAW ENFORCEMENT OFFICERS. H-REPTD FAV.
S. 862 TIRE TREAD 2-WHEEL TRAILER/EXEMPT. S-REPTD FAV.
S. 863 RESIDENT BREWERIES TRANSHIPMENTS. S-REPTD FAV.
S. 867 (J.RES.) HONORING LENNOX POLK MCLENDON. H-REF TO COM ON CALENDAR.
#S. 869 ELIMINATE CANDIDATE'S PARTY PLEDGE. S-REPTD UNFAV.
#S. 873 NO TO DRINKING AND DRIVING. S-REPTD UNFAV.
S. 875 (J.RES.) LRC STUDY WATER/AIR RESOURCES. S-REPTD FAV.
S. 876 (J.RES.) LRC LEGISLATIVE RETIREMENT STUDY. S-REPTD FAV.
S. 882 FEES OF ATTORNEY GENERAL. S-REPTD FAV.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08, 6/19, 6/23) H-PLACED ON CALENDAR.
#H. 11 PUBLIC SCHOOL TEACHER TENURE. H-REPTD UNFAV.
#H. 279 ELECTION MULTI-COUNTY SCHOOL BD.. H-REPTD UNFAV.
H. 285 INTEREST RATES AND CHARGES.(6/17, 6/18, 6/20, 6/24) H-AMENDMENTS ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
H. 296 TAX PACKAGE.(6/11) S-REPTD FAV.
H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06, 6/12, 6/13) S-REPTD FAV AS AMENDED.
#H. 374 CHILDREN,PARENTS: MV ACCIDENTS. H-REPTD UNFAV.
#H. 415 EMPLOYEE FRINGE BENEFITS STUDY. H-REPTD UNFAV.
#H. 476 POST-CONVICTION REVIEW. H-REPTD UNFAV.
#H. 533 WILDLIFE PROTECTORS RETIREMENT. H-REPTD UNFAV.
#H. 535 EDUCATIONAL RESEARCH PROJECTS-2. H-REPTD UNFAV.
#H. 581 LIMITED DRIVING PERMITS.(4/17, 6/11) S-MIN REPT RULED OUT OF ORDER; S-REMOVED FROM UNFAV CAL; S-PLACED ON CAL FOR JUNE 25.
#H. 797 (J.RES.) COMM'R TO RECODIFY SCHOOL LAW. H-REPTD UNFAV.
#H. 798 SCHOOLBOOK PICKS:LOCAL ED. BDS.. H-REPTD UNFAV.
H. 827 TAX-FREE HOSPITAL GIFTS. S-REF TO COM ON FINANCE.
H. 853 (J.RES.) STUDY USE OF ENC SANATORIUM. S-REPTD FAV AS AMENDED.
H. 887 POST CONVICTION APPEALS: S.CT.. H-REPTD UNFAV.
#H. 965 HEARING AID BOARD.(5/16, 5/26, 6/04, 6/18, 6/19) RATIFIED - CHAPTER 999.
#H. 986 TRESPASS BY EXPELLED STUDENTS.(6/06) S-REPTD UNFAV.
H. 990 BAN INVOLUNTARY SCHOOL BUSSING.(6/16, 6/24) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
H.1019 LOW-INCOME HOUSING CORPORATION.(5/16, 5/20) S-WITHDRAWN FROM COM; S-RE-REF TO COM ON APPROPRN.
#H.1078 STATE SALARY CONTINUATION STUDY. H-REPTD UNFAV.
H.1089 DEEDS VALID WITHOUT SEAL. H-REPTD FAV.
#H.1137 A & T BUSINESS MANAGER STATUS. H-REPTD UNFAV.
#H.1142 CONDEMNEE'S LITIGATION EXPENSES. H-REPTD UNFAV.

H.1159 BURIAL ASSOCIATION REVISIONS.(6/11) S-PASSED 2ND & 3RD READINGS.
#H.1177 SEALED INSTRUMENT STATE OF LIMIT'N. H-REPTD UNFAV.
#H.1193 GOVERNMENTAL ETHICS ACT.(6/04, 6/24) S-AMENDMENTS ADOPTED; S-TABLED.
#H.1204 INDEXING DEATH CERTIFICATES. H-REPTD UNFAV.
H.1208 REVIEW POST-CONVICTION PROCEEDINGS. S-REPTD FAV.
H.1259 PUNISHMENT FOR NON-SUPPORT. S-REPTD FAV.
H.1278 DRAINAGE IN SWAMPLANDS. S-REPTD FAV.
H.1288 LOCAL STREET PAVING AUTHORITY. H-REPTD FAV; H-RE-REF TO COM ON FINANCE.
H.1307 STATE CONSTRUCTION BONDS-2. S-PASSED 2ND READING.
H.1329 REQUIRE EYE SAFETY IN SCHOOLS.(6/13) S-REPTD FAV.
H.1346 NUMBERED SEATS-5TH HOUSE DISTRICT. S-REPTD FAV.
H.1348 FORESTRY ADVISORY COMMITTEE. S-REPTD FAV.
#H.1357 ZONE NON-COMMERCIAL KENNELS. H-REPTD UNFAV.
H.1360 CLARIFY HIGHWAY FUND RATES. S-RECONS'D 3RD & 2ND READINGS; S-PASSED 2ND READING.
H.1373 RESIDENT BREWERIES TRANSSHIPMENTS. S-REF TO COM ON JUDIC 1.
H.1376 APP'T MENTAL HEALTH BUS.MANAGER. H-RE-REF TO COM ON MENTAL H.
H.1381 (J.RES.) CONTINUE LOCAL GOV'T STUDY COMM'N. H-REPTD FAV.
H.1384 FEDERAL FUNDS FOR AIRPORTS. H-REPTD FAV.
H.1387 (J.RES.) HONORING JOSEPH WM. MASON. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

S. 13 (CUMBERLAND, DURHAM, FRANKLIN, GUILFORD, VANCE, WARREN) ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05, 6/13, 6/16) S-CONCURRED IN H AMEND.
#S. 408 (CALDWELL, CASWELL, FORSYTH, ROCKINGHAM, WILKES) AMBULANCE SERVICE COLLECTION.(4/25, 4/28) H-REPTD UNFAV.
S. 740 (CUMBERLAND) ANNEXATION PROCEDURE.(6/17) H-REPTD FAV.
S. 811 (HALIFAX) ROANOKE RAPIDS RETIREMENT SYSTEM. H-REPTD FAV.
S. 839 (GUILFORD) GREENSBORO REFERENDUM PETITION. H-REPTD FAV.
S. 845 (SAMPSON) CLINTON OFFICIALS' PAY. H-REPTD FAV.
S. 864 (ROWAN) RATIFY EAST SPENCER ELECTION. H-REF TO COM ON CALENDAR.

#H. 17 (ANSON) BOARD OF EDUCATION ELECTION. H-REPTD UNFAV.
#H. 106 (ROBESON) RED SPRINGS BOARD OF ED.. H-REPTD UNFAV.
H. 674 (FORSYTH) WEAPONS ON SCHOOL GROUNDS. H-REPTD FAV AS AMENDED.
#H. 763 (DAVIDSON) COUNTY ED. BD. ELECTION. H-REPTD UNFAV.
#H.1007 (ALEXANDER) BOARD OF EDUCATION ELECTION. H-REPTD UNFAV.
#H.1053 (BRUNSWICK) STAGGER TERMS-COUNTY COMM'RS. H-REPTD UNFAV.
H.1184 (BURKE) GLEN ALPINE SCHOOL PROPERTY.(6/05) S-REPTD FAV.
H.1296 (LEE) SCHOOL BOARD TERMS EXTENSION. S-REPTD FAV.
H.1308 (ASHE, WATAUGA, WILKES) PUBLIC LIBRARY TAX. S-PASSED 2ND READING.
H.1324 (CATAWBA, IREDELL, LINCOLN, MECKLENBURG) CREATE LAKE NORMAN MARINE COMM'N.(6/13) S-REPTD FAV.

H.1331 (EDGECOMBE, NASH) ROCKY MOUNT REGISTRATION. S-REPTD FAV.
H.1339 (BRUNSWICK) SCHOOL BOARD ALLOWNACES. S-REPTD FAV.
H.1340 (COLUMBUS) SCHOOL BOARD ALLOWANCES VACANCY. S-REPTD FAV.
#H.1341 (BRUNSWICK) BEACH EROSION EXEMPTIONS. H-REPTD UNFAV.
H.1356 (ROBESON) LUMBERTON SPECIAL SCHOOL TAX. S-REF TO COM ON FINANCE.
H.1358 (CABARRUS) CORRECTING CH.568,SCHOOL BONDS. S-REF TO COM ON JUDIC 1.
H.1368 (BUNCOMBE) ASHEVILLE,BUNCOMBE SCHOOL TAX. S-REF TO COM ON FINANCE.
H.1372 (HENDERSON) HENDERSONVILLE $1.70 TAX LIMIT. S-REPTD FAV.
H.1380 (CUMBERLAND) TAX LISTING REGS. BY COMM'RS. H-REPTD FAV.

****

Next Sessions of Senate and House:

12 Noon, Wednesday, June 25, 1969.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 116 -1243 WEDNESDAY, JUNE 25, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 887 No tax on sample fags GS 105
Introducer: McGeachy Sent to FINANCE

"Amending G. S. 105-113.5 and G. S. 105-113.10 relating to tax exemption of sample cigarettes." Amends cited sections of second committee substitute for H 296 (Governor's tax package) to provide that proposed cigarette tax will not apply to free distribution of sample cigarettes containing five or fewer cigarettes nor to any packages customarily donated free of charge to cigarette plant employees where not federally taxed.

S 888 Legislative retirement fund (Iden. H 1399) GS 120
Introducers: Moore and others Sent to RULES

"To fix the compensation and provide for certain legislative expenses of members of the General Assembly." Identical with H 1399, digested below in today's bulletin.

S 889 (Joint Resolution) Honoring Sitting Bull MISC RES
Introducer: Moore Sent to WILDLIFE

"Honoring George Armstrong Custer on the 93rd anniversary of his last stand." As short title indicates.

S 890 Counsel for indigent funds APPROPRIATION
Introducer: Bailey Sent to APPROPRN

"To provide additional appropriations to the Judicial Department for payment to counsel for indigent defendants." Appropriates from General Fund $500,000 for 1969-71 biennium to Judicial Department for payment to counsel for indigent defendants. Transfers counsel for indigents appropriations in Code 10091 to Code 10065. Effective July 1, 1969.

S 892 (Joint Resolution) Greater UNC trustee election MISC RES
Introducer: McGeachy PASSED

"Fixing the time and place for a joint session of the Senate and House of Representatives for the election of trustees for the Greater University of North Carolina." As title indicates: Thursday, June 26, 1969, 12:30 p.m. in House Chamber.

HOUSE

H 1398 No tax on free brew — GS 18
Introducer: Twiggs — Sent to CALENDAR

"To amend Section 18-81 of the Revenue Code." Amends GS 18-81 (Additional taxes on various alcoholic beverages) by adding provision that Comm'r of Revenue shall promulgate regulations to relieve licensed residenced manufacturers from liability for excises levied under GS 18-81 on beverages enmuerated in GS 18-64(1) (beer and other malt beverages with 1 - 5% alcohol by weight) which are furnished free of charge to customers, visitors and plant employees for on premises consumption.

H 1399 Legislative retirement fund (Iden. S 888) — GS 120
Introducers: P. Godwin and others — Passed and sent to SENATE

"To fix the compensation and provide for certain legislative expenses of members of the General Assembly." Identical with retirement provisions of House Committee Substitute for S 160, digested in Bulletin No. 103, p. 1099.

H 1402 Phase-out bakery supply tax — GS 105
Introducer: Leatherman — Sent to FINANCE

"To accomplish the gradual reduction and elimination of ad valorem tax on bakery supplies, goods, supplements and raw materials awaiting manufacture and in the process of manufacture owned by and in the possession of the bakery on the premises where manufactured." Adds new GS 105-294.5 classifying captioned bakery supplies etc. as special class of property under NC Const. Art. 5, Sec. 3 to be taxed uniformly as class at progressively decreasing valuation over 5-year period, at end of which period such property to be free of taxation. For tax year commencing January 1, 1970 such bakery property to be taxed at 80% of true value, and for each of next three succeeding years property valuation to decrease 20% from previous valuation for class; after taxable year ending December 31, 1973 such property no longer subject to taxation. Act specifically not to affect "assessment ratio" defined in GS 105-294, or manner of selection of adoption of such ratio, and not to affect or eliminate any classification or tax rate established under GS 105-294.1, -294.2, -294.3, or -294.4. Adds to GS 105-306(14) provision excluding after taxable year ending December 31, 1973, captioned bakery supplies etc. from general requirement that merchandise, manufactured goods or goods in process of manufacture be listed for taxation.

H 1043 Textile Extension funds — APPROPRIATIONS
Introducer: S. Johnson — Sent to CALENDAR

"To provide the continuation of a Textile Extension program at North Carolina State University." Appropriates to Industrial Extension Service at NCSU a sum not to exceed $30,000 per year of 1969-71 biennium as title indicates for purposes of disseminating research findings to NC textile industry; conduct extension training programs, and transfer textile technology information to textile industry. Effective July 1, 1969.

LOCAL BILLS INTRODUCED

SENATE

S 891 School board land conveyance — RANDOLPH
Introducers: Edwards and others — Sent to JUDIC 2

"To permit the Asheboro City Board of Education to convey certain property by warranty deed." As title indicates; land consists of 3.95 acres, as described. Relieves members of Bd from personal liability for warranty deed.

HOUSE

H 1400 Extend Oriental's limits — PAMLICO
Introducer: R. Godwin — Sent to CALENDAR

"To extend the corporate limits of the Town of Oriental." As title indicates, area described by metes and bounds.

H 1401 Delinquent ambulance charges — HERTFORD
Introducer: Jernigan — Sent to CALENDAR

"To make Chapter 708 of the 1969 Session Laws relating to collection of delinquent ambulance service charges applicable to Hertford County." Adds Hertford to counties included in SL 1969, Ch. 708 (H 672, Ambulance charge garnishment, digested in Bulletin No. 63, p. 537).

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 327 Jailers' fees (digested in Bulletin No. 55, p. 445). Amendment adopted in House 6/25/69 to provide that no law enforcement officer (was, sheriff) or jailer with care and custody of any (was, county) jail to receive any portion of any jail fee or charge paid by or for any prisoner (was, any sum of money), nor shall compensation of such officer be affected by costs of goods or services furnished to any prisoner. Makes effective date Jan. 1, 1970 (was, July 1, 1969).

S 369 Nurse training, 75-bed hospitals (Senate com. sub. digested in Bulletin No. 102, p. 1071). Amendment adopted in House 6/25/69 to rewrite bill by amending GS 90-171.7(1) to provide that general hospital operating education unit in nursing to not be required to have any specific number of beds for patients.

S 689 Building inspectors liability (digested in Bulletin No. 91, p. 911). Amendment adopted in House 6/25/69 to delete §§1 and 2 (amending GS 14-134 and -159 to make clear that actions prohibited are only wilful and unlawful ones).

S 712 (Joint Resolution) Leg've Citizens Advis. Comm. (digested in Bulletin No. 93, p. 941). Amendment adopted in House 6/25/69 adding that resolution to be effective on and after ratification as effective date.

S 722 Train teachers in economics (digested in Bulletin No. 93, p. 944). Technical amendments adopted in House 6/25/69.

S 738 Dep't Admin. property acquisition (previous Senate amendment digested in Bulletin No. 107, p. 1157). House amendment adopted 6/25/69 deleting section of Act ratifying prior acquisitions of Admin. Dep't.

S 783 Garnishment liability (digested in Bulletin No. 99, p. 1032). Technical amendment adopted in House 6/25/69.

S 823 Minors may borrow for college (digested in Bulletin No. 106, p. 1135). Amendment adopted in House 6/25/69 adding provision that minors borrowing under contracts of indebtedness for their education may do so only at rate of interest not exceeding contract rate authorized in GS Ch. 24.

HOUSE

H 331 Revised Constitution Article 5 (last amendment digested in Bulletin No. 108, p. 1167). Amendments adopted in Senate 6/25/69 which change four dates in proposed Const. Art. 5 relating to guarantee of continuing validity of outstanding local debts from "July 1 next after date of ratification of this Section" to "July 1, 1973", and add "to suppress riots or insurrections" (apparently deleted by reproduction error) to list of circumstances for which General Assembly may empower local governmental units to contract debts by pledge of faith and credit without vote of majority of qualified voters.

H 487 Poll watchers clarification (House amendment digested in Bulletin No. 114, p. 1225). Amendment adopted in House 6/25/69 to delete exemption of seven named counties in earlier amendment.

H 674 Weapons on school grounds (digested in Bulletin No. 63, p. 538). Technical amendment adopted in House 6/25/69.

H 853 (Joint Resolution) Study use of ENC Sanatorium (digested in Bulletin No. 70, p. 638). Amendment adopted in Senate 6/25/69 to provide that LRC to consult with Sanatorium officials and use professional services at UNC, including Division of Health Affairs; all information and recommendations to be available to any other study comm'n studying and evaluating status of Sanatorium system.

H 1121 Comm'n for Blind organization (digested in Bulletin No. 89, p. 889). Committee substitute adopted in House 6/25/69 increasing Blind Comm'n members normal terms to five years (now, three years) and establishing staggered membership on 2-yr basis (now, 1-yr). Requires that at least three of 9-member Comm'n be persons visually handicapped to extent of being legally blind. Adds new GS 111-27.2 which authorizes Comm'n to continue and maintain any existing retirement system providing retirement benefits for blind vending stand operators and to expend funds to provide necessary contributions to existing retirement system for blind vending stand operators to extent Comm'n determines such system to be in best interest of blind vending stand operators. Comm'n to report findings of fact and recommendations by opening date of 1971 legislature as to permanent basis of classification and designation of blind vending stand operators for personnel purposes and most beneficial and preferable basis upon which to provide retirement benefits for blind vending stand operators.

H 1324 (Catawba, Iredell, Lincoln, Mecklenburg) Create Lake Norman Marine Comm'n (House amendment digested in Bulletin No. 108, p. 1168). Amendment adopted in Senate 6/25/69 to provide that any county may unilaterally withdraw from comm'n at end of any budget period (originally, after giving one year's notice to boards of other counties).

H 1337 Amending misdemeanor punishments (digested in Bulletin No. 106, p. 1140). Amendment adopted in House 6/25/69 to change effective date to Oct. 1, 1969 (originally, July 1, 1969).

SENATE AND HOUSE CALENDAR ACTION JUN.25,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES.(5/08) H-WITHDRAWN FM COM;RE-REF TO APPROPRN.
S. 287 RETIRED FED.EMP.TAX EXEMPTION. S-REPTD FAV.
S. 327 JAILER'S FEES.(6/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 337 STANDARD,BAIL & RECOGNIZANCE.(5/16) H-PASSED 2ND & 3RD READINGS.
S. 355 CORPORATE LIQUIDATION TAX STATUS. H-REPTD FAV.
S. 356 FOREIGN INTANGIBLES TAX. H-REPTD FAV.
S. 369 NURSE TRAINING - 75-BED HOSPITALS.(6/05, 6/06, 6/23, 6/25) H-AMENDMENT ADOPTED.
S. 389 COMMERCIAL CODE AMENDMENTS.(6/23) H-REF TO COM ON JUDIC 2.
S. 472 STATE TOBACCO MUSEUM.(5/08, 6/06) S-CONFERENCE COM APPOINTED.
#S. 568 STATE ART MUSEUM SITE. H-REPTD UNFAV.
#S. 580 UNIFORM BEER & WINE BALLOT. H-REPTD UNFAV.
#S. 610 STOP BOOTLEGGING CIGARETTES.(6/09) H-REPTD UNFAV.
S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29, 6/04, 6/23) S-CONCURRED IN H AMEND.
#S. 657 SKI TOW SAFETY. RATIFIED - CHAPTER 1021.
S. 689 BUILDING INSPECTORS LIABILITY.(6/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 690 INS.COMM'R & LOCAL BLDG INSPECTORS. H-PASSED 2ND & 3RD READINGS.
S. 691 COUNTY BLDG INSPECTOR JURISD'N.(6/05) H-PASSED 2ND & 3RD READINGS.
S. 692 STATE BUILDING CODE UPDATE.(6/05) H-PASSED 2ND READING.
S. 693 OBSOLETE BUILDING LAWS REPEALED.(6/05) H-PASSED 2ND & 3RD READINGS.
S. 694 CREATING COUNTY INSPECTION DEP'TS.(6/05) H-PASSED 2ND & 3RD READINGS.
S. 700 LEGISLATIVE SERVICES COMMISSION.(6/05, 6/13, 6/18) S-CONFEREES APPOINTED.
S. 712 (J.RES.) LEG'VE CITIZENS ADVIS. COMM.(6/12, 6/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 716 MUNICIPAL REVENUE BOND ACT AMDTS..(6/05) H-REPTD FAV.
S. 722 TRAIN TEACHERS IN ECONOMICS.(6/25) H-AMENDMENT ADOPTED; H-PLACED ON CAL FOR JUNE 26.
#S. 732 PUBLIC RECORDS SUBPOENA. H-REPTD UNFAV.

S. 733 VALIDATE FOREIGN CONVEYANCES.(6/18) H-PASSED 2ND & 3RD READINGS.
S. 738 DEP'T ADMIN.PROPERTY ACQUISITION.(6/11, 6/12, 6/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 749 CASH DIVIDENDS-LIQUIDATED CORPS. H-POSTPONED UNTIL JUNE 27.
#S. 759 MOBILE CLASSROOM UNITS.(6/19) RATIFIED - CHAPTER 1022.
S. 766 WATER/SEWER OPERATOR CERTIFICATION.(6/11) H-PASSED 3RD READING.
S. 771 BUSINESS SCHOOLS/ASSOC. DEGREES. S-REPTD W/O PREJUDICE.
S. 783 GARNISHMENT LIABILITY.(6/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 788 PARENT CONTROL MINORS UNDER 18. H-REPTD FAV.
#S. 789 (J.RES.) TAX STUDY COMMISSION-2. RATIFIED - RES. 92.
S. 791 CLEANING SOFT DRINK CONTAINERS.H-PASSED 2ND & 3RD READINGS.
S. 801 TAX EDUCATION FOUNDATIONS' TIMBER.(6/20) H-REF TO COM ON FINANCE.
S. 803 INTANGIBLES EXEMPTIONS/N.C.STOCK. H-REPTD FAV.
S. 804 INCOME TAX/DEDUCTIBLE DIVIDENDS. H-REPTD FAV.
S. 805 CORP.INC.TAX/DEDUCTIBLE DIVIDENDS. H-REPTD FAV.
#S. 809 NUCLEAR REACTOR INSUR/NC STATE. RATIFIED - CHAPTER 1023.
#S. 814 (J.RES.) PRESERVE ORDER ON CAMPUSES.(6/11) RATIFIED - RES. 93.
S. 815 INTEREST RATES: NC MED.CARE COMM'N.(6/13) H-PASSED 2ND & 3RD READINGS.
#S. 816 CORRECTION DEP'T WORKER BENEFITS. RATIFIED - CHAPTER 1025.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) H-REF TO COM ON JUDIC 1.
S. 822 UNC TRUSTREES VACANCIES. H-REPTD FAV.
S. 823 MINORS MAY BORROW FOR COLLEGE.(6/18, 6/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONUCR IN H-AMEND.
S. 827 CSC MAY ORDER OUT-PATIENT HELP.(6/24, 6/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 831 VIOLATE COURT ORDER/MISDEMEANOR.(6/23) H-REF TO COM ON CALENDAR.
S. 835 BEER-WINE SALE CURFEW HOURS. H-AMENDMENT ADOPTED; H-AMENDMENT RECONSIDERED; H-POSTPONED UNTIL JUNE 26.
#S. 837 NEEDY PAYMENTS/INTEREST CONFLICTS. RATIFIED - CHAPTER 1027.
S. 853 INTEREST RATE - NC STADIUM. H-PASSED 2ND READING.
S. 854 DROP 'GASOLINE' MAKER REQUIREMENT. S-PLACED ON CAL FOR JUNE 27.
S. 859 (J.RES.) HONORING LAW ENFORCEMENT OFFICERS. H-PASSED 2ND & 3RD READINGS.
S. 862 TIRE TREAD 2-WHEEL TRAILER/EXEMPT. S-PLACED ON CAL FOR JUNE 26; S-PLACED ON TODAY'S CAL; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON JUDIC 1.
S. 863 RESIDENT BREWERIES TRANSHIPMENTS. S-PLACED ON CAL FOR JUNE 26.
S. 872 NC CASUALTY INSURANCE TAX. S-REPTD FAV.
S. 875 (J.RES.) LRC STUDY WATER/AIR RESOURCES. S-ADOPTED.

S. 876 (J.RES.) LRC LEGISLATIVE RETIREMENT STUDY. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 878 (J.RES.) BANK TAXATION STUDY: SB 658. S-REPTD FAV.
S. 881 CIGARETTE TAX STAMP DISCOUNT. S-REPTD FAV.
S. 882 FEES OF ATTORNEY GENERAL. S-PLACED ON CAL FOR JUNE 26.
S. 884 CH. 945/DATE CHANGE,MARSHLANDS. S-REPTD FAV.
S. 886 ALTERNATE POP TAX PAYMENTS. S-REPTD FAV.
S. 892 (J.RES.) UNC TRUSTEES ELECTION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

#H. 3 YOUTH COUNCILS ACT. H-REPTD UNFAV.
H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08, 6/19, 6/23) H-POSTPONED UNTIL JUNE 26.
H. 87 VEHICLE LOADING.(3/20) H-WITHDRAWN FROM COM ON ROADS; H-RE-REF TO COM ON CALENDAR.
#H. 185 VEHICLES-FOR-HIRE HAULING LIQUOR.(4/30, 5/19) RATIFIED - CHAPTER 1018.
H. 258 LIFE INSURANCE CO. INVESTMENTS. H-REPTD FAV.
H. 285 INTEREST RATES AND CHARGES.(6/17, 6/18, 6/20, 6/24) S-REF TO COM ON BANKING.
H. 296 TAX PACKAGE.(6/11) S-PASSED 2ND READING.
H. 322 GRAVEL HAULING SAFETY. H-WITHDRAWN FROM COM ON ROADS; H-RE-REF TO COM ON CALENDAR.
H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06, 6/12, 6/13, 6/25) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
H. 361 (J.RES.) SMOKY MOUNTAIN PARK ROAD. H-WITHDRAWN FROM COM ON ROADS; H-RE-REF TO COM ON CALENDAR.
H. 384 TAX EXEMPT MILITARY RETIRED PAY.(6/23) S-REF TO COM ON FINANCE; S-REPTD FAV.
H. 433 RETIRED FED.EMP.TAX EXEMPTION.(6/16) S-REPTD FAV.
H. 487 POLL WATCHERS CLARIFICATION. H-POSTPONED UNTIL JUNE 26.
#H. 491 INTEREST CHARGES ON BORROWED MONEY. H-REPTD UNFAV.
#H. 512 CORPORATE LOANS INTEREST RATES. H-REPTD UNFAV.
#H. 513 REALTY LOANS INTEREST RATES. H-REPTD UNFAV.
H. 515 TAX SHELTERED ANNUITIES. H-REPTD FAV; H-RE-REF TO COM ON APPROPRN.
#H. 516 SIX DAY STATE FAIR. H-REPTD UNFAV.
H. 581 LIMITED DRIVING PERMITS.(4/17, 6/11) S-PLACED ON CAL FOR JUNE 26.
H. 634 LOSS PAYEE'S CLAIM.(6/16) S-REPTD FAV.
#H. 757 RETAIL INSTALLMENT SALES-CARS. H-REPTD UNFAV.
H. 771 DAY-CARE FACILITITES-2. H-REPTD UNFAV.
#H. 808 COLLEGE BEHAVIOR CONTRACTS. H-REPTD UNFAV.
H. 827 TAX-FREE HOSPITAL GIFTS. S-REPTD FAV.
H. 852 (J.RES.) VEHICLE REGISTRATION FEE STUDY. H-WITHDRAWN FROM COM ON ROADS; H-RE-REF TO COM ON CALENDAR.
H. 853 (J.RES.) STUDY USE OF ENC SANATORIUM.(6/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
H. 931 CAR INSPECTION FEE HIKE.(6/23) H-PASSED 2ND READING.
#H. 934 REGISTER OF DEEDS-SEAL OR STAMP.(6/02) RATIFIED - CHAPTER 1028.

#H. 937 SUP'T OF PUBLIC INSTRUCT.-APPT..(6/03) RATIFIED - CHAPTER 1028.
H. 957 GOOD STUDENT LIABILITY DISCOUNT. H-REPTD FAV.
H. 990 BAN INVOLUNTARY SCHOOL BUSSING.(6/16, 6/24) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1000 PROPERTY TAXES-GARNISMENT.(6/19) RATIFIED - CHAPTER 1029.
#H.1008 OLDSTERS HUNT/FISH LICENSES.(5/26, 6/19) RATIFIED - CHAPTER 1030.
#H.1043 POST-CONVICTION REVIEW: SUP.CT.. H-REPTD UNFAV.
H.1089 DEEDS VALID WITHOUT SEAL. H-RE-REF TO COM ON JUDIC 1.
#H.1095 END FERTILIZER BAG REGULATION. H-REPTD UNFAV.
H.1121 COMM'N FOR BLIND ORGANIZATION.(6/25) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED.
#H.1132 COERCION BY LENDING INSTITUTIONS.(6/05, 6/06, 6/19) RATIFIED - CHAPTER 1032.
H.1145 CIVIL DEFENSE AMENDMENTS. H-REPTD UNFAV.
#H.1146 CIVIL DEFENSE SHELTERS. H-REPTD UNFAV.
H.1157 BURIAL ASS'N FUNDS TRANSFER. S-REPTD FAV.
H.1192 SEWER SYSTEM DEBT. S-REPTD FAV.
H.1208 REVIEW POST-CONVICTION PROCEEDINGS. S-PASSED 2ND & 3RD READINGS.
H.1225 WATER SAFETY COMMITTEE.(6/13) S-REPTD FAV.
H.1227 INSURANCE AGENTS EXAMINATION. S-REPTD FAV.
H.1259 PUNISHMENT FOR NON-SUPPORT. S-PASSED 2ND & 3RD READINGS.
H.1263 STATE MAMMAL: GRAY SQUIRREL.(6/05) S-REPTD FAV.
H.1278 DRAINAGE IN SWAMPLANDS. S-PASSED 2ND & 3RD READINGS.
H.1307 STATE CONSTRUCTION BONDS-2. S-PASSED 3RD READING.
H.1315 (J.RES.) LRC STUDY WATER/AIR RESOURCES LAWS.(6/23) S-REF TO COM ON RULES.
H.1328 AUTO LIAB.RATES/INVESTMENT INCOME.(6/13) S-REPTD FAV AS AMENDED.
H.1329 REQUIRE EYE SAFETY IN SCHOOLS.(6/13) S-PASSED 2ND & 3RD READINGS.
H.1333 MINORS MAY BORROW FOR COLLEGE. H-REMAINS ON CALENDAR.
H.1337 AMENDING MISDEMEANOR PUNISHMENT.(6/25) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
#H.1338 CLARIFYING CH.349/COUNTY COMM'RS. RATIFIED - CHAPTER 1036.
H.1346 NUMBERED SEATS-5TH HOUSE DISTRICT. S-PASSED 2ND & 3RD READINGS.
H.1348 FORESTRY ADVISORY COMMITTEE. S-PASSED 2ND & 3RD READINGS.
#H.1353 LEG.RESEARCH COMM'N VACANCIES. RATIFIED - CHAPTER 1037.
H.1359 MOTOR FUEL TAX REFUNDS. S-REPTD FAV.
H.1360 CLARIFY HIGHWAY FUND RATES. S-PASSED 3RD READING.
#H.1369 (J.RES.) HONORING SE GUILFORD HIGH BASEBALL. RATIFIED - RES. 95.
H.1373 RESIDENT BREWERIES TRANSSHIPMENTS. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
#H.1374 (J.RES.) HONORING E. C. WILLIS,JR. RATIFIED - RES. 94.
H.1381 (J.RES.) CONTINUE LOCAL GOV'T STUDY COMM'N. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1383 BLIND VENDING STAND OPERATORS. H-REPTD UNFAV.
H.1384 FEDERAL FUNDS FOR AIRPORTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

#H.1386 CIGARETTE TAX STAMP DISCOUNT. H-REPTD UNFAV.
H.1387 (J.RES.) HONORING JOSEPH W. MASON. S-RULES SUSPENDED; S-PASSED 2ND & 3RD READINGS.
H.1399 LEGISLATIVE RETIREMENT FUND. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON RULES.

LOCAL BILLS

#S. 13 (CUMBERLAND, DURHAM, FRANKLIN, GUILFORD, VANCE, WARREN) ELECTIONEERING WITHIN 500 YARDS.(5/09, 6/05, 6/13, 6/16) RATIFIED - CHAPTER 1039.
S. 740 (CUMBERLAND) ANNEXATION PROCEDURE.(6/17) H-PASSED 2ND & 3RD READINGS.
#S. 810 (CASWELL, ROCKINGHAM) SPECIAL PURPOSE TAXES. RATIFIED - CHAPTER 1024.
S. 811 (HALIFAX) ROANOKE RAPIDS RETIREMENT SYSTEM. H-PASSED 2ND READING.
#S. 821 (CALDWELL) CONTINUE CALDWELL TECH TAX. RATIFIED - CHAPTER 1026.
S. 839 (GUILFORD) GREENSBORO REFERENDUM PETITION. H-PASSED 2ND & 3RD READINGS.
S. 845 (SAMPSON) CLINTON OFFICIALS' PAY. H-PASSED 2ND & 3RD READINGS.

H. 497 (FORSYTH) CITY-COUNTY RETIREMENT PLAN. S-REPTD FAV.
H. 674 (FORSYTH) WEAPONS ON SCHOOL GROUNDS.(6/25) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/20) H-CONCUR'D IN 1ST READING.
H.1184 (BURKE) GLEN ALPINE SCHOOL PROPERTY.(6/05) S-PASSED 2ND & 3RD READINGS.
H.1296 (LEE) SCHOOL BOARD TERMS EXTENSION. S-PASSED 2ND & 3RD READINGS.
H.1308 (ASHE, WATAUGA, WILKES) PUBLIC LIBRARY TAX. S-PASSED 3RD READING.
#H.1310 (ALLEGHANY, ASHE, BUNCOMBE, CABARRUS, CASWELL, IREDELL, RANDOLPH, ROWAN, WILKES, YADKIN) APPOINT JAYPEES.(6/13, 6/20) RATIFIED - CHAPTER 1033.
#H.1312 (BUNCOMBE) BLACK MTN. LIMITS AND ALDERMAN.(6/19) RATIFIED - CHAPTER 1034.
H.1324 (CATAWBA, IREDELL, LINCOLN, MECKLENBURG) CREATE LAKE NORMAN MARINE COMM'N.(6/13, 6/25) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND.
#H.1330 (ONSLOW) CONTINUE ONSLOW TECH TAX. RATIFIED - CHAPTER 1035.
H.1331 (EDGECOMBE, NASH) ROCKY MOUNT REGISTRATION. S-PASSED 2ND & 3RD READINGS.
H.1339 (BRUNSWICK) SCHOOL BOARD ALLOWNACES. S-PASSED 2ND & 3RD READINGS.
H.1340 (COLUMBUS) SCHOOL BOARD ALLOWANCES VACANCY. S-PASSED 2ND & 3RD READINGS.
#H.1355 (BUNCOMBE) ELIADA HOME FUNDS.(6/18) RATIFIED - CHAPTER 1038.

H.1356 (ROBESON) LUMBERTON SPECIAL SCHOOL TAX. S-REPTD FAV.
H.1362 (CLEVELAND, STOKES) NIX MUNICIPAL ABC ELECTIONS.(6/20) S-REF TO COM ON JUDIC 2.
H.1368 (BUNCOMBE) ASHEVILLE,BUNCOMBE SCHOOL TAX. S-REPTD FAV.
H.1372 (HENDERSON) HENDERSONVILLE $1.70 TAX LIMIT. S-PASSED 2ND READING.
H.1378 (LINCOLN) LEVY PUBLIC LIBRARY TAX. S-REPTD FAV.
H.1380 (CUMBERLAND) TAX LISTING REGS. BY COMM'RS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

****

Next Sessions of the Senate and House:

12 Noon, Thursday, June 26, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 117 -1253- THURSDAY, JUNE 26, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 893 Textile Extension funds (Iden. H 1403) APPROPRIATION
Introducer: Bailey Sent to APPROPRN

"To provide the continuation of a Textile Extension Program at North Carolina State University." Identical with H 1403, digested in Bulletin No. 116, p. 1244.

S 894 (Joint Resolution) LRC study trade school degrees MISC RES
Introducer: Evans Sent to JUDIC 2

"Directing the Legislative Research Commission to study the feasibility of offering associate degrees by private business, trade and correspondence schools." Directs the Legislative Research Commission to study whether legislation should permit granting of associate degrees by private business, trade and correspondence schools under regulations of State Board of Education and report findings to the 1971 General Assembly.

S 895 Blind Comm'n budget reduction (Iden. H 1406) APPROPRIATION
Introducer: Warren Sent to APPROPRN

"To amend the Budget Appropriation Bill for current operations for the biennium 1969-71." Reduces budget line items in H 20, Ch. 807 (State operating budget) for St. Comm. for the Blind by $100,000 for 1969-70 and $200,000 for 1970-71 (to $2,082,130 and $2,229,311, respectively) with corresponding reduction in subtotals and totals. Effective July 1, 1969.

S 896 Tobacco/soft drink units funds (Iden. H. 1405) APPROPRIATION
Introducer: L. Warren Sent to APPROPRN

"To appropriate funds to the Department of Revenue for the operation of the soft drink tax unit and the tobacco tax unit." Appropriates to Dep't of Revenue from General Fund for fiscal 1969-71 $573,816.00 for administration of tobacco and soft drink tax units. Effective July 1, 1969.

S 897 Correcting S 726 typo GS 108
Introducer: Gurganus Passed and sent to HOUSE

"To amend Senate Bill 726, ratified as Chapter 908 of the 1969 Session Laws, to correct a typographical error." Deletes reference in section two of cited chapter reference to "GS 108-73" and inserts in lieu thereof reference to GS 108-78. Effective July 1, 1969.

HOUSE

H 1404 Auto litter container — GS 20
Introducer: Collins — Sent to UNIV TR

"To require motor vehicles to be equipped with litter containers." Adds to GS 20, Art. 3, part 9, new G.S. 20-137.1 (Litter containers) requiring every new motor vehicle registered in State which was manufactured, assembled or first sold after Jan. 1, 1970 to be equipped with litter container of 1/2 gal. capacity located in passenger part of car. Amends GS 20-176(b) providing penalty for violation of Act to be misdemeanor with maximum $50 fine or 30 days' imprisonment.

H 1405 Tobacco/soft drink units funds (Iden. S 896) — APPROPRIATION
Introducer: S. Johnson — Sent to APPROPRN

"To appropriate funds to the Department of Revenue for the operation of the soft drink tax unit and the tobacco tax unit." Identical with S 896, digested above in today's bulletin.

H 1406 Blind Comm'n budget reduction (Iden. S 895) — APPROPRIATION
Introducer: S. Johnson — Sent to APPROPRN

"To amend the Budget Appropriation Bill for current operations for the biennium 1969-71." Identical with S 895, digested above in today's bulletin.

H 1408 No tax on sample fags (Iden. S 887) — GS 105
Introducers: Britt and Green — Sent to FINANCE

"An act amending G. S. 105-113.5 and G. S. 105-113.10 relating to tax exemption of sample cigarettes." Identical with S 887, digested in Bulletin No. 116, p. 1243.

H 1409 Alt. payment evidence/pop tax — GS 105
Introducer: R. Jones — Sent to FINANCE

"To authorize the Commissioner of Revenue to provide an alternate method of making and evidencing payment of taxes on soft drink powders." If H 296 (2nd Comm. Sub) is enacted, adds new sec. to GS 105-113.51 providing that the excise tax levied upon powders as defined may be made according to rules and regulations of Comm'r of Revenue.

H 1410 Cigarette Sales Act — GS 105
Introducer: Vogler — Sent to FINANCE

"To amend Chapter 105 of the General Statutes by inserting a new article therein to prevent unfair competition and unfair trade practices in the sale of cigarettes at wholesale and to protect and stabilize the collection of taxes thereon by tobacco wholesalers." Adds new Art. 2B to GS Ch. 105, "Cigarette Sales Act", including definitions, to make unlawful for a wholesaler with intent to injure competitors to advertise, offer to sell or sell wholesale cigarettes at less than cost, or to offer or give a price rebate, or to offer or give a concession in connection with cigarettes sale. Makes violator guilty of misdemeanor, punishable by $500 fine for each offense. Evidence of specified violations to constitute prima facie evidence of intent to injure competitors. When one wholesaler sells cigarettes to another, former not required to include in price the "cost to the wholesaler" (defined to mean invoice cost plus cost of doing business by standard accounting methods) but prohibits such sales at less than cost. When cigarettes sold in combination with other items, combined selling price not be below "cost to wholesaler". Act

not to apply to isolated transaction not in usual course of business or where cigarettes are sold in clearance sale, to sales of imperfect or damaged cigarettes, to liquidation sales, or where cigarettes sold by fiduciary or under court order. Allows wholesaler to advertise and sell at price made to meet competitor's price. Contracts in violation of act declared void. If cigarettes purchased at forced, bankrupt or closeout sale, invoice cost not be used to justify price lower than replacement cost. Authorizes civil suits for violation of act, including injunctions and damages. Authorizes Comm'r of Revenue to enforce act, to adopt necessary rules and regulations, and to revoke the license or permit of wholesaler who violates under procedure prescribed by act. Act effective July 1, 1969, but Comm'r of Revenue authorized to take needed steps before effective date, including making rules and regulations.

H 1411 Refund procedure/gas & sales tax — GS 105
Introducers: Short and Roberson — Sent to FINANCE

"To amend certain refund provisions of Chapter 105 of the General Statutes with respect to sales and use tax and gasoline tax." Amends GS 105-164.14 (certain refunds of sales/use taxes) by adding new subsection (c) providing penalty of 25% of refund to be charged for applications filed within 30 days after filing deadline, and penalty of 50% for applications filed more than 30 days but less than six months from filing deadline. Bars refunds applied for more than six mos. after filing date. Amends GS 105-439 (rebates on fuels sold to U.S. and on fuel used in aircraft) providing claims for rebate not made on forms provided by Comm'r of Revenue and filed within 60 days of payment of tax to be subject to penalties of 25% for claims filed more than 60 days but less than 90 days from date of payment, 50% for claims filed more than 90 days but less than 240 days from date of payment, and claims filed after 240 days barred (presently claims not filed within 60 days of payment of tax deemed waived). Amends GS 105-446 (1) (rebate on fuels not used in motor vehicles licensed for use on highways) by adding penalty provision for applications filed after April 15 identical with that in proposed GS 105-164.14(c) above. Amends GS 105-446.1 (refunds of gas taxes paid by cities and counties) providing penalties for refund applications filed after quarterly deadlines identical with penalties set out in proposed GS 105-164.14 (c) above. Effective January 1, 1970 but not to effectively revive any claims or applications for refunds previously barred.

H 1412 (Joint Resolution) Future UNC trustee selections — GS 116, MISC RES
Introducers: Andrews & Stanford — Sent to CALENDAR

"Memorializing future North Carolina General Assemblies to adopt certain rules and customs for electing University Trustees." Recommends to future General Assemblies to authorize presiding officers of Senate and House to establish standing committee of each body as Committee on University Trustees, and that officers appoint between 10 and 15 members each and designate from members a chairman and vice-chairmen. Provides that nominations for election to Bd of Trustees be made only in writing by members of General Assembly, addressed to chairmen of committees, with no distinction between "Senate" and "House" nominees; nomination to include certain biographical data. Provides that committee chairmen furnish to members from time to time during session list of nominees, including nominating legislator and biographical data; that chairmen to accept nominations for first 60 days of session and jointly determined time thereafter, with jointly announced termination date for nominations made in writing to all committee members at least 10 legislative days before date. Provides that chairmen and members refrain from "swapping votes" to assist election of any nominee; and that chairmen to call joint meeting of committees at which members receive ballot containing nominees in alphabetical order from which members vote for total member of vacancies in secret. Provides that chairmen report respectively to House and Senate on appropriate number of candidates receiving nomination of joint committee.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1407 County ABC funds-2 — WAYNE
Introducer: Strickland — Sent to CALENDAR

"To amend and rewrite Chapter 1004, Session Laws of 1949, and Chapter 671, Session Laws of 1969, to authorize the Wayne County Board of Alcoholic Control to expend funds for education and rehabilitation of alcoholics." Rewrites cited chapters to require approval of Wayne County Board of Commissioners prior to any program of education and rehabilitation provided in cited chapters.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 178 Local option sales and use tax (last amendment digested in Bulletin No. 102, page 1071).

Amendment adopted in House 6/26/69 (local modification, Edgecombe County) providing tax not to be levied in Edgecombe or Nash Counties unless majority of voters in both counties approve, and providing further that special elections concerning levy of tax need not be held simultaneously in both counties.

S 658 Bank excise tax rates (digested in Bulletin No. 87, p. 857).

Committee Substitute adopted in Senate 6/26/69 deleting all of original bill except provision amending GS 105-228.17 to require report of income from banks to be filed on or before March 15 (now June 1) of each year, and providing act effective on ratification (originally Dec. 31, 1969).

S 735 Unsolicited credit prohibition (digested in Bulletin No. 94, p. 963).

Committee substitute adopted in Senate 6/26/69 making following changes: (1) restricts bill to credit cards (was, also "other credit authorization"); (2) permits oral as well as written express request; (3) sets maximum penalties for violation at $50 fine (was, $500) and/or 30 days imprisonment (was, 6 months); (4) excepts from act credit cards mailed as replacement for previously issued ones, cards mailed to debtor or obligor on sold or assigned account, or cards mailed when notice of intent to mail unsolicited card with return postage provided on self-addressed card/envelope, with addressee given opportunity to advise that no card is wanted and addressee advised that no liability accrues to him until credit card signed by him.

S 771 Business schools/assoc. degrees (digested in Bulletin No. 98, p. 1017)

Amendment adopted in Senate 6/26/69 adding new section to bill amending GS 116-161(d) (State Board of Education to regulate granting awards of certain institutions) to include among institutions regulated private business, trade and correspondence schools described in GS Ch. 115, Art. 31. Includes "appropriate associate degrees" among marks of distinction regulated providing right to award degree by community college, technical institute, industrial education center or business, trade or correspondence school under GS 116-161(d) to be determined with reference to same criteria observed in determinations made under GS 116-161(a), (b) and (c). Provides State Board of Education and State Board of Higher Education to work jointly in formulating such criteria.

S 827 CSC may order out-patient help (com. sub. digested in Bulletin No. 115, p. 1236). Amended in Senate 6/25/69 to delete provision that treatment under Act is to be at private expense and not a public charge.

S 853 Interest rate-NC Stadium (digested in Bulletin No. 107, p. 1156). Amendment adopted in House 6/26/69 to make interest rate that figure as set by Authority (originally, at "the legal rate").

S 865 Public paving contract disputes (digested in Bulletin No. 111, p. 1195). Committee substitute adopted in Senate 6/26/69 deleting original provisions and amending SL 1969, Ch. 950 (H 1058, Public bldg. disputes settlement, digested in Bulletin No. 85, p. 823) by deleting provision that Act (H 1058) not to apply to pending litigation and rewriting it so that H 1058 to apply to claims/litigation pending at time of ratification.

S 882 Fees of Attorney General (digested in Bulletin No. 114, p. 1223). Amendment adopted in Senate 6/26/69 to delete provisions allowing Att'y General $10 fee against persons convicted of criminal offenses who shall lose appeals to the Supreme Court or the Court of Appeals.

HOUSE

H 931 Car inspection fee hike (digested in Bulletin No. 78, p. 728; amendment digested in Bulletin No. 114, p. 1225). Floor amendment adopted in House 6/26/69 to change the effective date from July 1 to July 15, 1969.

H 1366 (Mecklenburg) Countywide juris./Charlotte police (digested in Bulletin No. 110, p. 1186). Committee substitute adopted in Senate 6/26/69 to require approval of Mecklenburg Bd of Comm'rs for Act to take effect, require prior agreement of Charlotte and Mecklenburg County on procedures for implementing Act (originally, agreement of their chiefs of police), and give Bd of Comm'rs right to rescind approval given pursuant to Act upon 30 days written notice.

SENATE AND HOUSE CALENDAR ACTION JUN.26,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28, 6/06) S-REPTD FAV AS AMENDED.
S. 178 LOCAL OPTION SALES AND USE TAX.(5/30, 6/04, 6/05) H-REPTD FAV AS AMENDED. H-AMENDMENT ADOPTED.
S. 242 PORNOGRAPHIC SALES TO MINORS.(5/23) H-REPTD FAV.
#S. 280 VOTING CORPORATE STOCK. H-REPTD UNFAV.
S. 327 JAILER'S FEES.(6/25) S-PLACED ON CAL FOR JUNE 27.
#S. 337 STANDARD,BAIL & RECOGNIZANCE.(5/16) RATIFIED - CHAPTER 1062.
S. 354 EDUC. FOUNDATIONS-TAX DEDUCTION. H-REPTD FAV.
S. 355 CORPORATE LIQUIDATION TAX STATUS. H-PASSED 2ND READING.
S. 356 FOREIGN INTANGIBLES TAX. H-PASSED 2ND READING.
S. 369 NURSE TRAINING - 75-BED HOSPITALS.(6/05, 6/06, 6/23, 6/25) S-CONCURRED IN H AMEND.
S. 389 COMMERCIAL CODE AMENDMENTS.(6/23) H-REPTD FAV.
S. 472 STATE TOBACCO MUSEUM.(5/08, 6/06) H-CONFEREES APPOINTED; H-CONFERENCE REPORT ADOPTED. S-CONFERENCE REPORT ADOPTED.
S. 492 TAX ABATEMENT-COMBAT CASUALTIES. H-REPTD FAV.
S. 658 BANK EXCISE TAX RATES. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 675 INTESTATE SUCCESSION DISTRIBUTION. H-REPTD W/O PREJUDICE.
S. 689 BUILDING INSPECTORS LIABILITY.(6/25) S-CONCURRED IN H AMEND.
S. 700 LEGISLATIVE SERVICES COMMISSION.(6/05, 6/13, 6/18) H-CONFEREES APPOINTED.
S. 712 (J.RES.) LEG'VE CITIZENS ADVIS. COMM.(6/12, 6/25) S-CONCURRED IN H AMEND.
S. 716 MUNICIPAL REVENUE BOND ACT AMDTS..(6/05) H-PASSED 2ND READING.
S. 717 LOCAL GOV'TS CONVEY HOSP. PROP.. H-REPTD FAV.
S. 722 TRAIN TEACHERS IN ECONOMICS.(6/25) H-PASSED 2ND READING.
#S. 733 VALIDATE FOREIGN CONVEYANCES.(6/18) RATIFIED - CHAPTER 1067.
S. 735 UNSOLICITED CREDIT PROHIBITION. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 738 DEP'T ADMIN.PROPERTY ACQUISITION.(6/11, 6/12, 6/25) S-PLACED ON CAL FOR JUNE 27.
S. 739 LRC CLINICAL LAB STUDY.(6/12) H-REPTD FAV.
S. 755 WELFARE LIENS RELEASE OF REALTY. H-REPTD FAV.
S. 761 URBAN RENEWAL ALTERNATIVES. H-REPTD FAV.

S. 771 BUSINESS SCHOOLS/ASSOC. DEGREES.(6/26) S-PLACED ON CAL FOR JUNE 30; S-PLACED ON TODAY'S CAL; S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 783 GARNISHMENT LIABILITY.(6/25) S-CONCURRED IN H AMEND.
S. 788 PARENT CONTROL MINORS UNDER 18. H-PASSED 2ND & 3RD READINGS.
#S. 791 CLEANING SOFT DRINK CONTAINERS. RATIFIED - CHAPTER 1068.
S. 792 NO COLORING IN BREAD. H-REPTD FAV.
S. 794 VEHICLES STOP AT GRADE CROSSINGS.(6/05) H-REPTD FAV AS AMENDED.
S. 795 REMOVE ANNEXATION LAW EXEMPTIONS. H-REPTD FAV.
S. 801 TAX EDUC.FOUNDATION'S TIMBER. H-REPTD FAV.
S. 803 INTANGIBLES EXEMPTIONS/N.C.STOCK. H-PASSED 2ND READING.
S. 804 INCOME TAX/DEDUCTIBLE DIVIDENDS. H-PASSED 2ND READING.
S. 805 CORP.INC.TAX/DEDUCTIBLE DIVIDENDS. H-PASSED 2ND READING.
#S. 806 ADVIS.COMM.MEDICAL ASSISTANCE.(6/11, 6/23) RATIFIED - CHAPTER 1040.
#S. 813 SALES/USE TAX REFUND-SHAW UNIV.. H-REPTD UNFAV.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) H-REPTD FAV.
S. 823 MINORS MAY BORROW FOR COLLEGE.(6/18, 6/25) S-CONCURRED IN H AMEND.
#S. 827 CSC MAY ORDER OUT-PATIENT HELP.(6/24, 6/25) REF TO COM ON CALENDAR.
S. 831 VIOLATE COURT ORDER/MISDEMEANOR.(6/23) H-REPTD FAV.
S. 832 GOVERNOR'S EMERGENCY POWER.(6/20) H-REPTD FAV.
S. 833 EMERGENCY CONFINEMENT PRISONERS. H-REPTD FAV.
S. 848 HEARINGS: COMM'R OF REVENUE. H-REPTD FAV.
S. 853 INTEREST RATE - NC STADIUM.(6/26) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 860 AMEND LIQUID GAS REGULATION. H-REPTD FAV.
#S. 863 RESIDENT BREWERIES TRANSHIPMENTS. S-POSTPONED INDEF.
S. 865 PUBLIC PAVING CONTRACT DISPUTES. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
S. 866 (J.RES.) INTEREST RATE STUDY COMMISSION. S-REPTD FAV.
S. 872 NC CASUALTY INSURANCE TAX. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON FINANCE.
S. 876 (J.RES.) LRC LEGISLATIVE RETIREMENT STUDY. H-REF TO COM ON CALENDAR.
S. 877 APP'T MENTAL HEALTH BUS. MGR.-2. S-REPTD FAV.
S. 878 (J.RES.) BANK TAXATION STUDY: SB 658. S-PLACED ON CAL FOR JUNE 27.
S. 881 CIGARETTE TAX STAMP DISCOUNT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 882 FEES OF ATTORNEY GENERAL.(6/26) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 884 CH. 945/DATE CHANGE,MARSHLANDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 886 ALTERNATE POP TAX PAYMENTS. S-PASSED 2ND READING.
#S. 892 (J.RES.) UNC TRUSTEES ELECTION. RATIFIED - CHAPTER 97.
S. 897 CORRECTING S 726 TYPO. S-REF TO PUB WELF; S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08, 6/19, 6/23) H-CONCURRED IN S-AMENDMENT.
H. 66 ASSAULTING POLICE AND FIREMEN.(3/20, 3/21) S-REPTD FAV.
#H. 87 VEHICLE LOADING.(3/20) H-REPTD UNFAV.
#H. 122 ARREST WITHOUT WARRANT. S-REPTD UNFAV.
H. 258 LIFE INSURANCE CO. INVESTMENTS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC 1.
H. 285 INTEREST RATES AND CHARGES.(6/17, 6/18, 6/20, 6/24) S-REPTD FAV AS AMENDED.
H. 296 TAX PACKAGE.(6/11) S-PASSED 3RD READING.
#H. 322 GRAVEL HAULING SAFETY. H-REPTD UNFAV.
H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06, 6/12, 6/13, 6/25) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND. H-CONCURRED IN 1ST READING OF S-AMENDMENT.
#H. 361 (J.RES.) SMOKY MOUNTAIN PARK ROAD. H-REPTD UNFAV.
H. 384 TAX EXEMPT MILITARY RETIRED PAY.(6/23) S-RE-REF TO COM ON APPROPRN.
H. 433 RETIRED FED.EMP.TAX EXEMPTION.(6/16) S-REF TO COM ON APPROPRN.
H. 581 LIMITED DRIVING PERMITS.(4/17, 6/11) S-POSTPONED TO JUNE 27.
H. 634 LOSS PAYEE'S CLAIM.(6/16) S-PASSED 2ND & 3RD READINGS.
H. 827 TAX-FREE HOSPITAL GIFTS. S-PASSED 2ND & 3RD READINGS.
#H. 852 (J.RES.) VEHICLE REGISTRATION FEE STUDY. H-REPTD UNFAV.
H. 853 (J.RES.) STUDY USE OF ENC SANATORIUM.(6/25) H-PLACED ON CALENDAR.
#H. 925 WRITTEN JURY VERDICTS-FELONIES. H-REPTD UNFAV.
H. 931 CAR INSPECTION FEE HIKE.(6/23, 6/26) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT TO SENATE.
#H. 957 GOOD STUDENT LIABILITY DISCOUNT. H-FAILED 2ND READING.
H. 990 BAN INVOLUNTARY SCHOOL BUSSING.(6/16, 6/24) S-REF TO COM ON JUDIC 2.
H.1054 REMOVE GS RACE REFERENCES.(6/16) S-REPTD FAV AS AMENDED.
#H.1060 REVISE VITAL STATISTICS LAWS.(6/06, 6/20) RATIFIED - CHAPTER 1031.
#H.1089 DEEDS VALID WITHOUT SEAL. H-REPTD UNFAV.
H.1121 COMM'N FOR BLIND ORGANIZATION.(6/25) H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON ST GOVT.
H.1157 BURIAL ASS'N FUNDS TRANSFER. S-PASSED 2ND & 3RD READINGS.
#H.1159 BURIAL ASSOCIATION REVISIONS.(6/11) RATIFIED - CHAPTER 1041.
H.1172 WORK RELEASE PROGRAMS.(6/16) S-W/O PREJUDICE AS AMEND.
H.1192 SEWER SYSTEM DEBT. S-POSTPONED TO JUNE 27.
#H.1205 INCOMPETENTS' SURPLUS INCOME. H-REPTD UNFAV.
#H.1208 REVIEW POST-CONVICTION PROCEEDINGS. RATIFIED - CHAPTER 1044.
H.1225 WATER SAFETY COMMITTEE.(6/13) S-POSTPONED TO JUNE 27.
H.1227 INSURANCE AGENTS EXAMINATION. S-POSTPONED TO JUNE 30.
#H.1259 PUNISHMENT FOR NON-SUPPORT. RATIFIED - CHAPTER 1045.
H.1263 STATE MAMMAL: GRAY SQUIRREL.(6/05) S-POSTPONED TO JUNE 27.
#H.1268 BOND FOR UNBORN MEMBER OF CLASS. H-REPTD UNFAV.
H.1275 UNIFORM CREDIT COMM'N.(6/06) S-REPTD FAV.
#H.1278 DRAINAGE IN SWAMPLANDS. RATIFIED - CHAPTER 1046.
H.1288 LOCAL STREET PAVING AUTHORITY. H-REPTD FAV.

#H.1307 STATE CONSTRUCTION BONDS-2. RATIFIED - CHAPTER 1048.
H.1328 AUTO LIAB.RATES/INVESTMENT INCOME.(6/13) S-POSTPONED TO JUNE 30.
#H.1329 REQUIRE EYE SAFETY IN SCHOOLS.(6/13) RATIFIED - CHAPTER 1050.
H.1337 AMENDING MISDEMEANOR PUNISHMENT.(6/25) S-REF TO COM ON JUDIC 1.
#H.1344 LIMITING STATE FAIRGROUNDS USE. H-REPTD UNFAV W/MINORITY REPT; H-MINORITY REPORT FAILED.
#H.1346 NUMBERED SEATS-5TH HOUSE DISTRICT. RATIFIED - CHAPTER 1054.
#H.1348 FORESTRY ADVISORY COMMITTEE. RATIFIED - CHAPTER 1055.
H.1359 MOTOR FUEL TAX REFUNDS. S-PASSED 2ND READING.
#H.1360 CLARIFY HIGHWAY FUND RATES. RATIFIED - CHAPTER 1056.
#H.1373 RESIDENT BREWERIES TRANSSHIPMENTS. RATIFIED - CHAPTER 1057.
H.1381 (J.RES.) CONTINUE LOCAL GOV'T STUDY COMM'N. S-REF TO COM ON LOC GOVT.
#H.1382 REPEAL FINANCIAL RESPONS. ACT. H-REPTD UNFAV.
H.1384 FEDERAL FUNDS FOR AIRPORTS. S-REF TO COM ON CONS&DEV.
H.1385 VOTING ABUSE STUDY COMM'N. H-REPTD FAV AS AMENDED.
H.1386 CIGARETTE TAX STAMP DISCOUNT. H-REPTD FAV.
#H.1387 (J.RES.) HONORING JOSEPH W. MASON. RATIFIED - RES. 96.
H.1390 ALTERNATE POP TAX PAYMENT. H-REPTD FAV.
H.1391 INCREASE DISCOUNT BEER-WINE TAX. H-REPTD FAV.
H.1392 (H.RES.) LRC PESTICIDE STUDY. H-REPTD FAV.
H.1393 COMMERCIAL FISH BOAT LICENSE FEES. H-REPTD FAV.
H.1394 OYSTER/GREEN SHRIMP TAXES. H-REPTD FAV.
H.1395 FISHDEALER LICENSES. H-REPTD FAV.
#H.1396 CIGARETTE DISPENSER TAX. H-REPTD UNFAV.
H.1397 REPEALING AUTO SAFETY INSPECTION. H-REPTD FAV.
H.1403 TEXTILE EXTENSION FUNDS. H-WITHDRAWN FROM CAL COM; H-RE-REF TO COM ON APPROPRN.

LOCAL BILLS

#S. 181 (ROBESON) BOARD OF HEALTH MEMBERSHIP. H-REPTD UNFAV.
#S. 414 (ONSLOW) JAX GAS TAX REFUND. H-REPTD UNFAV.
S. 582 (AVERY) SCHOOL BOARD ELECTION. H-REPTD FAV AS AMENDED.
S. 598 (CUMBERLAND, HALIFAX, HARNETT, PAMLICO, PERQUIMANS, ROCKINGHAM, SCOTLAND, WARREN) CLARIFY DEADLY WEAPON CONFISCATION. H-REPTD FAV.
#S. 740 (CUMBERLAND) ANNEXATION PROCEDURE.(6/17) RATIFIED - CHAPTER 1058.
#S. 752 (ROCKINGHAM) ILLEGAL TRANSPORT OF LIQUOR. H-REPTD UNFAV.
S. 769 (JONES) COURT FUNDS TRANSFER. H-REPTD FAV.
S. 811 (HALIFAX) ROANOKE RAPIDS RETIREMENT SYSTEM. H-PASSED 3RD READING.
#S. 828 (CLEVELAND) KINGS MTN. ANNEXATION. H-REPTD UNFAV.
#S. 839 (GUILFORD) GREENSBORO REFERENDUM PETITION. RATIFIED - CHAPTER 1060.
S. 844 (ROWAN) SCHOOL LAND SALE TO VOC. WORKSHOP. H-REPTD FAV.
#S. 845 (SAMPSON) CLINTON OFFICIALS' PAY. RATIFIED - CHAPTER 1061.
#S. 858 (CATAWBA) ANNEXATION RESTRICTION. S-REPTD UNFAV.

S. 864 (ROWAN) RATIFY EAST SPENCER ELECTION. H-REPTD FAV.
#S. 879 (ONSLOW) HOLLY RIDGE CORP. LIMITS. S-REPTD UNFAV.
S. 880 (DURHAM) DURHAM CITY EQUIPMENT BIDS. S-REPTD FAV.
S. 883 (CHEROKEE) MUNICIPAL ANNEXATIONS. S-REPTD FAV.
S. 891 (RANDOLPH) SCHOOL BOARD LAND CONVEYANCE. S-REPTD FAV.

H. 497 (FORSYTH) CITY-COUNTY RETIREMENT PLAN. S-PASSED 2ND & 3RD READINGS.
H. 674 (FORSYTH) WEAPONS ON SCHOOL GROUNDS.(6/25) S-REF TO COM ON LOC GOVT.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/20) H-CONCUR'D IN 2ND READING.
#H.1184 (BURKE) GLEN ALPINE SCHOOL PROPERTY.(6/05) RATIFIED - CHAPTER 1043.
#H.1296 (LEE) SCHOOL BOARD TERMS EXTENSION. RATIFIED - CHAPTER 1047.
#H.1308 (ASHE, WATAUGA, WILKES) PUBLIC LIBRARY TAX. RATIFIED - CHAPTER 1049.
H.1318 (MADISON) DEPUTY REGISTER'S PAY. S-REPTD FAV AS AMENDED.
H.1324 (CATAWBA, IREDELL, LINCOLN, MECKLENBURG) CREATE LAKE NORMAN MARINE COMM'N.(6/13, 6/25) H-PLACED ON CALENDAR.
H.1326 (MECKLENBURG) WATERSHED IMPROVEMENT TAX. S-REPTD FAV.
#H.1331 (EDGECOMBE, NASH) ROCKY MOUNT REGISTRATION. RATIFIED - CHAPTER 1051.
#H.1339 (BRUNSWICK) SCHOOL BOARD ALLOWNACES. RATIFIED - CHAPTER 1052.
#H.1340 (COLUMBUS) SCHOOL BOARD ALLOWANCES VACANCY. RATIFIED - CHAPTER 1053.
H.1343 (WAKE) CITY-COUNTY SCHOOL MERGER VOTE. S-WITHDRAWN FROM COM; S-RE-REF TO COM ON RULES.
H.1356 (ROBESON) LUMBERTON SPECIAL SCHOOL TAX. S-PASSED 2ND READING.
H.1358 (CABARRUS) CORRECTING CH.568,SCHOOL BONDS. S-REPTD FAV.
H.1363 (CHATHAM) PITTSBORO EXTRATERRITORIAL ZONING. S-REPTD FAV.
H.1366 (MECKLENBURG) COUNTY WIDE JURIS./CHARLOTTE POLICE. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#H.1367 (DAVIE, IREDELL, SURRY, WILKES, YADKIN) CREATE BLUE RIDGE GAS AUTHORITY. H-REPTD UNFAV.
H.1368 (BUNCOMBE) ASHEVILLE,BUNCOMBE SCHOOL TAX. S-PASSED 2ND READING.
H.1372 (HENDERSON) HENDERSONVILLE $1.70 TAX LIMIT. S-PASSED 3RD READING.
H.1375 (STOKES) EXTEND KING CORPORATE LIMITS. S-REPTD FAV.
H.1378 (LINCOLN) LEVY PUBLIC LIBRARY TAX. S-PASSED 2ND READING.
H.1380 (CUMBERLAND) TAX LISTING REGS. BY COMM'RS. S-REF TO COM ON LOC GOVT.
H.1388 (GASTON) GASTON REG'L PLAN'G COMM'N POWERS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON LOC GOVT.
H.1389 (ASHE) COUNTY HOSPITAL LAND CONVEYANCE. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC 2; S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1400 (PAMLICO) EXTEND ORIENTAL'S LIMIT. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1401 (HERTFORD) DELINQUENT AMBULANCE CHARGES. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON LOC GOVT.

****

Governor Robert W. Scott nominated and the joint session of the Senate and House of Representatives of the North Carolina General Assembly confirmed the following persons as members of the State Board of Education:

Dr. W. Dallas Herring, Rose Hill
Mr. John M. Reynolds, Asheville
Mr. William S. Williams, Jr., Middlesex

Next Sessions of the Senate and House:

10:00 A. M., Friday, June 27, 1969

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 118 -1265- FRIDAY, JUNE 27, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 898 (Joint Resolution) Sine die adjournment 7/2/69 — MISC RES, GS 120
Introducer: McGeachy — Passed and sent to HOUSE

"Providing for adjournment on Wednesday, July 2, 1969." Provides for sine die adjournment of 1969 Assembly at 4:00 p.m. on July 2, 1969.

S 899 Correcting Chs. 995 & 996 — GS 153, 160
Introducer: McGeachy — Sent to RULES

"To amend G. S. 153-87 and G. S. 160-383, as amended by Chapters 995 and 996 of the Session Laws of 1969, to correct certain omissions." Adds to SL 1969, Chs. 995 and 996 (S 745 and S 746) percentage figures inadvertently omitted, which are as follows: in that portion of GS 153-87 relating to county school bond indebtedness, specifies maximum percentage of 5%; in that portion of GS 160-383(b)(5) relating to net municipal debt (with certain exceptions), specifies maximum percentage of 8%. (Both percentages are the same as reflected in the existing law prior to Chs. 995 and 996 of SL 1969.)

S 900 (Joint Resolution) Honoring "Top" Dalton — MISC RES
Introducers: Rauch and J. White — Passed and sent to HOUSE

"Honoring Crawford 'Top' Dalton, a Sergeant-at-arms of the North Carolina General Assembly." As title indicates.

S 901 No tax on free brew (Iden. H 1398) — GS 18
Introducer: Ellis — Sent to FINANCE

"To amend Section 18-81 of the Revenue Code." Identical with H 1398, digested in Bulletin No. 116 at p. 1244.

S 902 Pending Munic Bd Control cases (Iden. H 1416) — GS 160
Introducer: Robinson — Sent to JUDIC 2

"To amend Chapter 673, Session Laws of 1969, relating to the Municipal Board of Control." Adds to SL 1969, Ch. 673 (H 785 - abolishing Municipal Board of Control) a section re-enacting the Municipal Board of Control Act (GS Ch. 160, Art. 17) for the sole purpose of authorizing said Board to hear and determine any pending petition or matter as of June 2, 1969; Board to then cease to exist.

H 1416 Pending Munic Bd Control cases (Iden. S 902) GS 160
Introducer: C. Taylor Sent to CALENDAR

"To amend Chapter 673, Session Laws of 1969, relating to the Municipal Board of Control." Identical with S 902, digested above in today's Bulletin.

H 1417 (Joint Resolution) Util Comm study western service GS 62, STUDY
Introducer: C. Taylor Sent to CALENDAR

"Directing the North Carolina Utilities Commission to make an investigation of the service being rendered (or not being rendered) by Western Carolina Telephone Company and Westco Telephone Company in North Carolina." As title indicates; Comm'n to order show cause hearing on revocation of certificates of named companies if its staff study finds reasonable evidence that companies are not adequately meeting customer responsibilities; Comm'n to take whatever action is proper in view of evidence.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1413 Dog tax proceeds GUILFORD
Introducer: Coble Sent to CALENDAR

"To add Guilford County to the list of counties exempted from certain requirements as to the proceeds of the dog tax." Adds Guilford to list of counties exempted from GS 67-13 provisions requiring county comm'rs to appoint freeholders to determine dog damages.

H 1414 Pistol permits MECKLENBURG
Introducers: Vogler, Baugh, Beatty, H. Campbell, Carson, Hicks and A. Jones Sent to CALENDAR

"To amend Chapter 1073 of the Session Laws of 1959 relating to pistol permits so as to make the same applicable to Mecklenburg County." Brings Mecklenburg under cited Act (now, expressly exempted), which transfers from clerk of superior court to sheriff duties of issuing weapons permits and disposing of confiscated weapons.

H 1415 School board salaries NASH
Introducers: Fenner, Eagles and Barbee Sent to CALENDAR

"To allow the county commissioners to set the salaries of members of the Board of Education of Nash County." Effective July 1, 1969 authorizes county comm'rs to alter salaries of board members and chairman of county board of education, but not to be set higher than $1,200 and $1,800, respectively. Funds to be provided in same manner as for school capital outlay and plant maintenance.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 7 Day-care facilities (Sen. com. sub. digested in Bulletin No. 82, p. 782).

Amendments adopted in House 6/27/69: (1) eliminating requirement that if day-care facility keeps children under two years of age, cook may not be counted as one of required adult supervisors; (2) changing references to State Dept. and Bd. of Public Welfare to refer to Dept. and Bd. of Social Services; and (3) adding appropriation to Dept. of Social Services for administration of program--$71,250 for 1969-70 and $75,016 for 1970-71.

S 77 Mechanics, materialmen's liens (digested in Bulletin No. 17, p. 92, H amendment in No. 103, p. 1099).

Conference report adopted in both houses 6/27/69 that: (1) rejects House amendment that would have inserted in Act new GS 44A-17 providing for each spouse to be agent for other in entirety property (i.e., subject to a lien on the contract for improvement thereto by either spouse unless dissenting spouse objects in writing to lienholder within 10 days of first furnishing labor or materials); (2) accepts House amendments that (a) clerk to note (originally, record) the claim of lien on judgment docket; (b) additional copy of claim of lien (originally, "the claim of lien") may also be filed with specified persons; (c) remedy of attachment to be available in specified circumstances to "any other person" (adds quoted words) as well as to lien claimant; and (d) that act to become effective Jan. 1, 1970 and not to apply to pending litigation.

S 109 Public kindergarten program (digested in Bulletin No. 26, p. 151).

Committee substitute adopted in Senate 6/27/69 to provide program for as many pupils as funds appropriated for purpose will permit (originally, program was to be available to all 5-yr. olds by 1976-77 school year). Adds provisions setting forth objectives of program, and deletes provisions making appropriations from General Fund of $6 million for 1969-70 and $12 million for 1970-71.

S 140 Zoo Authority (digested in Bulletin No. 30, p. 186).

Committee substitute adopted in Senate 6/27/69 providing for 15-member board of directors to be appointed by Governor (originally, 75-member board of trustees to be appointed by Governor, Lt. Gov. and General Assembly); adds specification for 60-man Advisory Bd.; provides for Directors and Advisory jointly to select 9-member site Committee to select site for zoo (originally, selection to be made by "Zoo Site Selection Commission" appointed by Governor etc.); provides for 5-member executive committee (originally, 15-member committee); expresses intent that zoo funds be obtained primarily from private sources and that Authority not to pledge State's faith.

S 149 Pavement lines (digested in Bulletin No. 31, p. 194).

Amendment adopted in Senate 6/27/69 requiring marking of paved secondary roads having average traffic of 200 vehicles per day (originally, 100).

S 313 Old Rock House (digested in Bulletin No. 54, p. 433).

Committee substitute adopted in Senate 6/27/69 making changes in "Whereas Clauses", but leaving appropriation at $100,000.

S 502 Historic Edenton funds (digested in Bulletin No. 69, p. 625).

Amendment adopted in Senate 6/27/69 reducing appropriation from $95,000 to $30,000.

S 517 Historic Lane House funds (digested in Bulletin No. 71, p. 647).
Amendment adopted in Senate 6/27/69 reducing appropriation from $12,500 to $5,000.

S 582 (Avery) School board election (digested in Bulletin 81, p. 773).
Amendment adopted in House 6/27/69 providing for election to be in March for 4-yr. terms (originally, in Feb. for 6-yr. terms).

S 674 Tri-County Tech funds (digested in Bulletin No. 89, p. 886).
Substitute adopted in Senate 6/27/69 to reduce appropriation from $50,000 to $25,000 and specify that appropriation to be Dep't of Community Colleges for operation expenses to be used in connection with Tri-County Tech (originally, to Tech for capital improvements).

S 687 Council of State compensation (digested in Bulletin No. 90, p. 901).
Substitute adopted in Senate to replace provisions of original bill that Council of State compensation to be same as fixed from time to time for Court of Appeals judges (presently, $24,000), with provisions amending appropriate GS provisions to raise these salaries from $20,000 in each case to $27,000 for Attorney General, $26,000 for Sup't of Public Instruction, and $22,500 for other members of Council -- Comm'rs of Labor, Agriculture, and Insurance, and Treasurer, Auditor, and Secretary of State).

S 739 (Joint Resolution) LRC clinical lab study (digested in Bulletin No. 94, p. 964).
Floor amendment adopted in House 6/27/69 providing for the licensing of commercial donor blood banks and personnel who draw and handle human blood (originally, provided for licensing of clinical laboratories and personnel who examine human specimens for diagnostic purposes).

S 749 Cash dividends-liquidated corps. (digested in Bulletin No. 96, p. 988).
Amendment adopted in House 6/27/69 adding proviso that act not to apply to pending litigation.

S 794 Vehicles stop at grade crossings (digested in Bulletin No. 100, p. 1044).
Amendment adopted in House 6/27/69 limiting stopping requirement on motor vehicles carrying dangerous articles, etc. to only "property hauling motor vehicle licensed in excess of 10,000 pounds" (adds quoted words). Provides Act not to require driver of vehicle to stop at certain railroad grade crossings protected by gate or, flashing signal designed to stop traffic when gate or flashing signal does not indicate the approach of a train. (Originally, crossing where stop and go traffic light controls movement of traffic.)

HOUSE

H 34 Historic Murfreesboro funds (digested in Bulletin No. 7, p. 34).
Amendment adopted in House 6/27/69: (1) reducing appropriation from $50,000 to $20,000, and (2) conditioning payment on receipt of $9,000 in non-state matching funds by Historic Murfreesboro Comm'n.

H 78 Legislator subsistence (digested in Bulletin No. 14, p. 76).
Amendment adopted in House 6/27/69 making daily subsistence rate increase ($20 to $25) retroactive to Jan. 15, 1969.

H 79 Increase court officials pay (digested in Bulletin No. 14, p. 76).
Amendment adopted in House 6/27/69 increasing compensation of solicitors to $14,500 (now, $13,000), except for solicitors who qualified July 1, 1967 as full time solicitors or who qualify July 1, 1969 as full time solicitors (under GS 7-45(b)) to receive $16,500 (now, only those who qualify as of July 1, 1968).

H 86 Funds for N.C. State Theatre (digested in Bulletin No. 16, p. 87).
Amendment adopted in House 6/27/69 reducing appropriation to Vagabond School of the Drama, Inc. for operation, construction and expansion of NC State Theatre at Flat Rock from $25,000 to $5,000 for each year of 1969-71 biennium.

H 118 Environment and resources study (digested in Bulletin No. 20, P. 110).
Technical amendment adopted in House 6/27/69.

H 157 Boggan-Hammond House funds (digested in Bulletin No. 23, p. 135).
Amendment adopted in House 6/27/69 reducing potential appropriation to Anson County Historical Society for preservation, restoration and maintenance of Boggan-Hammond House and properties from $30,000 to $20,000.

H 171 Annual legislative sessions (digested in Bulletin No. 25, p. 147; amendment digested in Bulletin No. 106, p. 1144).
Amendments adopted in Senate 6/27/69: (1) making clear that if General Assembly and voters approve both constitutional amendment proposed by H 171 and amendment proposed by S 362 (empowering 3/5 of legislators by petition to force calling of extra legislative session), annual session amendment takes precedence over S 362 amendment with respect to frequency of regular legislative sessions; and (2) making technical change.

H 214 Zoo Authority (digested in Bulletin No. 30, p. 188).
Technical amendment adopted in House 6/27/69.

H 215 Zoo appropriations (digested in Bulletin No. 30, p. 188)
Amendment adopted in House 6/27/69 appropriating to NC Zoological Authority $250,000 for 1969-71 biennium to aid in establishment of zoo in NC, with $50,000 of appropriation transferred to NCZA Board within 90 days of Board's organizing for use, with other available funds, in beginning site selection and basic zoo plan; balance of appropriation to be transferred on approval of Governor and Advisory Budget Comm'n, either as one or several sums, when reasonable plan presented to Governor and Advisory Budget Comm'n which will indicate public support of zoo and substantial non-state funds; and all conditioned upon NCZA never again seeking appropriations of General Assemblies. (Original appropriation was for $1,500,000.)

H 227 Rescue squad operation (digested in Bulletin No. 32, p. 204).
Amendment adopted in House 6/27/69 reducing appropriation to NC Ass'n of Rescue Squads for purchase and equipping of mobile communications center from $42,000 to $40,000.

H 231 State Constitution revision (digested in Bulletin No. 32, p. 204; last amendments digested in Bulletin No. 101, p. 1060).
Amendment adopted in Senate 6/27/69 to provide that General Assembly to provide that every child of appropriate age and sufficient mental and physical ability to attend school, unless educated by other means.

H 252 Commission on Women funds (digested in Bulletin No. 34, p. 221).
Amendment adopted in House 6/27/69 reducing appropriation to Comm'n on Education and Employment of Women from $4,000 to $3,000 for each year of 1969-71 biennium for travel and subsistence and office expenses.

H 273 Community college operating funds (digested in Bulletin No. 36, p. 239).

Amendment adopted in House 6/27/69 reducing appropriation to State Board of Education, Dep't of Community Colleges for per-student allocations to various institutions of CC System from $1,256,850 in 1969-70 and $1,495, 830 in 1970-71 to $35,881.40 and $42,738 respectively. Reduces per student formula from $35 per to $1 per.

H 278 State aid for nursing schools (digested in Bulletin No. 37, p. 247).

Amendment adopted in House 6/27/69 reducing appropriation to State Board of Education for financial assistance to hospital diploma programs of nursing education from $1,300,000 to $650,000; reduction accomplished by reducing financial assistance from $400 to $200 per student duly enrolled.

H 285 Interest rates and charges (House Committee Substitute digested in Bulletin No. 110, P. 1187).

Amendments adopted in Senate 6/27/69 making following changes H 285, fifth edition, engrossed June 24: (1) Amends proposed GS 24-1.1 (a) (contract rates) providing for payment of maximum of 9% (previously 8%) interest per year on loans of up to $50,000 secured by first mortgages or deeds of trust on real property. (2) Rewrites proposed GS 24-1.2 (Installment rates) providing on installment loans for a term of not less than six months and not secured by first deeds of trust or first mortgages on real property, and which are payable in equal monthly installments, parties may contract to charge interest thereon not exceeding 15% simple annual interest on balance outstanding. Provides parties may agree, in lieu of interest, on a minimum $10 aggregate or $1 per payment fee to be charged at time of making original loan, but not regarding any renewal or extension. Provides due date of first monthly payment not to be more than 45 days following disbursement of funds under installment loan. (Omits provisions in Com Sub. prohibiting use of real property in any way as security for installment loan, setting outer time limit of 120 months and amount limit of $5,000 on loans for which 15% maximum rate may be charged, permitting prepayment without penalty, prohibiting discounting of interest in advance, and providing for monthly computation of interest on outstanding principal. Further, omits all of proposed GS 24-1.2(b) concerning installment loans not exceeding $300,000 not secured by first security instrument on real property at maximum interest rate of 12% and limiting amount and terms of second mortgages on real property by lenders holding first mortgages thereon). (3) Deletes "piece of action" prohibition of Comm. Sub. in proposed GS 24-8, prohibiting lender from charging any amount other than collateral or amounts provided in GS 24 and 53 to secure repayment of principal for loan, and provides in lieu thereof if lender requires borrower to make available (other than "fair consideration or fair return paid by the lender to the borrower") any money or other consideration, such consideration to be taken into account in determining effective rate of interest charged with respect to loan; provided, provision not to apply to loans exceeding $300,000. (4) Rewrites proposed GS 24-10(a) (Maximum fees on loans secured by real property) providing borrower not required to pay any fees or discounts in addition to lawful interest in connection with loan secured by mortgage or deed of trust on real property, except 1% fee on residential loans other than construction loans, or 2% on any other loan -- but see 5, below. (Omits provisions in Comm. Sub. limiting principal of loans to which subsection applies to $300,000. Rewrites proposed GS 24-10(b) to provide any loan secured by mortgage or deed of trust on residential real property may be prepaid in full (after 30 days notice to lender) with maximum prepayment penalty of 2% of outstanding balance any time within three years after first payment of principal, with no prepayment penalty. Amends GS 24-10(c) (definition of "construction loan") providing such loan to be payable in full within 18 mos. from execution of note by borrower on loan secured by residential property or within 36 months of execution of note by borrower in case of other loan; except if note represents permanent financing of construction loan, such note to

provide for direct reduction payments (regular installment payments of principal and interest) beginning within one month following date note would otherwise be payable in full. Provides commitment to make "construction loan" and commitment under same note to make note repaid by direct reduction payments to be considered as two separate loans. Adds new subsection (d)defining "residential property" as that on which is or is to be located by construction one or more dwelling units for not more than four families. (5) Adds new Section providing provisions of proposed GS 24-10(a) and (b) not to be applicable to VA or FHA approved loans, and provisions of GS 24-10(a) not to be applicable to prepayment fees. (6) Rewrites present GS 24-11 to provide, notwithstanding other provisions of law, lending agencies or banks within State permitted to make loans or advance credit under revolving credit charge card or check overdraft plans and charge interest at rate not exceeding 1-1/2% per month computed on unpaid balance. [Note: this substantially rewrites Comm. Sub. proposed GS 53-43 (6) relating to interest rates on revolving charge accounts and places provision in Chapter 24 (Interest) instead of Chapter 53 (Banks).] (7) Amends proposed GS 53-43 change prohibiting banks in making loans to receive discounts in advance where "effective rate of" interest collected would exceed rates provided in GS 24-1.1 and GS 24-1.2 if not collected in advance. (Adds quoted words.) (8) Deletes Comm. Sub. proposed GS 53-43 which set out graduated interest ceilings charged on balances in revolving charge and check credit loans, inserting rewritten provision as proposed GS 24-11 (amendment #6, above). (9) Amends proposed GS 53-141(1) (powers of industrial banks) conferring additional powers to loan money on real or personal security, and to take and receive interest of discounts subject to proposed GS 53-43-(1). (10) Deletes proposed GS 53-141(2) conferring on industrial banks limited power to make certain installment loans, and (11) adds to proposed GS 53-141(3) provision generally empowering such banks to make such installment loans at rates provided in proposed GS 24-1.2. (12) Amends proposed GS 53-166(a), -173, 176, 179, and 190 amendments raising maximum amount consumer finance companies permitted to loan to $1,000 (Comm. Sub. provided $900). (13) Deletes Comm. Sub. proposed rewrite of GS 53-174 which provided for refund of certain interest paid and method for determining amount to be refunded on loan made by consumer finance company in event borrower pays loan in full, by cash, new loan, or renewal of loan in lieu of "Rule of 78's" provision (i.e., Senate amendment revives Rule of 78's). (14) Amends Comm. Sub. proposed GS 53-173(1) (maximum rates, small loans) permitting interest to be charged at a rate of $11/100 on that part of loan between $300 and $600, and raising maximum reference to $1,000 (originally, $900).

H 289 Elizabethan Gardens funding (digested in Bulletin No. 39, p. 266).
Amendment adopted in House 6/27/69 reducing appropriation to Elizabethan Garden Clubs of North Carolina from $10,000 to $7,500 for each year of 1969-71 biennium.

H 300 UNC med school maintenance funds (digested in Bulletin No. 40, p. 283).
Amendment adopted in House 6/27/69 in House deleting Act's 1969-70 appropriations to UNC-CH, division of Health Affairs and providing 1970-71 appropriation of $141,986 (was, $278,160) for teaching program for NC med students, and $131,754 (unchanged) to improve education of personal and family physicians; deletes entirely 1970-71 $256,304 appropriation to improve community medical care.

H 307 UNC family medical prof funds (digested in Bulletin No. 40, p. 284).
Amendment adopted in House 6/27/69 changing purpose of appropriation from establishing professorship of Family Medicine at UNC School of Medicine to establishing Dep't of Family Medicine to be co-equal with other Med. School dep'ts.

H 349 Historic Hope funds (digested in Bulletin No. 42, p. 304).
Amendment adopted in House 6/27/69 reducing appropriation to Dep't of Archives and History for repair and restoration of Historic Hope from $75,000 to $35,000.

H 379 Center for alcoholic studies (digested in Bulletin No. 45, p. 332).
Amendment adopted in House 6/27/69 reducing appropriation to UNC-CH for establishment of NC Center for Alcoholic Studies from $160,000 for 1969-70 and $200,000 for 1970-71 to $40,000 for each year of the biennium.

H 413 Gas tax proceeds-Wildlife (digested in Bulletin No. 48, p. 366).
Amendment adopted in House 6/27/69 reducing NC Wildlife Comm'ns share of motor fuel tax proceeds from (GS 105-434) 1/4 of 1% to 1/8 of 1%.

H 466 C&D Assistant Ranger funds (digested in Bulletin No. 52, p. 406).
Committee substitute adopted in House 6/27/69 appropriating $20,000 for employment of additional personnel to assist county forest rangers (originally, $162,636 for assistant rangers and $18,450 to erect and equip county forestry headquarters in Chatham County).

H 477 Abolishing Seashore Commission (Iden. S 310 digested in Bulletin No. 53, p. 417).
Amendment adopted in House 6/27/69 adding provision that nothing in Act to affect authority of Water and Air Resources Dep't concerning shore-erosion control or prevention, beach protection or hurricane protection under GS 143-355 or any other law.

H 484 Local Affairs Department (Iden. S 304 digested in Bulletin No. 53, p. 415).
Amendment adopted in House 6/27/69 clarifying Local Affairs Dep't functions with respect to law and order as being to assist and participate with local law enforcement agencies, at their request, to improve law enforcement and administration of criminal justice; and defining policy-making and supervisory authority of Committee on Law and Order within Dep't in same terms.

H 510 Bentonville Historic Site funds (digested in Bulletin No. 55, p. 449).
Amendment adopted in House 6/27/69 reducing appropriation to Dep't of Archives and History for purchase of tract at Historic Bentonville Site from $40,000 to $15,000.

H 569 Historic Carson House funds (digested in Bulletin No. 58, p. 461).
Amendment adopted in House 6/27/69 reducing appropriation to Dep't of Archives and History in connection with Historic Carson House from $31,000 to $15,000 and adding condition that McDowell County Historical Society raise $5,000 in non-state matching funds.

H 621 Historical preservation funds (digested in Bulletin No.61, p. 499).
Amendment adopted in House 6/27/69 reducing appropriation to Dep't of Archives and History for archaelogical research and restoration in Carteret County from $50,000 to $40,000.

H 669 Moores Creek Park funds (digested in Bulletin No. 62, p. 514).
Amendment adopted in House 6/27/69 reducing appropriation to Dep't of Archives and History for acquisition of lands for inclusion in Moores Creek National Military Park from $25,000 to $10,000; makes same reduction in equal matching funds provision.

H 688 Historic Halifax funds (digested in Bulletin No. 63, p. 532).
Amendment adopted in House 6/27/69 reducing appropriation to Dep't of Archives and History for Historic Halifax from $100,000 to $80,000; adds $40,000 for 1969-71 biennium administrative expenses with regard to all historic sites in NC in addition to all other funds appropriated.

H 750 Wright Tavern funds (digested in Bulletin No. 65, p. 566).
Amendment adopted in House 6/27/69 reducing appropriation to Dep't of Archives and History for The Wright Tavern from $35,000 to $15,000 upon condition that Rockingham Historical Society, Inc. raise equal non-state matching funds.

H 787 NC employees travel/subsistence (digested in Bulletin No. 66, p. 579).
Amendment adopted in House 6/27/69 reducing travel mileage allowances for NC officers and employees from 10¢ to 9¢ (now, 8¢); reducing in-state subsistence allowance from $16 per day to $15 per day (now, $12 per day).

H 801 Fort Dobbs funds (digested in Bulletin No. 67, p. 596).
Amendment adopted in House 6/27/69 reducing appropriation to Dep't of Archives and History for Fort Dobbs from $25,000 to $15,000; reduction reduces equal matching funds provision as well.

H 811 Historic Hillsborough funds (digested in Bulletin No. 67, p. 598).
Amendment adopted in House 6/27/69 reducing appropriation to Dep't of Archives and History for Historic Hillsborough from $25,000 to $10,000.

H 817 Teacher retirement allowance (digested in Bulletin No. 68, p. 616).
Amendment adopted in House 6/27/69 retaining only that portion of Act which appropriates $51,150 to increase by 15% per month retirement pensions paid public school teachers and State employees with 20 or more years service, who separated prior to July 1, 1941 and who attained 65 years of age on or before 8/1/59.

H 877 Self-liquidating bond rate hike (digested in Bulletin No. 73, p. 674).
Amendment adopted in House 6/27/69 raising proposed interest rate hike throughout bill from 6% to 8%.

H 932 Roanoke River project funds (digested in Bulletin No. 78, p. 728).
Amendment adopted in House 6/27/69 reducing proposed appropriation from $35,000 to $5,000 for 1969-71 biennium.

H 1101 NC estuary study (Iden. S 607, digested in Bulletin No. 82, p. 778).
Amendment adopted in House 6/27/69 reducing proposed appropriation for study from $200,000 to $94,000 for 1969-71 biennium.

H 1139 Hearing-impaired children/school (digested in Bulletin No. 90, p. 904).
Amendment adopted in House 6/27/69 deleting provisions permitting transfers of funds available from nine-month school fund and other available sources for instructional program for hearing-impaired children, and permitting State Board of Education to establish separate salary schedule for personnel in such programs which exceed teacher allotments in programs for normal children.

H 1216 Parkway Playhouse funds (digested in Bulletin No. 94, p. 965).
Amendment adopted in House 6/27/69 reducing proposed appropriation for Parkway Playhouse from $10,000 to $5,000.

H 1221 Omnibus court amendments-2 (digested in Bulletin No. 94, p. 966).
Amendment adopted in House 6/27/69 raising from $3,500 to $5,000 per year the amount Superior Court Judge permitted to receive in lieu of travel and subsistence expenses. Further amends table proposed GS 7A-133 by providing increase from 6 to 7 number of judges which 18th and 26th judicial districts are entitled (effective Dec., 1968), increase from 3 to 4 the number of full-time assistant prosecutors to which 18th and 26th judicial district entitled, and increase from 0 to 1 the number of full-time assistant prosecutors to which 14th judicial district entitled.

H 1286 Dep't Adm'n veto state/reg'l plans (digested in Bulletin No. 100, p. 1046).
Amendment adopted in House 6/27/69 rewriting proposed addition to GS 143-43.2 providing all state agencies, fund or state-supported institutions, commissions or regional planning and development bodies required to submit to Dep't of Adm'n a statement of participation in any contract, agreement, plan or request for non-state funds, including Federal Funds. (Originally, required prior approval of Dep't of Adm'n prior to application by agencies for any non-state funds.)

H 1318 (Madison) Deputy registers pay (digested in Bulletin No. 104, p. 1114).
Amendment adopted in Senate 6/27/69 providing annual salary of deputy register until July 1, 1969 and retroactive January 1, 1969 to be $3,000 (originally $3,900). Further specifying all fees collected by Register of Deeds of Madison County to be deposited in County General Fund.

H 1349 Alamance Battle Site funds (digested in Bulletin No. 107, p. 1155).
Amendment adopted in House 6/27/69 reducing from $56,000 to $50,000 appropriation to Dep't of Archives and History for Alamance Battleground State Historic Site.

H 1350 Lake Waccamaw Park funds (digested in Bulletin No. 107, p. 1155).
Amendment adopted in House 6/27/69 reducing from $100,000 to $50,000 proposed appropriation to Division of State Parks of Dep't of C&D for purchase of lands adjoining Lake Waccamaw for creation of State Park.

H 1385 Voting Abuse Study Comm'n (digested in Bulletin No. 114, p. 1223).
Amendment adopted in House 6.27.69 reducing from $15 to $10/day compensation to be received by members of study comm'n for each day spent in work of Comm'n.

H 1417 Util. Comm. study western service (digested above in today's bulletin).
Amendment adopted in House 6/27/69 deleting from resolution particular reference to complaints of Western Carolina University.

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES. (5/08, 6/27) H-REPTD FAV; H-AMENDMENT ADOPTED; H-RE-REF TO COM ON JUDIC 2.

S. 54 INCREASE PAY COURT OFFICIALS. S-REPTD FAV AS AMENDED.

S. 59 5TH.DIST. RESIDENT JUDGE. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; H-SENT TO HOUSE.

S. 77 MECHANICS',MATERIALMEN'S LIENS. (3/07, 6/06) S-CONFERENCE REPORT ADOPTED.

#S. 82 ENVIRONMENT AND RESOURCES STUDY. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.

S. 109 PUBLIC KINDERGARTEN PROGRAM. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.

S. 140 ZOO AUTHORITY. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-POSTPONED INDEF.

S. 141 ZOO APPROPRIATIONS. S-REPTD FAV AS AMENDED.

#S. 147 RESCUE SQUAD APPROPRIATION. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.

S. 149 PAVEMENT LINES. (3/14) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

S. 160 COMPENSATION GENERAL ASSEMBLY. (3/26, 5/28, 6/06) S-PLACED ON CAL FOR JUNE 30.

S. 178 LOCAL OPTION SALES AND USE TAX. (5/30, 6/04, 6/05, 6/26) H-PASSED 2ND READING.

S. 179 STATE AID FOR NURSING SCHOOLS. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.

#S. 196 UNC MED SCHOOL MAINTENANCE FUNDS. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.

#S. 197 UNC FAMILY MEDICINE PROF FUNDS. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.

S. 199 (J.RES.) MED SCHOOLS - INCREASE GRADS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.

S. 200 (J.RES.) PREMED EDUCATION NEEDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.

#S. 234 ELIZABETHAN GARDEN FUNDS. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.

S. 242 PORNOGRAPHIC SALES TO MINORS. (5/23) H-POSTPONED UNTIL JUNE 30.

S. 277 SENC AGRICULTURE RESEARCH. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

#S. 283 TOBACCO RESEARCH APPROPRN. S-REPTD FAV; S-POSTPONED INDEF.

#S. 303 STATE AND REGIONAL PLANNING. (4/08) S-REPTD FAV; S-POSTPONED INDEF.

#S. 304 LOCAL AFFAIRS DEPARTMENT.(4/08) S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.
#S. 310 ABOLISHING SEASHORE COMMISSION.(5/28) S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.
S. 313 OLD ROCK HOUSE APPROPRIATION.(6/27) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSSTITUTE ADOPTED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 327 JAILER'S FEES.(6/25) S-CONCURRED IN H AMEND.
S. 354 EDUC. FOUNDATIONS-TAX DEDUCTION. H-PASSED 2ND READING.
S. 355 CORPORATE LIQUIDATION TAX STATUS. H-PASSED 3RD READING.
S. 356 FOREIGN INTANGIBLES TAX. H-PASSED 3RD READING.
S. 389 COMMERCIAL CODE AMENDMENTS.(6/23) H-PASSED 2ND & 3RD READINGS.
#S. 415 LAKE WACCAMAW SPILLWAY FUNDS. S-REPTD FAV; S-POSTPONED INDEF.
S. 444 COLONIAL RECORDS PROJECT FUND.(6/27) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 461 WRIGHT TAVERN FUNDS. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.
S. 472 STATE TOBACCO MUSEUM.(5/08, 6/06) S-CONFERENCE REPORT ADOPTED.
#S. 480 FORT DOBBS FUNDS. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.
S. 483 "BLANDWOOD".(6/27) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 492 TAX ABATEMENT-COMBAT CASUALTIES. H-PASSED 2ND & 3RD READINGS.
#S. 495 RAVEN-ROCK PARK FUNDS. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.
S. 497 OMNIBUS COURT AMENDMENTS.(5/08) S-REPTD FAV AS AMENDED; S-PASSED 2ND & 3RD READINGS.
S. 502 HISTORIC EDENTON FUNDS.(6/27) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 517 HISTORIC LANE HOUSE FUNDS.(6/27) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
#S. 531 SELF LIQUIDATING PROJECT FUNDS. S-REPTD FAV; S-POSTPONED INDEF.
#S. 532 SELF LIQUIDATING BOND RATE HIKE. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.
S. 533 SELF LIQUIDATING PROJECT FUNDS-2. S-REPTD FAV.
#S. 560 ROANOKE RIVER PROJECT FUNDS. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.
S. 563 MIDDLE GRADES VOC-ED. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 566 FULL TIME SOLICITORS. S-REPTD FAV.
#S. 584 MINING REGISTRATION FUNDS. S-REPTD FAV; S-POSTPONED INDEF.
#S. 607 NC ESTUARY STUDY. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.
#S. 613 REVISE HUNT-FISH-TRAP FEES.(5/29, 6/04, 6/23) RATIFIED - CHAPTER 1042.
#S. 626 LOW-INCOME HOUSING FUNDS. S-REPTD FAV; S-POSTPONED INDEF.
S. 641 STATE BUILDING DESIGN BIDS. S-REPTD FAV; S-POSTPONED INDEF.
S. 652 JUDGE RETIREMENT QUALIFICATIONS. S-PLACED ON CAL FOR JUNE 30.

S. 658 BANK EXCISE TAX RATES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 662 UNDERWRITING URBAN AREA INSURANCE. S-REPTD W/O PREJUDICE-AMEND.
S. 674 TRI-COUNTY TECH FUNDS. (6/27) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 675 INTESTATE SUCCESSION DISTRIBUTION. H-POSTPONED UNTIL JUNE 30.
#S. 681 HEARING-IMPAIRED CHILDREN/SCHOOL. S-REPTD FAV AS AMENDED; S-POSTPONED INDEF.
S. 682 COMPENSATION TO LEMUEL PARROTT. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 687 COUNCIL OF STATE COMPENSATION. S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 690 INS.COMM'R & LOCAL BLDG INSPECTORS. RATIFIED - CHAPTER 1063.
#S. 691 COUNTY BLDG INSPECTOR JURISD'N. (6/05) RATIFIED - CHAPTER 1064.
S. 692 STATE BUILDING CODE UPDATE. (6/05) H-POSTPONED UNTIL JUNE 30.
#S. 693 OBSOLETE BUILDING LAWS REPEALED. (6/05) RATIFIED - CHAPTER 1065.
#S. 694 CREATING COUNTY INSPECTION DEP'TS. (6/05) RATIFIED - CHAPTER 1066.
S. 716 MUNICIPAL REVENUE BOND ACT AMDTS.. (6/05) H-PASSED 3RD READING.
S. 717 LOCAL GOV'TS CONVEY HOSP. PROP.. H-PASSED 2ND & 3RD READINGS.
S. 721 ECU MED SCHOOL STUDY. S-REPTD FAV.
S. 722 TRAIN TEACHERS IN ECONOMICS. (6/25) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND.
S. 735 UNSOLICITED CREDIT PROHIBITION. S-PASSED 2ND READING.
S. 736 BLIND AND DEAF SCHOOLS STUDY. S-REPTD FAV.
S. 738 DEP'T ADMIN. PROPERTY ACQUISITION. (6/11, 6/12, 6/25) S-CONCURRED IN H AMEND.
S. 739 LRC CLINICAL LAB STUDY. (6/12, 6/27) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 749 CASH DIVIDENDS-LIQUIDATED CORPS. (6/27) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND; S-CONCURRED IN H AMEND.
S. 755 WELFARE LIENS RELEASE OF REALTY. H-POSTPONED UNTIL JUNE 30.
S. 761 URBAN RENEWAL ALTERNATIVES. H-PASSED 2ND READING.
#S. 766 WATER/SEWER OPERATOR CERTIFICATION. (6/11) RATIFIED - CHAPTER 1059.
S. 771 BUSINESS SCHOOLS/ASSOC. DEGREES. (6/26) S-PLACED ON CAL FOR JUNE 30.
S. 792 NO COLORING IN BREAD. H-PASSED 2ND & 3RD READINGS.
S. 794 VEHICLES STOP AT GRADE CROSSINGS. (6/05, 6/27) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 795 REMOVE ANNEXATION LAW EXEMPTIONS. H-PASSED 2ND READING; H-POSTPONED UNTIL JUNE 30.
S. 800 (J.RES.) N.C. INTERNATIONAL MONTH FUNDS. S-REPTD FAV AS AMENDED.
S. 801 TAX EDUCATION FOUNDATIONS' TIMBER. (6/20) H-PASSED 2ND READING.

S. 803 INTANGIBLES EXEMPTIONS/N.C.STOCK. H-PASSED 3RD READING.
S. 804 INCOME TAX/DEDUCTIBLE DIVIDENDS. H-PASSED 3RD READING.
S. 805 CORP.INC.TAX/DEDUCTIBLE DIVIDENDS. H-PASSED 3RD READING.
#S. 815 INTEREST RATES: NC MED.CARE COMM'N.(6/13) RATIFIED - CHAPTER 1069.
S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) H-PASSED 2ND & 3RD READINGS.
S. 822 UNC TRUSTEES VACANCIES. H-PASSED 2ND & 3RD READINGS.
S. 827 CSC MAY ORDER OUT-PATIENT HELP.(6/24, 6/25) H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
S. 830 STUDY VOC-REHAB CENTERS. S-REPTD FAV.
S. 831 VIOLATE COURT ORDER/MISDEMEANOR.(6/23) H-PASSED 2ND & 3RD READINGS.
S. 832 GOVERNOR'S EMERGENCY POWER.(6/20) H-PASSED 2ND & 3RD READINGS.
S. 833 EMERGENCY CONFINEMENT PRISONERS. H-PASSED 2ND & 3RD READINGS.
S. 835 BEER-WINE SALE CURFEW HOURS. H-AMENDMENT FAILED; H-PASSED 2ND & 3RD READINGS.
S. 842 RECRUIT HEALTH PROFESSIONALS/FUNDS. S-REPTD FAV.
S. 847 ALAMANCE BATTLE SITE FUNDS. S-REPTD FAV AS AMENDED.
S. 848 HEARINGS: COMM'R OF REVENUE. H-PASSED 2ND & 3RD READINGS.
#S. 849 CLARIFY HIGHWAY FUND RATES. S-POSTPONED INDEF.
S. 851 FAYETTEVILLE STATE FUNDS. S-REPTD FAV.
S. 852 LAKE WACCAMAW PARK FUNDS. S-REPTD FAV AS AMENDED.
S. 853 INTEREST RATE - NC STADIUM.(6/26) S-PLACED ON CAL FOR JUNE 30.
S. 854 DROP 'GASOLINE' MAKER REQUIREMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 857 (J.RES.) GOVERNOR STUDY HEALTH AGENCIES. S-REPTD FAV.
#S. 859 (J.RES.) HONORING LAW ENFORCEMENT OFFICERS. RATIFIED - RES 98.
S. 860 AMEND LIQUID GAS REGULATION. H-PASSED 2ND & 3RD READINGS.
S. 862 TIRE TREAD 2-WHEEL TRAILER/EXEMPT. H-REPTD FAV.
S. 865 PUBLIC PAVING CONTRACT DISPUTES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 866 (J.RES.) INTEREST RATE STUDY COMMISSION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 867 (J.RES.) HONORING LENNOX POLK MCLENDON. H-WITHDRAWN FROM CAL COM; H-PASSED 2ND & 3RD READINGS.
S. 872 NC CASUALTY INSURANCE TAX. H-REPTD FAV.
S. 876 (J.RES.) LRC LEGISLATIVE RETIREMENT STUDY. H-REPTD FAV.
S. 877 APP'T MENTAL HEALTH BUS. MGR.-2. S-PASSED 2ND & READINGS.
S. 878 (J.RES.) BANK TAXATION STUDY: SB 658. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 881 CIGARETTE TAX STAMP DISCOUNT. H-REF TO COM ON FINANCE; H-REPTD FAV.
S. 882 FEES OF ATTORNEY GENERAL.(6/26) S-PASSED 3RD READING; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR.
S. 884 CH. 945/DATE CHANGE,MARSHLANDS. H-REF TO COM ON CALENDAR.
S. 886 ALTERNATE POP TAX PAYMENTS. S-PASSED 3RD READING; S-SENT TO HOUSE; H-REF TO COM ON FINANCE; H-REPTD FAV.
S. 893 TEXTILE EXTENSION FUNDS. S-REPTD FAV.

S. 896 TABACCO/SOFT DRINK UNIT FUNDS. S-REPTD FAV.
#S. 897 CORRECTING S 726 TYPO. RATIFIED - CHAPTER 1081.
S. 898 (J.RES.) SINE DIE ADJURNMENT. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 899 CORRECTING CHS. 995 & 996. S-REF TO COM ON RULES; S-REPTD FAV.
S. 900 (J.RES.) HONORING 'TOP' DALTON. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 901 NO TAX ON FREE BREW. S-REF TO COM ON FINANCE; S-REPTD FAV; S-PLACED ON CAL FOR JUNE 30.
S. 902 PENDING MUNIC BD. CONTROL CASES. S-REF TO COM ON JUDIC 2; S-REPTD FAV; S-PLACED ON CAL FOR JUNE 30.
#H. 4 HOUSEHOLD INCOME TAX EXEMPTION. H-REPTD UNFAV.
H. 34 HISTORIC MURFREESBORO FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 59 POULTRY LAB APPROPRIATION. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 66 ASSAULTING POLICE AND FIREMEN. (3/20, 3/21) S-PASSED 2ND & 3RD READINGS.
H. 78 LEGISLATOR SUBSISTENCE. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H. 79 INCREASE PAY COURT OFFICIALS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.
H. 86 FUNDS FOR N.C. STATE THEATRE. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
#H. 108 TOBACCO TAX. H-REPTD UNFAV.
H. 118 ENVIRONMENT & RESOURCES STUDY. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 151 TOBACCO TAX - 2. (6/27) H-REPTD UNFAV.
H. 157 BOGGAN-HAMMOND HOUSE FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 171 ANNUAL LEGISLATIVE SESSIONS. (6/11, 6/11, 6/27) S-REPTD FAV AS AMENDED; S-PLACED ON CALENDAR; S-AMENDMENT ADOPTED; S-PLACED ON CAL FOR JUNE 30.
#H. 189 CIGARETTE & SOFT DRINK TAX. H-REPTD UNFAV.
H. 214 ZOO AUTHORITY. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 215 ZOO APPROPRIATION. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND READING.
H. 216 SYMPHONY SOCIETY. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 227 RESCUE SQUAD APPROPRIATION. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 231 STATE CONSTITUTION REVISION. (5/09, 5/15, 6/04, 6/27) S-REPTD FAV; S-RECONSIDERED 3RD READING; S-AMENDMENTS ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND; H-REC'D & PLACED ON CALENDAR.

H. 252 COMMISSION ON WOMEN FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 258 LIFE INSURANCE CO. INVESTMENTS. S-REPTD FAV.

H. 273 COMMUNITY COLLEGE OPERATING FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CAL FOR JUNE 30.

H. 278 STATE AID FOR NURSING SCHOOL. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 285 INTEREST RATES AND CHARGES. (6/17, 6/18, 6/20, 6/24, 6/27) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.

H. 286 LIVESTOCK SCALE FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 289 ELIZABETHAN GARDEN FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

#H. 296 TAX PACKAGE. (6/11) RATIFIED - CHAPTER 1075.

H. 300 UNC MED SCHOOL MAINTENANCE FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 307 UNC FAMILY MEDICINE PROF. FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND AND 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 331 REVISED CONSTITUTION ARTICLE 5. (6/06, 6/12, 6/13, 6/25) H-CONCURRED IN 2ND READING.

H. 349 HISTORIC HOPE FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 379 CENTER FOR ALCOHOLIC STUDIES. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 380 REGISTRATION PLATES - COMMISSIONS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 409 STATE RETIREMENT SYSTEM REVISION. S-REPTD FAV AS AMENDED.

H. 413 GAS TAX PROCEEDS - WILDLIFE. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H. 421 TOBACCO RESEARCH APPROPRIATION. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 466 C.& D. ASSISTANT RANGER. (6/27) H-REPTD FAV COM SUBSTITUTE; H-COM SUBSTITUTE ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 477 ABOLISHING SEASHORE COMMISSION. (4/22, 6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 483 STATE AND REGIONAL PLANNING. (4/10) H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 484 DEPARTMENT LOCAL AFFAIRS. (4/10, 6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 487 POLL WATCHERS CLARIFICATION. (6/20, 6/23, 6/25) H-PASSED 3RD READING; H-SENT TO SENATE.

H. 510 BENTONVILLE HISTORIC SITE FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 569 HISTORIC CARSON HOUSE FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 581 LIMITED DRIVING PERMITS. (4/17, 6/11) S-PLACED ON CAL FOR JULY 1.

#H. 634 LOSS PAYEE'S CLAIM. (6/16) RATIFIED - CHAPTER 1077.

H. 648 LAKE WACCAMAW SPILLWAY FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 669 MOORE'S CREEK PARK FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 688 HISTORIC HALIFAX FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 750 WRIGHT TAVERN FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 787 N.C. EMPLOYEES TRAVEL/SUBSISTENCE. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 801 FORT DOBBS FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 811 HISTORIC HILLSBOROUGH FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 817 TEACHERS RETIREMENT ALLOWANCES. (5/30, 6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

#H. 827 TAX-FREE HOSPITAL GIFTS. RATIFIED - CHAPTER 1082.

H. 853 (J.RES.) STUDY USE OF ENC SANATORIUM. (6/25) H-CONCURRED IN S-AMENDMENT.

H. 867 STATE BUILDING DESIGN BIDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 873 INTERSTATE COOP.COMM'N FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H. 877 SELF-LIQUIDATING BOND RATE HIKE. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 878 LIQUIDATING PROJECT FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 879 SELF-LIQUIDATING PROJECT FUNDS-2. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H. 907 ECU SPECIAL EDUCATION FUNDS. H-REPTD FAV.

H. 931 CAR INSPECTION FEE HIKE. (6/23, 6/26) S-REF TO COM ON FINANCE.

H. 932 ROANOKE RIVER PROJECT FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H. 936 ACIR CONTRIBUTION. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H. 957 GOOD STUDENT LIABILITY DISCOUNT. H-RECONSIDERED FAILED VOTE; H-PLACED ON CALENDAR.

H. 970 MINING REGISTRATION ACT. S-REPTD FAV.

H. 971 MINING REGISTRATION FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H.1019 LOW-INCOME HOUSING CORPORATION. (5/16, 5/20) S-REPTD FAV.

H.1020 LOW INCOME HOUSING FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H.1023 UNC-G DORMITORY FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H.1054 REMOVE GS RACE REFERENCES. (6/16) S-PLACED ON CAL FOR JUNE 30.

H.1092 RAVEN ROCK PARK FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H.1101 NC ESTUARY STUDY. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H.1121 COMM'N FOR BLIND ORGANIZATION. (6/25) S-REPTD FAV.

H.1139 HEARING IMPAIRED CHILDREN/SCHOOL. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

#H.1157 BURIAL ASS'N FUNDS TRANSFER. RATIFIED - CHAPTER 1083.

H.1172 WORK RELEASE PROGRAMS. (6/16) S-PLACED ON CAL FOR JUNE 30.

H.1192 SEWER SYSTEM DEBT. S-PASSED 2ND & 3RD READINGS.

H.1199 ECU MED SCHOOL STUDY. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H.1216 PARKWAY PLAYHOUSE FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.

H.1221 OMNIBUS COURT AMENDMENTS-2. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H.1225 WATER SAFETY COMMITTEE. (6/13) S-PASSED 2ND & 3RD READINGS.

#H.1226 STATE CONSTRUCTION BONDS. H-REPTD UNFAV.

H.1229 DEP'T ADMIN: BUDGET PROCEDURE. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H.1245 (J.RES.) BLIND AND DEAF SCHOOLS STUDY. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H.1248 UNC REVENUE BONDS SERVICES. S-REPTD FAV.

H.1263 STATE MAMMAL: GRAY SQUIRREL. (6/05) S-PLACED ON CAL FOR JUNE 30.

H.1275 UNIFORM CREDIT COMM'N. (6/06) S-PASSED 2ND & 3RD READINGS.

H.1276 COUNTY REDEVELOPMENT COMMISSIONS. (6/13) S-REPTD FAV.

H.1285 GOVERNOR'S CONSOLIDATION STUDIES. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H.1286 DEP'T ADM'M VETO STATE/REG'L PLANS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR.

H.1288 LOCAL STREET PAVING AUTHORITY. (6/27) H-AMENDMENT ADOPTED; H-PASSED 2ND READING.

H.1304 CHOWAN FIRE FIGHTING FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H.1320 STUDY VOC-REHAB CENTERS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H.1327 (J.RES.) ABC LAW STUDY COMMISSION. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1332 SOCIAL WORKERS FOR BLIND FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1333 MINORS MAY BORROW FOR COLLEGE. H-POSTPONED INDEF.
H.1337 AMENDING MISDEMEANOR PUNISHMENT. (6/25) S-REPTD FAV.
H.1347 FAYETTEVILLE STATE FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1349 ALAMANCE BATTLE SITE FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1350 LAKE WACCAMAW PARK FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1359 MOTOR FUEL TAX REFUNDS. S-PASSED 3RD READING.
#H.1370 TOBACCO TAX - 3. H-REPTD UNFAV.
#H.1371 GROSS RECEIPTS TAX. H-REPTD UNFAV.
H.1381 (J.RES.) CONTINUE LOCAL GOV'T STUDY COMM'N. S-REPTD FAV.
H.1384 FEDERAL FUNDS FOR AIRPORTS. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1385 VOTING ABUSE STUDY COMM'N. (6/27) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1386 CIGARETTE TAX STAMP DISCOUNT. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON FINANCE.
H.1390 ALTERNATE POP TAX PAYMENT. H-TEMPORARILY DISPLACED.
H.1391 INCREASE DISCOUNT BEER-WINE TAX. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON FINANCE.
H.1392 (H.RES.) LRC PESTICIDE STUDY. H-HOUSE RESOLUTION ADOPTED.
H.1393 COMMERCIAL FISH BOAT LICENSE FEES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1394 OYSTER/GREEN SHRIMP TAXES. H-PASSED 2ND READING.
H.1395 FISHDEALER LICENSES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1397 REPEALING AUTO SAFETY INSPECTION. H-POSTPONED UNTIL JUNE 30.
H.1398 NO TAX ON FREE BREW. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1399 LEGISLATIVE RETIREMENT FUND. S-REPTD FAV.
#H.1402 PHASE-OUT BAKERY SUPPLY TAX. H-REPTD UNFAV.
H.1403 TEXTILE EXTENSION FUNDS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1405 TOBACCO/SOFT DRINK UNITS FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1408 NO TAX ON SAMPLE FAGS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1409 ALT. PAYMENT EVIDENCE/POP TAX. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
#H.1410 CIGARETTE SALES ACT. H-REPTD UNFAV.
H.1411 REFUND PROCEDURE/GAS & SALES TAX. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

H.1412 (J.RES.) FUTURE UNC TRUSTEE SELECTIONS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1416 PENDING MUNIC.BD.CONTROL CASES. H-REF TO COM ON CALENDAR; H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1417 (J.RES.) UTIL.COMM.STUDY WESTERN SERVICE. (6/27) H-REF TO COM ON CALENDAR; H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

S. 582 (AVERY) SCHOOL BOARD ELECTION. (6/27) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND.
S. 598 (CUMBERLAND, HALIFAX, HARNETT, PAMLICO, PERQUIMANS, ROCKINGHAM, SCOTLAND, WARREN) CLARIFY DEADLY WEAPON CONFISCATION. H-PASSED 2ND & 3RD READINGS.
S. 769 (JONES) COURT FUNDS TRANSFER. H-PASSED 2ND & 3RD READINGS.
S. 844 (ROWAN) SCHOOL LAND SALE TO VOC. WORKSHOP. H-PASSED 2ND & 3RD READINGS.
S. 864 (ROWAN) RATIFY EAST SPENCER ELECTION. H-PASSED 2ND & 3RD READINGS.
S. 880 (DURHAM) DURHAM CITY EQUIPMENT BIDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR.
S. 883 (CHEROKEE) MUNICIPAL ANNEXATIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR.
S. 885 (HALIFAX) TOWN OF ENFIELD ELECTIONS. S-REPTD FAV.
S. 891 (RANDOLPH) SCHOOL BOARD LAND CONVEYANCE. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR.
#H. 497 (FORSYTH) CITY-COUNTY RETIREMENT PLAN. RATIFIED - CHAPTER 1076.
H. 621 (CARTERET) HISTORICAL PRESERVATION FUNDS. (6/27) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PASSED 2ND & 3RD READINGS.
H. 674 (FORSYTH) WEAPONS ON SCHOOL GROUNDS. (6/25) S-REPTD FAV.
H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING. (6/20) H-CONCURRED IN 3RD READING.
H.1318 (MADISON) DEPUTY REGISTER'S PAY. (6/27) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
H.1324 (CATAWBA, IREDELL, LINCOLN, MECKLENBURG) CREATE LAKE NORMAN MARINE COMM'N. (6/13, 6/25) H-CONCURRED IN S-AMENDMENT.
H.1326 (MECKLENBURG) WATERSHED IMPROVEMENT TAX. S-PASSED 2ND READING.
H.1343 (WAKE) CITY-COUNTY SCHOOL MERGER VOTE. S-REPTD FAV.
H.1356 (ROBESON) LUMBERTON SPECIAL SCHOOL TAX. S-PASSED 3RD READING.
H.1358 (CABARRUS) CORRECTING CH.568, SCHOOL BONDS. S-PASSED 2ND & 3RD READINGS.
H.1363 (CHATHAM) PITTSBORO EXTRATERRITORIAL ZONING. S-PASSED 2ND & 3RD READINGS.
H.1366 (MECKLENBURG) COUNTY WIDE JURIS./CHARLOTTE POLICE. S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S COM SUB; H-PASSED 2ND & 3RD READING.
H.1368 (BUNCOMBE) ASHEVILLE, BUNCOMBE SCHOOL TAX. S-PASSED 3RD READING.

#H.1372 (HENDERSON) HENDERSONVILLE $1.70 TAX LIMIT. RATIFIED - CHAPTER 1078.
H.1375 (STOKES) EXTEND KING CORPORATE LIMITS. S-PASSED 2ND READING.
H.1378 (LINCOLN) LEVY PUBLIC LIBRARY TAX. S-PASSED 3RD READING.
H.1380 (CUMBERLAND) TAX LISTING REGS. BY COMM'RS. S-REPTD FAV.
H.1388 (GASTON) GASTON REG'L PLAN'G COMM'N POWERS. S-REPTD FAV.
H.1401 (HERTFORD) DELINQUENT AMBULANCE CHARGES. S-REPTD FAV.
H.1407 (WAYNE) COUNTY ABC FUNDS - 2. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS: H-SENT TO SENATE.
H.1413 (GUILFORD) DOG TAX PROCEEDS. H-REF TO COM ON CALENDAR; H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.
H.1414 (MECKLENBURG) PISTOL PERMITS. H-REF TO COM ON CALENDAR; H-REPTD FAV.
H.1415 (NASH) SCHOOL BOARD SALARIES. H-REF TO COM ON CALENDAR; H-REPTD FAV.

****

Next Sessions of Senate:

9:30 a.m., Saturday, June 28, 1969, for the consideration of Local Bills only;
1:00 p.m., Monday, June 30, 1969.

Next Sessions of House:

10:00 a.m., Saturday, June 28, 1969, for the consideration of Local Bills only;
1:00 p.m., Monday, June 30, 1969

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 119 -1287- MONDAY, JUNE 30, 1969

Note: The Senate and House convened at 9:30 a.m. and 10:00 a.m., respectively, Saturday, June 28, 1969, for consideration of local bills only. No bills were introduced and no calendar action was taken in either chamber.

PUBLIC BILLS INTRODUCED

SENATE

S 903 (Joint Resolution) Honoring Frank B. Turner — MISC RES
Introducer: Henley — Passed and Sent to HOUSE

"Honoring Frank B. Turner, State Property Officer, upon his retirement, for thirty-seven years of distinguished service to the State." As title indicates.

S 904 Repealing Chs. 995 & 996 — GS 153, 160
Introducer: McGeachy — Sent to JUDIC 2

"To repeal Chapters 995 and 996 of the Session Laws of 1969 relating to municipal and county debt." Repeals cited Acts (S 745 and S 746), which relate to the computation of net municipal and county debt under the Municipal and County Finance Acts.

HOUSE

H 1418 (House Resolution) LGSC study annexation — STUDY, GS 160
Introducers: Beard and Warlick — Sent to CALENDAR

"Directing the Local Government Study Commission to conduct a study of the laws regarding municipal annexation procedures." As title indicates; results to be reported to 1971 Assembly.

H 1419 (Joint Resolution) LRC study H 1268/unborn class — STUDY, GS 41
Introducer: Phillips — Sent to CALENDAR

"Directing the Legislative Research Commission to study the matter raised by House Bill 1268 amending G. S. 41-11.1 so as to permit payment of proceeds of sale to the living members of the class of heirs as then constituted upon condition that a bond be posted to ensure payment of their lawful share to any members of the class subsequently born and to report its findings and recommendations to the 1971 General Assembly." As title indicates. (Iden. with H 1423 below, except that H 1423 is a House Res.)

H 1420 ECU allied health funds — APPROPRIATION, GS 116
Introducer: Reid — Sent to APPROPRN

"To appropriate funds to East Carolina University for the School of Allied Health Professions." Appropriates from General Fund to operating budget of ECU Allied Health Professions School $113,660 for 1969-70 and $123,945 for 1970-71.

H 1421 Privilege tax/fire protection — GS 105
Introducer: Boger — Sent to FINANCE

"To exempt persons selling freon-powered fire protection devices from the privilege license tax imposed by G. S. 105-53." As title indicates (cited sections provide for State and local privilege license taxes on peddlers).

H 1422 Correcting H 1169/public records — GS 1A
Introducer: H Campbell — Sent to CALENDAR

"To amend Chapter 886 of the 1969 Session Laws to correct an effective date." Changes effective date from July 1, 1969 to January 1, 1970 in cited Act (H 1169), which relates to the subpoena of public records under the Rules of Civil Procedure.

H 1423 (House Resolution) LRC study H 1269/unborn class-2 — STUDY, GS 41
Introducer: Phillips — Sent to CALENDAR

"Directing the Legislative Research Commission to study the matter raised by House Bill 1268 amending G. S. 41-11.1 so as to permit payment of proceeds of sale to the living members of the class of heirs as then constituted upon condition that a bond be posted to ensure payment of their lawful share to any members of the class subsequently born and to report its findings and recommendations to the 1971 General Assembly." Identical with H 1419 digested above in this Bulletin, except that H 1419 is a Joint Resolution.

H 1424 (Joint Resolution) LRC/research, drafting space — STUDY, GS 120
Introducer: H Johnson — Sent to CALENDAR

"Seeking to provide more adequate space and facilities in the State Legislative Building for research and bill drafting services." Directs Legislative Services Commission, Legislative Research Commission and Legislative Building Commission to provide adequate space, equipment and facilities in State Legislative Building for research and bill drafting services for 1971 and following sessions.

H 1425 (Joint Resolution) LRC study statutory retrieval — STUDY, GS 120
Introducer: H. Johnson — Sent to CALENDAR

"Authorizing the Legislative Services Commission to institute a statutory retrieval service." Authorizes Legislative Services Commission to provide for automated statutory retrieval service which would best service the purposes of General Assembly and departments and agencies State Government.

H 1427 (House Resolution) Nix apportionment convention — CONSTITUTION, GS 120
Introducer: Andrews — Sent to CALENDAR

"Withdrawing the concurrence of the North Carolina House of Representatives in a Joint Resolution memorializing Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States relating to the apportionment of state legislatures." As title indicates, withdraws concurrence of House in Resolution No. 60 of the 1965 General Assembly, and memorializes Congress not to call a constitutional convention under present circumstances or until such time as Congress has prescribed regulations relative to the call, agenda and conduct of such convention.

LOCAL BILLS INTRODUCED

SENATE

None

HOUSE

H 1426 Rich Square school tax — NORTHAMPTON
Introducer: Martin — Sent to CALENDAR

"To abolish a certain school tax levied in Northampton County in the Rich Square School District Area." Deletes authority of Board of County Commissioners to levy special 15¢ per hundred school tax in Rich Square School District area. Act does not relieve liability of persons now owing tax.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 41 Symphony Society retirement (digested in Bulletin No. 10, p. 54).
Conference Committee report adopted in Senate and House 6/30/69 deleting House amendment of 5/14/69 (digested in Bulletin No. 86, p. 848), defining "employees" under Act.

S 160 Compensation General Assembly (digested in Bulletin No. 33, p. 213).
Amendment adopted in Senate 6/30/69 deleting all sections Act which establish Legislative Retirement fund. Only sections of Act which remain are those relating to compensation and subsistence of General Assembly members and officers.

S 472 State Tobacco Museum (digested in Bulletin No. 66, p. 577).
Conference Committee report adopted in Senate and House 6/27/69 deleting from House amendment (digested in Bulletin No. 103, p. 1100) provision establishing State Tobacco Museum Board at 16 members and adding provision increasing number of Board to 18; also making technical change.

S 523 Constitutional convention (digested in Bulletin No. 71, p. 649).
Committee substitute adopted in Senate 6/30/69: (1) requiring bill submitting to voters the question whether to hold constitutional convention to be adopted by 3/5ths (was majority) of members of each house; (2) making constitutional amendment applicable both to revised constitution and to present constitution; and (3) making technical amendments.

S 692 State Building Code update (previous amendment digested in Bulletin No. 102, p. 1072). Amendments adopted in House 6/30/69 clarifying that provisions of Act dealing with electrical wiring apply to "newly erected" buildings and "initial" electrical hook-ups (adds quoted words), removing building repair, maintenance and conversion from provision of Act dealing with buildings in violation of State Building Code. As amended local law enforcement officers or Ins. Comm'r under GS 143-138(h) may only take extraordinary action (as set out in Act) to prevent erection, construction, reconstruction or alteration of building in violation of State Building Code.

S 700 Legislative Services Commission (last amendments digested in Bulletin No. 111, p. 1196). Conference report adopted in both houses which accepts in part and rejects in part House amendments of June 18, as digested in Bulletin No. 111.

Accepts the following House amendments:
#1: succession to duties of Speaker and President Pro Tem.
#3: hiring of legislative employees governed by rules of respective houses.
#10: elected staff officers to serve at pleasure of each house for 2-year terms.
#13: warrants for expenses of officers and clerks under GS 120-37(4) to be certified in Senate by President (not President Pro Tem).
#14: deleting repeal of GS Ch. 120, Art. 8 concerning preservation of furniture, etc.
#15: repealing GS 147-43.3 specifying numbers of copies of Session Laws and Journals to be printed.
4, 5, 7d, 7(f), 8 and 9: technical changes.

Rejects the following House amendments:
#2: placing enrolling "personnel" under Services Comm'n (Conf. rept. places "clerk and personnel" under Services Comm'n).
#6: eliminating provision that Services Comm'n to appoint enrolling clerk (Conf. Rept. restores this provision).
#7a: eliminating authority of Secretary of State to index, print and bind Session Laws (Conf. Rept. restores such authority).
#7b: eliminating duty of Services Comm'n to supply Sec. of State with bound volumes of Journals and Session Laws for distribution (Conf. Rept. restores).
7c, 7e and 7g: providing for Services Comm'n to publish Session Laws (Conf. Rept. leaves function with Sec. of State).
#11: empowering Services Comm'n to fix pay of elected staff officers (Conf. Rept. restores Senate provisions specifying pay and subsistence).
#12: providing for President Pro Tem and Speaker to designate times for payment of certain officials before sessions (Conf. Rept. restores Senate provision for Services Comm'n to do so).
#16: providing for Legislative Fiscal Research functions (Conf. Rept. deletes).

S 795 (Franklin) Remove annexation law exemptions (digested in Bulletin No. 100, p. 1047) Amendment adopted in House 6/30/69 restricting annexation by towns to cases where qualified residents of area proposed to be annexed indicate by vote (ballot proceedure set out) or by majority petition desire to be annexed.

S 800 (Joint Resolution) NC International Month funds (digested in Bulletin No. 101, p. 1056). Amendment adopted in Senate 6/30/69 reducing from $25,000 to $2,500 amount Governor and Council of State authorized to expend from C & E fund in PR with respect to NC international trade.

HOUSE

H 1115 Public welfare provisions (digested in Bulletin No. 89, p. 887). Conference Committee report adopted in Senate and House 6/27/69 deleting Senate amendment of 6/20/69 which added proviso with respect to welfare liens that any lien filed more than 10 years prior to January 1, 1970 and any lien becoming 10 years old after January 1, 1970 to expire unless an additional statement of such lien is filed and properly indexed prior to date of such expiration.

SENATE AND HOUSE CALENDAR ACTION JUN.30,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 41 SYMPHONY SOCIETY RETIREMENT.(2/21, 5/14) H-CONFERENCE REPORT ADOPTED; S-CONFERENCE REPORT ADOPTED.
#S. 54 INCREASE PAY COURT OFFICIALS. S-POSTPONED INDEF.
S. 59 5TH.DIST. RESIDENT JUDGE. H-PASSED 2ND & 3RD READINGS.
#S. 77 MECHANICS',MATERIALMEN'S LIENS.(3/07, 6/06) RATIFIED - CHAPTER 1112.
S. 109 PUBLIC KINDERGARTEN PROGRAM. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 141 ZOO APPROPRIATIONS. S-PLACED ON CAL FOR JULY 1.
S. 149 PAVEMENT LINES.(3/14) H-PASSED 2ND & 3RD READINGS.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28, 6/06, 6/30) S-AMENDMENT ADOPTED; S-PASSED 2ND READING.
S. 178 LOCAL OPTION SALES AND USE TAX.(5/30, 6/04, 6/05, 6/26) H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND; S-CONCURRED IN H AMEND.
#S. 199 (J.RES.) MED SCHOOLS - INCREASE GRADS. RATIFIED - RES 104.
#S. 200 (J.RES.) PREMED EDUCATION NEEDS. RATIFIED - RES 103.
S. 242 PORNOGRAPHIC SALES TO MINORS.(5/23) H-PASSED 2ND & 3RD READINGS.
S. 277 SENC AGRICULTURE RESEARCH. H-PASSED 2ND & 3RD READINGS.
S. 313 OLD ROCK HOUSE APPROPRIATION.(6/27) H-PASSED 2ND & 3RD READINGS.
#S. 327 JAILER'S FEES.(6/25) RATIFIED - CHAPTER 1090.
S. 354 EDUC. FOUNDATIONS-TAX DEDUCTION. H-PASSED 3RD READING.
#S. 355 CORPORATE LIQUIDATION TAX STATUS. RATIFIED - CHAPTER 1113.
#S. 356 FOREIGN INTANGIBLES TAX. RATIFIED - CHAPTER 1114.
S. 362 EXTRA SESSIONS-GENERAL ASSEMBLY.(6/11) H-REPTD FAV.
#S. 369 NURSE TRAINING - 75-BED HOSPITALS.(6/05, 6/06, 6/23, 6/25) RATIFIED - CHAPTER 1079.
#S. 389 COMMERCIAL CODE AMENDMENTS.(6/23) RATIFIED - CHAPTER 1115.
S. 444 COLONIAL RECORDS PROJECT FUND.(6/27) H-PASSED 2ND & 3RD READINGS.
#S. 472 STATE TOBACCO MUSEUM.(5/08, 6/06) RATIFIED - CHAPTER 840.
S. 483 "BLANDWOOD".(6/27) H-PASSED 2ND & 3RD READINGS.
#S. 492 TAX ABATEMENT-COMBAT CASUALTIES. RATIFIED - CHAPTER 1116.
#S. 497 OMNIBUS COURT AMENDMENTS.(5/08) S-POSTPONED INDEF.
S. 502 HISTORIC EDENTON FUNDS.(6/27) H-PASSED 2ND & 3RD READINGS.
S. 517 HISTORIC LANE HOUSE FUNDS.(6/27) H-PASSED 2ND & 3RD READINGS.

S. 523 CONSTITUTIONAL CONVENTION.(6/30) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED.
#S. 533 SELF LIQUIDATING PROJECT FUNDS-2. S-POSTPONED INDEF.
S. 563 MIDDLE GRADES VOC-ED. H-PASSED 2ND & 3RD READINGS.
S. 566 FULL TIME SOLICITORS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 576 CLARIFY ONMIBUS SCHOOL BD.ACT. S-REPTD FAV AS AMENDED.
S. 652 JUDGE RETIREMENT QUALIFICATIONS. S-PLACED ON CAL FOR JULY 1,
S. 658 BANK EXCISE TAX RATES. H-REF TO COM ON APPROPRN.
S. 662 UNDERWRITING URBAN AREA INSURANCE. S-PLACED ON CAL FOR JULY 1.
S. 674 TRI-COUNTY TECH FUNDS.(6/27) H-PASSED 2ND & 3RD READINGS.
S. 675 INTESTATE SUCCESSION DISTRIBUTION. H-POSTPONED UNTIL JULY 1,
S. 682 COMPENSATION TO LEMUEL PARROTT. H-PASSED 2ND & 3RD READINGS,
S. 687 COUNCIL OF STATE COMPENSATION. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
#S. 689 BUILDING INSPECTORS LIABILITY.(6/25) RATIFIED - CHAPTER 1070,
S. 692 STATE BUILDING CODE UPDATE.(6/05, 6/30) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND; S-CONCURRED IN H AMEND.
S. 700 LEGISLATIVE SERVICES COMMISSION.(6/05, 6/13, 6/18) S-CONFERENCE REPORT ADOPTED; H-CONFERENCE REPORT ADOPTED.
#S. 712 (J.RES.) LEG'VE CITIZENS ADVIS. COMM.(6/12, 6/25) RATIFIED - RES.100.
#S. 716 MUNICIPAL REVENUE BOND ACT AMDTS..(6/05) RATIFIED - CHAPTER 1118.
#S. 717 LOCAL GOV'TS CONVEY HOSP. PROP.. RATIFIED - CHAPTER 1119,
#S. 721 ECU MED SCHOOL STUDY. S-POSTPONED INDEF.
S. 722 TRAIN TEACHERS IN ECONOMICS.(6/25) S-CONCURRED IN H AMEND.
S. 735 UNSOLICITED CREDIT PROHIBITION. S-PASSED 3RD READING; S-SENT TO HOUSE.
#S. 736 BLIND AND DEAF SCHOOLS STUDY. S-POSTPONED INDEF.
S. 739 LRC CLINICAL LAB STUDY.(6/12, 6/27) S-CONCURRED IN H AMEND,
#S. 749 CASH DIVIDENDS-LIQUIDATED CORPS.(6/27) RATIFIED - CHAPTER 1120.
S. 755 WELFARE LIENS RELEASE OF REALTY. H-PASSED 2ND & 3RD READINGS,
S. 761 URBAN RENEWAL ALTERNATIVES. H-PASSED 3RD READING.
S. 771 BUSINESS SCHOOLS/ASSOC. DEGREES.(6/26) S-PASSED 3RD READING; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR.
#S. 783 GARNISHMENT LIABILITY.(6/25) RATIFIED - CHAPTER 1071.
#S. 788 PARENT CONTROL MINORS UNDER 18. RATIFIED - CHAPTER 1080,
#S. 792 NO COLORING IN BREAD. RATIFIED - CHAPTER 1121.
S. 794 VEHICLES STOP AT GRADE CROSSINGS.(6/05, 6/27) S-CONCURRED IN H AMEND.
S. 795 REMOVE ANNEXATION LAW EXEMPTIONS.(6/30) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND; S-CONCURRED IN H AMEND.
S. 800 (J.RES.) N.C. INTERNATIONAL MONTH FUNDS.(6/30) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

S. 801 TAX EDUCATION FOUNDATIONS' TIMBER.(6/20) H-PASSED 3RD READING.
#S. 803 INTANGIBLES EXEMPTIONS/N.C.STOCK. RATIFIED - CHAPTER 1122.
#S. 804 INCOME TAX/DEDUCTIBLE DIVIDENDS. RATIFIED - CHAPTER 1123.
#S. 805 CORP.INC.TAX/DEDUCTIBLE DIVIDENDS. RATIFIED -CHAPTER 1124.
#S. 817 NO LICENSE-INCOMPETENT DRIVERS.(6/12) RATIFIED - CHAPTER 1125.
#S. 822 UNC TRUSTEES VACANCIES. RATIFIED - CHAPTER 1126.
#S. 823 MINORS MAY BORROW FOR COLLEGE.(6/18, 6/25) RATIFIED - CHAPTER 1073.
#S. 827 CSC MAY ORDER OUT-PATIENT HELP.(6/24, 6/25) RATIFIED - CHAPTER 1127.
#S. 830 STUDY VOC-REHAB CENTERS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR; H-WITHDRAWN FROM COM; H-POSTPONED INDEF.
#S. 831 VIOLATE COURT ORDER/MISDEMEANOR.(6/23) RATIFIED - CHAPTER 1128.
#S. 832 GOVERNOR'S EMERGENCY POWER.(6/20) RATIFIED - CHAPTER 1129.
#S. 833 EMERGENCY CONFINEMENT PRISONERS. RATIFIED - CHAPTER 1130.
#S. 835 BEER-WINE SALE CURFEW HOURS. RATIFIED - CHAPTER 1131.
S. 842 RECRUIT HEALTH PROFESSIONALS/FUNDS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
#S. 847 ALAMANCE BATTLE SITE FUNDS. S-POSTPONED INDEF.
#S. 848 HEARINGS: COMM'R OF REVENUE. RATIFIED - CHAPTER 1132.
#S. 851 FAYETTEVILLE STATE FUNDS. S-POSTPONED INDEF.
S. 852 LAKE WACCAMAW PARK FUNDS.(6/30) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 853 INTEREST RATE - NC STADIUM.(6/26) S-CONCURRED IN H AMEND.
S. 854 DROP 'GASOLINE' MAKER REQUIREMENT. H-REF TO COM ON CALENDAR.
S. 857 (J.RES.) GOVERNOR STUDY HEALTH AGENCIES. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
#S. 860 AMEND LIQUID GAS REGULATION. RATIFIED - CHAPTER 1133.
S. 862 TIRE TREAD 2-WHEEL TRAILER/EXEMPT. H-PASSED 2ND READING.
S. 865 PUBLIC PAVING CONTRACT DISPUTES. H-REF TO COM ON CALENDAR.
S. 866 (J.RES.) INTEREST RATE STUDY COMMISSION. H-REF TO COM ON CALENDAR.
#S. 867 (J.RES.) HONORING LENNOX POLK MCLENDON. RATIFIED - RES 102.
S. 872 NC CASUALTY INSURANCE TAX. H-PASSED 2ND & 3RD READINGS.
S. 876 (J.RES.) LRC LEGISLATIVE RETIREMENT STUDY. H-PASSED 2ND & 3RD READINGS.
S. 877 APP'T MENTAL HEALTH BUS. MGR.-2. H-REF TO COM ON CALENDAR.
S. 878 (J.RES.) BANK TAXATION STUDY: SB 658. H-REF TO COM ON CALENDAR.
S. 881 CIGARETTE TAX STAMP DISCOUNT. H-PASSED 2ND & 3RD READINGS.
S. 884 CH. 945/DATE CHANGE,MARSHLANDS. H-REPTD FAV.
S. 886 ALTERNATE POP TAX PAYMENTS. H-PASSED 2ND READING.
#S. 893 TEXTILE EXTENSION FUNDS. S-POSTPONED INDEF.
S. 894 (J.RES.) LRC STUDY TRADE SCHOOL DEGREES. S-REPTD FAV.
#S. 896 TABACCO/SOFT DRINK UNIT FUNDS. S-POSTPONED INDEF.
#S. 898 (J.RES.) SINE DIE ADJURNMENT. RATIFIED - RES 105.

S. 899 CORRECTING CHS. 995 & 996. S-PLACED ON CAL FOR JULY 1.
#S. 900 (J.RES.) HONORING 'TOP' DALTON. RATIFIED - RES.106.
S. 901 NO TAX ON FREE BREW. S-PLACED ON CAL FOR JULY 1.
#S. 902 PENDING MUNIC BD. CONTROL CASES. S-POSTPONED INDEF.
S. 903 (J.RES.) HONORING FRANK B. TURNER. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.

#H. 5 IMPLIED CONSENT CHEMICAL TEST.(4/29, 5/08, 6/19, 6/23) RATIFIED - CHAPTER 1074.
#H. 34 HISTORIC MURFREESBORO FUNDS.(6/27) RATIFIED - CHAPTER 1100.
#H. 59 POULTRY LAB APPROPRIATION. RATIFIED - CHAPTER 1101.
#H. 66 ASSAULTING POLICE AND FIREMEN.(3/20, 3/21) RATIFIED - CHAPTER 1134.
H. 78 LEGISLATOR SUBSISTENCE.(6/27) H-PASSED 3RD READING; H-SENT TO SENATE; S-REF TO COM ON JUDIC 1.
H. 79 INCREASE PAY COURT OFFICIALS.(6/27) S-PASSED 2ND & 3RD READINGS.
#H. 86 FUNDS FOR N.C. STATE THEATRE.(6/27) RATIFIED _ CHAPTER 1102.
#H. 118 ENVIRONMENT & RESOURCES STUDY.(6/27) RATIFIED - CHAPTER 1103.
#H. 157 BOGGAN-HAMMOND HOUSE FUNDS.(6/27) RATIFIED - CHAPTER 1135.
#H. 171 ANNUAL LEGISLATIVE SESSIONS.(6/11, 6/11, 6/27) S-FAILED 2ND READING.
#H. 214 ZOO AUTHORITY.(6/27) RATIFIED - CHAPTER 1104.
H. 215 ZOO APPROPRIATION.(6/27) H-PASSED 3RD READING; S-PLACED ON CALENDAR.
#H. 216 SYMPHONY SOCIETY. RATIFIED - CHAPTER 1105.
#H. 227 RESCUE SQUAD APPROPRIATION.(6/27) RATIFIED - CHAPTER 1136.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04, 6/27) H-CONCURRED IN 1ST READING.
#H. 252 COMMISSION ON WOMEN FUNDS.(6/27) RATIFIED - CHAPTER 1137.
H. 258 LIFE INSURANCE CO. INVESTMENTS. S-PASSED 2ND & 3RD READINGS.
H. 273 COMMUNITY COLLEGE OPERATING FUNDS.(6/27) S-PLACED ON CAL FOR JULY 1.
#H. 278 STATE AID FOR NURSING SCHOOL.(6/27) RATIFIED - CHAPTER 1138.
H. 285 INTEREST RATES AND CHARGES.(6/17, 6/18, 6/20, 6/24, 6/27) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
#H. 286 LIVESTOCK SCALE FUNDS. RATIFIED - CHAPTER 1139.
#H. 289 ELIZABETHAN GARDEN FUNDS.(6/27) RATIFIED - CHAPTER 1106.
#H. 300 UNC MED SCHOOL MAINTENANCE FUNDS.(6/27) RATIFIED - CHAPTER 1107.
#H. 307 UNC FAMILY MEDICINE PROF.FUNDS.(6/27) RATIFIED - CHAPTER 1108.
H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06, 6/12, 6/13, 6/25) H-CONCURRED IN 3RD READING.
#H. 349 HISTORIC HOPE FUNDS.(6/27) RATIFIED - CHAPTER 1110.
#H. 379 CENTER FOR ALCOHOLIC STUDIES.(6/27) RATIFIED - CHAPTER 1111.
#H. 380 REGISTRATION PLATES - COMMISSIONS. RATIFIED - CHAPTER 1140.
H. 409 STATE RETIREMENT SYSTEM REVISION.(6/30) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND; H-CONCURRED IN S-AMENDMENT.

H. 413 GAS TAX PROCEEDS - WILDLIFE.(6/27) S-PASSED 2ND & 3RD READINGS.
#H. 421 TOBACCO RESEARCH APPROPRIATION. RATIFIED - CHAPTER 1141.
#H. 466 C.& D. ASSISTANT RANGER.(6/27) RATIFIED - CHAPTER 1142.
#H. 477 ABOLISHING SEASHORE COMMISSION.(4/22, 6/27) RATIFIED - CHAPTER 1143.
#H. 483 STATE AND REGIONAL PLANNING.(4/10) RATIFIED - CHAPTER 1144.
#H. 484 DEPARTMENT LOCAL AFFAIRS.(4/10, 6/27) RATIFIED - CHAPTER 1145.
H. 487 POLL WATCHERS CLARIFICATION.(6/20, 6/23, 6/25) S-REF TO COM ON JUDIC 1.
#H. 510 BENTONVILLE HISTORIC SITE FUNDS.(6/27) RATIFIED - CHAPTER 1146.
H. 569 HISTORIC CARSON HOUSE FUNDS.(6/27) S-RATIFIED - CHAPTER 1147.
#H. 648 LAKE WACCAMAW SPILLWAY FUNDS. RATIFIED - CHAPTER 1149.
#H. 669 MOORE'S CREEK PARK FUNDS.(6/27) RATIFIED - CHAPTER 1150.
#H. 688 HISTORIC HALIFAX FUNDS.(6/27) RATIFIED - CHAPTER 1151.
#H. 750 WRIGHT TAVERN FUNDS.(6/27) RATIFIED - CHAPTER 1152.
#H. 787 N.C.EMPLOYEES TRAVEL/SUBSISTENCE.(6/27) RATIFIED - CHAPTER 1153.
#H. 801 FORT DOBBS FUNDS.(6/27) RATIFIED - CHAPTER 1154.
#H. 811 HISTORIC HILLSBOROUGH FUNDS.(6/27) RATIFIED - CHAPTER 1155.
#H. 817 TEACHERS RETIREMENT ALLOWANCES.(5/30, 6/27) RATIFIED - CHAPTER 1156.
#H. 853 (J.RES.) STUDY USE OF ENC SANATORIUM.(6/25) RATIFIED - RES 107.
#H. 867 STATE BUILDING DESIGN BIDS. RATIFIED - CHAPTER 1157.
H. 873 INTERSTATE COOP.COMM'N FUNDS. S-PASSED 2ND & 3RD READINGS.
#H. 877 SELF-LIQUIDATING BOND RATE HIKE.(6/27) RATIFIED - CHAPTER 1158.
H. 879 SELF-LIQUIDATING PROJECT FUNDS-2. S-PASSED 2ND & 3RD READINGS.
#H. 932 ROANOKE RIVER PROJECT FUNDS.(6/27) RATIFIED - CHAPTER 1160.
H. 936 ACIR CONTRIBUTION. S-PASSED 2ND & 3RD READINGS.
H. 957 GOOD STUDENT LIABILITY DISCOUNT. H-PASSED 2ND READING.
H. 970 MINING REGISTRATION ACT. S-PASSED 2ND & 3RD READINGS.
#H. 971 MINING REGISTRATION FUNDS. RATIFIED - CHAPTER 1161.
H.1019 LOW-INCOME HOUSING CORPORATION.(5/16, 5/20) S-PASSED 2ND READING.
#H.1020 LOW INCOME HOUSING FUNDS. RATIFIED - CHAPTER 1162.
H.1023 UNC-G DORMITORY FUNDS. S-PASSED 2ND & 3RD READINGS.
H.1054 REMOVE GS RACE REFERENCES.(6/16) S-PLACED ON CAL FOR JULY 1.
#H.1092 RAVEN ROCK PARK FUNDS. RATIFIED - CHAPTER 1163.
#H.1101 NC ESTUARY STUDY.(6/27) RATIFIED - CHAPTER 1164.
#H.1115 PUBLIC WELFARE PROVISIONS.(5/26, 5/28, 6/20) H-CONFERENCE REPORT ADOPTED; RATIFIED - CHAPTER 1165.
H.1121 COMM'N FOR BLIND ORGANIZATION.(6/25) S-PLACED ON CAL FOR JULY 1.
#H.1139 HEARING IMPAIRED CHILDREN/SCHOOL.(6/27) RATIFIED - CHAPTER 1166.
H.1172 WORK RELEASE PROGRAMS.(6/16) S-PLACED ON CAL FOR JULY 1.

#H.1192 SEWER SYSTEM DEBT. RATIFIED - CHAPTER 1092.
H.1199 ECU MED SCHOOL STUDY. S-PASSED 2ND & 3RD READINGS.
#H.1216 PARKWAY PLAYHOUSE FUNDS.(6/27) RATIFIED - CHAPTER 1167.
H.1221 OMNIBUS COURT AMENDMENTS-2.(6/27) S-PASSED 2ND & 3RD READINGS.
#H.1225 WATER SAFETY COMMITTEE.(6/13) RATIFIED - CHAPTER 1093.
H.1227 INSURANCE AGENTS EXAMINATION. S-PASSED 2ND & 3RD READINGS.
H.1229 DEP'T ADMIN: BUDGET PROCEDURE. S-PASSED 2ND & 3RD READINGS.
H.1245 (J.RES.) BLIND AND DEAF SCHOOLS STUDY. S-PASSED 2ND & 3RD READINGS.
H.1248 UNC REVENUE BONDS SERVICES. S-PASSED 2ND READING.
H.1263 STATE MAMMAL: GRAY SQUIRREL.(6/05) S-PASSED 2ND & 3RD READINGS.
#H.1275 UNIFORM CREDIT COMM'N.(6/06) RATITIED - RES 101.
H.1276 COUNTY REDEVELOPMENT COMMISSIONS.(6/13) S-PASSED 2ND & 3RD READINGS.
H.1285 GOVERNOR'S CONSOLIDATION STUDIES. S-PASSED 2ND & 3RD READINGS.
H.1286 DEP'T ADM'M VETO STATE/REG'L PLANS.(6/27) S-PASSED 2ND & 3RD READINGS.
H.1288 LOCAL STREET PAVING AUTHORITY.(6/27) H-PASSED 3RD READING; H-SENT TO SENATE; S-REF TO COM ON PUB UTIL.
#H.1304 CHOWAN FIRE FIGHTING FUNDS. RATIFIED - CHAPTER 1168.
#H.1320 STUDY VOC-REHAB CENTERS. RATIFIED - CHAPTER 1169.
H.1327 (J.RES.) ABC LAW STUDY COMMISSION. S-PASSED 2ND & 3RD READINGS.
H.1328 AUTO LIAB.RATES/INVESTMENT INCOME.(6/13, 6/30) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND; H-PLACED ON CALENDAR.
H.1332 SOCIAL WORKERS FOR BLIND FUNDS. S-PASSED 2ND & 3RD READINGS.
H.1337 AMENDING MISDEMEANOR PUNISHMENT.(6/25) S-PASSED 2ND & 3RD READINGS.
H.1347 FAYETTEVILLE STATE FUNDS. S-PASSED 2ND & 3RD READINGS.
H.1349 ALAMANCE BATTLE SITE FUNDS.(6/27) S-PASSED 2ND & 3RD READINGS.
H.1350 LAKE WACCAMAW PARK FUNDS.(6/27) S-PLACED ON CAL FOR JULY 1.
#H.1359 MOTOR FUEL TAX REFUNDS. RATIFIED - CHAPTER 1098.
H.1381 (J.RES.) CONTINUE LOCAL GOV'T STUDY COMM'N. S-PASSED 2ND & 3RD READINGS.
#H.1384 FEDERAL FUNDS FOR AIRPORTS. RATIFIED - CHAPTER 1109.
H.1385 VOTING ABUSE STUDY COMM'N.(6/27) S-REF TO COM ON JUDIC 2.
H.1386 CIGARETTE TAX STAMP DISCOUNT. S-REPTD FAV.
H.1391 INCREASE DISCOUNT BEER-WINE TAX. S-REPTD FAV.
H.1393 COMMERCIAL FISH BOAT LICENSE FEES. S-REF TO COM ON JUDIC 1.
H.1394 OYSTER/GREEN SHRIMP TAXES. H-PASSED 3RD READING; H-SENT TO SENATE; S-REF TO COM ON JUDIC 2.
H.1395 FISHDEALER LICENSES. S-REF TO COM ON JUDIC 1.
#H.1397 REPEALING AUTO SAFETY INSPECTION. H-FAILED 2ND READING.
H.1398 NO TAX ON FREE BREW. S-PLACED ON CAL FOR JULY 1.
H.1399 LEGISLATIVE RETIREMENT FUND. S-PLACED ON CAL FOR JULY 1.
H.1403 TEXTILE EXTENSION FUNDS. S-PASSED 2ND & 3RD READINGS.

H.1405 TOBACCO/SOFT DRINK UNITS FUNDS. S-PASSED 2ND & 3RD READINGS.
H.1408 NO TAX ON SAMPLE FAGS. S-REF TO COM ON JUDIC 1.
H.1409 ALT. PAYMENT EVIDENCE/POP TAX. S-REF TO COM ON JUDIC 1.
H.1411 REFUND PROCEDURE/GAS & SALES TAX. S-REF TO COM ON JUDIC 1.
H.1412 (J.RES.) FUTURE UNC TRUSTEE SELECTIONS. S-REF TO COM ON JUDIC 2.
H.1416 PENDING MUNIC.BD.CONTROL CASES. S-PASSED 2ND & 3RD READINGS.
H.1417 (J.RES.) UTIL.COMM.STUDY WESTERN SERVICE.(6/27) S-REF TO COM ON PUB UTIL.

LOCAL BILLS

S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23, 6/06) S-RETURNED TO HOUSE.
S. 582 (AVERY) SCHOOL BOARD ELECTION.(6/27) S-CONCURRED IN H AMEND.
#S. 598 (CUMBERLAND, HALIFAX, HARNETT, PAMLICO, PERQUIMANS, ROCKINGHAM, SCOTLAND, WARREN) CLARIFY DEADLY WEAPON CONFISCATION. RATIFIED - CHAPTER 1117.
#S. 769 (JONES) COURT FUNDS TRANSFER. RATIFIED - CHAPTER 1085.
#S. 811 (HALIFAX) ROANOKE RAPIDS RETIREMENT SYSTEM. RATIFIED - CHAPTER 1072.
#S. 844 (ROWAN) SCHOOL LAND SALE TO VOC. WORKSHOP. RATIFIED - CHAPTER 1086.
#S. 864 (ROWAN) RATIFY EAST SPENCER ELECTION. RATIFIED - CHAPTER 1087.
S. 880 (DURHAM) DURHAM CITY EQUIPMENT BIDS. H-REPTD FAV.
S. 885 (HALIFAX) TOWN OF ENFIELD ELECTIONS. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR.
S. 891 (RANDOLPH) SCHOOL BOARD LAND CONVEYANCE. H-REPTD FAV.

#H. 621 (CARTERET) HISTORICAL PRESERVATION FUNDS.(6/27) RATIFIED - CHAPTER 1148.
H. 674 (FORSYTH) WEAPONS ON SCHOOL GROUNDS.(6/25) S-PASSED 2ND & 3RD READINGS.
#H. 714 (ORANGE) CHAPEL HILL-CARRBORO ZONING.(6/20) RATIFIED - CHAPTER 1088.
H.1318 (MADISON) DEPUTY REGISTER'S PAY.(6/27) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND; H-PLACED ON CALENDAR.
#H.1324 (CATAWBA, IREDELL, LINCOLN, MECKLENBURG) CREATE LAKE NORMAN MARINE COMM'N.(6/13, 6/25) RATIFIED - CHAPTER 1089.
H.1326 (MECKLENBURG) WATERSHED IMPROVEMENT TAX. S-PASSED 3RD READING.
H.1343 (WAKE) CITY-COUNTY SCHOOL MERGER VOTE. S-PASSED 2ND & 3RD READINGS.
#H.1356 (ROBESON) LUMBERTON SPECIAL SCHOOL TAX. RATIFIED - CHAPTER 1094.
#H.1358 (CABARRUS) CORRECTING CH.568,SCHOOL BONDS. RATIFIED - CHAPTER 1097.
#H.1363 (CHATHAM) PITTSBORO EXTRATERRITORIAL ZONING. RATIFIED - CHAPTER 1099.

#H.1366 (MECKLENBURG) COUNTY WIDE JURIS./CHARLOTTE POLICE. RATIFIED - CHAPTER 1170.
#H.1368 (BUNCOMBE) ASHEVILLE,BUNCOMBE SCHOOL TAX. RATIFIED - CHAPTER 1095.
H.1375 (STOKES) EXTEND KING CORPORATE LIMITS. S-PASSED 3RD READING.
#H.1378 (LINCOLN) LEVY PUBLIC LIBRARY TAX. RATIFIED - CHAPTER 1096.
H.1380 (CUMBERLAND) TAX LISTING REGS. BY COMM'RS. S-PASSED 2ND & 3RD READINGS.
H.1388 (GASTON) GASTON REG'L PLAN'G COMM'N POWERS. S-PASSED 2ND & 3RD READINGS.
#H.1389 (ASHE) COUNTY HOSPITAL LAND CONVEYANCE. RATIFIED - CHAPTER 1084.
H.1400 (PAMLICO) EXTEND ORIENTAL'S LIMIT. S-PASSED 2ND READING.
H.1401 (HERTFORD) DELINQUENT AMBULANCE CHARGES. S-PASSED 2ND & 3RD READINGS.
H.1407 (WAYNE) COUNTY ABC FUNDS - 2. S-REF TO COM ON JUDIC 1.
H.1413 (GUILFORD) DOG TAX PROCEEDS. S-REF TO COM ON JUDIC 2.
H.1414 (MECKLENBURG) PISTOL PERMITS. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC 2.
H.1415 (NASH) SCHOOL BOARD SALARIES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC 2.
H.1426 (NORTHAMPTON) RICH SQUARE SCHOOL TAX. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC 2; S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.

****

Next Session of Senate: 10:00 a.m., Tuesday, July 1, 1969.

Next Session of House : 11:00 s.m., Tuesday, July 1, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 120 -1299- TUESDAY, JULY 1, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 905 Ct. of Appeals Reports to AG — GS 147
Introducer: Boger — Sent to JUDIC 2

"To furnish Court of Appeals reports to the Attorney General's Office gratuitiously." Amends GS 147-45 to add proviso that Attorney General shall receive eleven copies of Court of Appeals Reports and advance sheets from Administrative Office of Courts at no cost to Attorney General's Office.

S 907 Optional sales tax distribution — GS 105
Introducer: Ellis — Sent to FINANCE

"To amend Chapter 1228 of the Session Laws of 1969 relating to distribution of taxes under the Local Option Sales and Use Tax Act." Amends GS 105-164.56(b) (portion of Local Option Sales and Use Tax Act relating to formula for distribution of tax proceeds to counties on per capita basis) to provide that population calculations to be based on most recent annual estimates of Dep't of Admin. as certified by Revenue Comm'r. (Now, population calculations used in formula based on most recent federal decennial census.)

S 908 Repealing Ch. 995-2 — GS 160
Introducer: J. White — Sent to JUDIC 2

"To repeal Chapter 995 of the 1969 Session Laws: entitled An Act to amend Section 160-383 of the General Statutes, being a part of the Municipal Finance Act, 1921, concerning the limitation of the incurring of debt." Finds and declares cited act (S 745, relating to computation of net municipal debt) to be null and void because of inadvertent omission of percentage limitation on incurring of debt, and repeals said act.

S 909 Repealing Ch. 996-2 — GS 160
Introducer: J. White — Sent to JUDIC 2

"To repeal Chapter 996 of the 1969 Session Laws: entitled An Act to amend Sections 153-83, 153-84, 153-86 and 153-87 of the General Statutes, being a part of the County Finance Act, concerning the limitations on the incurring of debt." Finds and declares cited act (S 746, relating to computation of net county debt) to be null and void because of inadvertent omission of percentage limitation on incurring of debt; repeals said act.

HOUSE

H 1430 (Joint Resolution) Honoring Mrs. Luther H. Hodges — MISC. RES.
Introducers: Andrews and Stanford — Passed and sent to Senate

"Honoring the life and memory of Mrs. Luther H. Hodges." As title indicates.

LOCAL BILLS INTRODUCED

SENATE

S 906 City-county consolidation — PERSON
Introducer: Allen — Sent to JUDIC 1

"Conferring upon the City of Roxboro and Person County the power and authority to merge certain branches or departments of county government with similar branches or departments of the government of the City of Roxboro and to provide for the maintenance and operation of any governmental departments so merged." As title indicates, Roxboro and Person County authorized to merge any branch or department of government of city and county. Approval by majority of Roxboro City Council and majority of Person Board of Comm'rs required for merger. Operation and control of merged departments and units to be under joint direction of Council and Comm'rs. Location of headquarters of merged departments and their heads and employees and salaries and proportion of costs to be borne by each to be determined by governing boards in joint session each voting as a unit.

HOUSE

H 1428 County sales tax use — RICHMOND
Introducer: Covington — Passed and sent to Senate

"To provide for the allocation of sales and use tax proceeds to be distributed to Richmond County and municipalities therein if Richmond County elects to impose the local option 1% sales and use tax." Provides that county portion of 1% local sales and use tax, should Richmond elect to impose such tax, to be used only for public school capital outlay and for debt service in connection with retirement of school bonds; tax proceeds to be distributed to incorporated municipalities under Local Option Sales and Use Tax Act may be used for any public purpose.

H 1429 Appointment of JP's — CASWELL
Introducer: J. Ramsey — Sent to CALENDAR

"To amend Chapter 1033, Session Laws of 1969, relating to the appointment of the Justices of the Peace of several counties." Appoints four named township JP's of Caswell County.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 141 Zoo appropriation (digested in Bulletin No. 30, p. 187). Amendment adopted in Senate 7/1/69 which is identical with House amendment to H 215, digested in Bulletin No. 118, p. 1269.

S 504 Police information network (digested in Bulletin No. 70, p. 633). Committee substitute adopted in Senate 7/1/69 which: (1) adds requirement for Justice Dep't to provide security measures to insure that information maintained in PIN be made available only to those whose duties relating to administration of justice require such information; (2) limits authorization relating to computer equipment to utilization of computers operated by other State agencies; (3) limits entry of information into PIN to information relating to administration of criminal justice; (4) reduces appropriation to $536,000 for second year of biennium (originally, $536,510 for 1969-70 and $836,705 for 1970-71); and (5) adds GS 143-340(13), empowering Director of Administration to establish coordinated information

transmission system for State, local and Federal agencies and institutions, and to provide equipment and systems to achieve economical and effective transmission of information necessary to responsibilities of State agencies, including PIN of Dep't of Justice. Floor amendment adopted in Senate which adds appropriation of $50,000 from General Fund to Office of Attorney General to employ personnel and make studies and plans for implementation of PIN in 1970.

S 523 Constitutional Convention (Committee Substitute digested in Bulletin No. 119, p. 1289). Floor amendment adopted in Senate 7/1/69 making technical change in bill caption.

S 551 Girls Home chapel funds (digested in Bulletin No. 77, p. 717). Amended in Senate 7/1/69 to specify that matching funds required under Act must be in currency.

S 562 State Training Sch. chapel funds (digested in Bulletin No. 78, p. 728). Amended in Senate 7/1/69 to specify that matching funds required must be in currency, and to reduce appropriation from $85,000 to $50,000.

S 572 School for Deaf chapel funds (digested in Bulletin No. 80, p. 753). Amended in Senate 7/1/69 to specify that matching funds must be like sum or greater and in currency, and to reduce appropriation from $100,000 to $50,000.

S 576 Clarify Omnibus School Bd. Act (digested in Bulletin No. 80, p. 754). Amendments adopted in Senate 7/1/69 as follows: (1) deletes provisions making general law applicable to all county boards of education unless modified by local act; (2) corrects references to session law amended by act; (3) specifies that board characteristics designated by board of education resolution provide for 5-member board; and (4) adds new section providing that board members elected in 1970 and 1972 to fill terms of members appointed in 1969 Omnibus School Boards Act expiring in 1971 and 1973 shall take office on first Monday in April of 1971 and 1973, as appropriate to term to which elected. Elected members to serve until first Monday in December of 1974 and 1976 depending upon length of term to which elected.

S 662 Underwriting urban area insurance (digested in Bulletin No. 88, p. 869). Amendment adopted in Senate 7/1/69 adding proviso that premiums paid by insurers of North Carolina property to National Insurance Development Fund for re-insurance, to be used for payment of losses occurring in State and credited to participation of insurer in re-insurance facility provided by state and federal acts.

S 862 Tire tread 2-wheel trailer/exempt (digested in Bulletin No. 111, p. 1195). Floor amendment adopted in House 7/1/69 adding proviso that trucks owned by farmers and operated exclusively in the carrying and transportation of owner's farm products which are approved for daylight use only and which are equipped with dual wheels are required only to have one wheel of each set of dual wheels conform to Act's tread depth requirements.

S 894 (Senate Resolution) LRC study trade school degrees (digested in Bulletin No. 117, p. 1253). Floor amendment adopted in Senate 7/1/69 to change Joint Resolution to Senate Resolution.

HOUSE

H 397 Haywood Tech funds (digested in Bulletin No. 47, p. 349). Amendment adopted in House 7/1/69 appropriating $50,000 to Dep't of Community Colleges for 1969-71 biennium operating funds. Original bill appropriated $500,000 to Haywood Tech on matching basis for capital outlay.

H 511 CSS Neuse museum-visitor funds (digested in Bulletin No. 55, p. 449). Amendment adopted in House 7/1/69 reducing appropriation to Dep't of Archives and History for CSS Neuse Museum-Visitor Center from $60,000 to $30,000.

H 560 Belhaven Memorial Museum funds (digested in Bulletin No. 58, p. 460). Amendment adopted in House 7/1/69 reducing appropriation to Dep't of Archives and History for cataloging, filing and planning Belhaven Memorial Museum from $5,000 to $2,500.

H 585 School bus service funds (digested in Bulletin No. 59, p. 471). Amendment adopted in House 7/1/69 deleting entirely appropriation ($343,110 and $392,747 for each year of 1969-71 biennium respectively) for school bus service for special education pupils, but adding provision that 1969-71 appropriation to State Ed. Board for transportation of special education pupils be used for purpose of providing innovations and changes in transportation practices that heretofore excluded physically and mentally handicapped, to the end that public school bus transportation be provided for children with special needs and who are enrolled in Special Education Classes or special vocational occupational programs in public school system.

H 653 Private med schools State aid (digested in Bulletin No. 62, p. 514). Amended in Senate 7/1/69 to (1) reduce appropriations from $130,000 to $100,000 for 1969-70 and from $325,000 to $250,000 for 1970-71, with corresponding reductions in disbursements to be made to schools from $3,250 to $2,500 per pupil, of which $250 (originally, $1,000 to be credited to tuition); (2) adds eligibility requirement that certification of schools must show increase in number of NC residents enrolled as 1st-year students as of Nov. 1, 1969 and number of NC residents enrolled as 1st-and-2nd-year students as of Nov. 1, 1970; (3) adds provisions that appropriation is to be expended to strengthen practice of family and community medicine in NC, and is limited to coming biennium and not intended to be continuing, with unexpended funds in biennium to revert to General Fund.

H 707 Lenoir home restoration (digested in Bulletin No. 64, p. 549). Amended in House 7/1/69 to reduce appropriation from $40,000 to $15,000 and to add requirement of $40,000 in non-State matching funds to be raised by Caldwell County Historical Society.

H 879 Self-liquidating project funds-2 (digested in Bulletin No. 73, p. 674). Technical amendment adopted in Senate 7/1/69.

H 957 Good student liability discount (digested in Bulletin No. 80, p. 755). Floor amendment adopted in House 7/1/69 modifying scholastic attainment for purposes of establishing separate category of drivers for insurance purposes to provide that scholastic attainment is to be considered in light of individual ability, motor coordination and manipulative skills.

H 990 Ban involuntary school bussing (Committee Substitute digested in Bulletin No. 115, p. 1237). Amendments adopted in Senate 7/1/69 as follows: (1) adds proviso that school board may assign any pupil to specialized school, such as vocational school or school with program for mentally or physically handicapped or to another school for any other reason deemed sufficient, that is located outside attendance district; (2) provides statute not to apply to assignment or transfer (originally, transfer) necessitated by overcrowded conditions or other circumstances requiring assignment or reassignment; (3) adds proviso that statute not to apply to assignment made by pupil pursuant to freedom of choice plan adopted by board of education; and (4) makes technical changes.

H 1004 Aid Brevard Music Center (Iden. S 606, digested in Bulletin No. 82, p. 778). Amended in House 7/1/69 to reduce appropriation from $30,000 to $15,000.

H 1054 Remove GS race references (last amendment digested in Bulletin No. 109, p. 1177). Amended in Senate 7/1/69 to strike deletions of racial references (i.e., to restore racial references) in GS 51-3, relating to certain void marriages, and to strike deletion of words "and such other plans of segregation as their judgment and existing conditions may suggest" in GS 153-201, relating to district prison farms.

H 1121 Comm'n for Blind organization (digested in Bulletin No. 89, p. 889). Amendments adopted in Senate 7/1/69 as follows: (1) Creates Blind Advisory Committee composed of six members appointed by Governor, all of whom must be legally blind, to advise Comm'n on needs of visually handicapped. (2) Creates Professional Advisory Committee composed of three ophthalmologists and three optometrists appointed by Governor from recommendations of N. C. Medical Society. Committee to advise Comm'n on procurement, utilization, and rendering of professional services by practitioners to beneficiaries of Comm'n. (3) Provides for staggered three-year terms for committees and stipulates that committee members to receive no compensation except travel and other necessary expenses to be paid from money available for such purpose. (4) Deletes provision that at least three of nine members of NC Comm'n for Blind be legally blind.

H 1172 Work release programs (digested in Bulletin No. 92, p. 928). Amended in Senate to add 38 more counties to those exempted from Act.

H 1319 Voc-rehab funds (digested in Bulletin No. 104, p. 1113). Amended in House 7/1/69 to reduce appropriation for each year of biennium from $280,000 to $28,000.

H 1411 Refund procedure/gas & sales tax (digested in Bulletin No. 117, p. 1255). Amendment adopted in Senate 7/1/69 providing Act to become effective on ratification and not to revive any claims or applications for tax refunds made prior to January 1, 1969 (originally, effective Jan. 1, 1970 and not to revive refund claims previously barred).

H 1420 ECU allied health funds (digested in Bulletin No. 119, p. 1288). Amendment adopted in House 7/1/69 to authorize ECU to spend funds appropriated to Code 18181 for Allied Health Professions (originally, appropriated from General Fund).

SENATE AND HOUSE CALENDAR ACTION JUL.01,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

S. 7 DAY-CARE FACILITIES.(5/08, 6/27) H-REPTD FAV AS AMENDED.
#S. 41 SYMPHONY SOCIETY RETIREMENT.(2/21, 5/14) RATIFIED - CHAPTER 1227.
#S. 42 MOTOR VEHICLE DEFAULT JUDGMENTS.(2/13) H-REPTD UNFAV.
#S. 59 5TH.DIST. RESIDENT JUDGE. RATIFIED - CHAPTER 1171.
#S. 109 PUBLIC KINDERGARTEN PROGRAM. RATIFIED - CHAPTER 1213.
#S. 141 ZOO APPROPRIATIONS.(7/01) S-AMENDMENT ADOPTED; S-PASSED 2ND READING; S-POSTPONED INDEF.
#S. 149 PAVEMENT LINES.(3/14) RATIFIED - CHAPTER 1172.
S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28, 6/06, 6/30) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND; H-REF TO COM ON CALENDAR.
#S. 277 SENC AGRICULTURE RESEARCH. RATIFIED - CHAPTER 1173.
#S. 354 EDUC. FOUNDATIONS-TAX DEDUCTION. RATIFIED - CHAPTER 1175.
S. 362 EXTRA SESSIONS-GENERAL ASSEMBLY.(6/11) H-PASSED 2ND READING.
#S. 444 COLONIAL RECORDS PROJECT FUND.(6/27) RATIFIED - CHAPTER 1176.
#S. 483 "BLANDWOOD".(6/27) RATIFIED - CHAPTER 1177.
#S. 502 HISTORIC EDENTON FUNDS.(6/27) RATIFIED - CHAPTER 1178.
S. 504 POLICE INFORMATION NETWORK.(7/01, 7/01) S-REPTD FAV COM SUBSTITUTE; S-COM SUBSTITUTE ADOPTED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
#S. 517 HISTORIC LANE HOUSE FUNDS.(6/27) RATIFIED - CHAPTER 1179.
S. 523 CONSTITUTIONAL CONVENTION.(6/30, 7/01) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR.
S. 551 STATE GIRLS HOME CHAPEL FUNDS.(7/01) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
S. 562 STATE TRAINING SCH. CHAPEL FUNDS-2.(7/01) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
#S. 563 MIDDLE GRADES VOC-ED. RATIFIED - CHAPTER 1180.
S. 566 FULL TIME SOLICITORS. H-REF TO COM ON CALENDAR; H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
S. 572 SCHOOL FOR DEAF CHAPEL FUNDS.(7/01) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.

S. 576 CLARIFY ONMIBUS SCHOOL BD.ACT.(7/01) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PLACED ON CALENDAR.
S. 652 JUDGE RETIREMENT QUALIFICATIONS. S-PASSED 2ND READING.
S. 658 BANK EXCISE TAX RATES. H-WITHDRAWN FROM APPR.COM; H-RE-REF TO COM ON CALENDAR; H-REPTD UNFAV W/MINORITY REPT; H-MINORITY REPORT ADOPTED; H-PASSED 2ND READING.
S. 662 UNDERWRITING URBAN AREA INSURANCE.(7/01) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE.
S. 667 DISTRICT COURT SEAT-HAMLET. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
#S. 674 TRI-COUNTY TECH FUNDS.(6/27) RATIFIED - CHAPTER 1182.
S. 675 INTESTATE SUCCESSION DISTRIBUTION. H-POSTPONED UNTIL JULY 2.
#S. 682 COMPENSATION TO LEMUEL PARROTT. RATIFIED - CHAPTER 1183.
#S. 687 COUNCIL OF STATE COMPENSATION. RATIFIED - CHAPTER 1214.
#S. 700 LEGISLATIVE SERVICES COMMISSION.(6/05, 6/13, 6/18) RATIFIED - CHAPTER 1184.
#S. 735 UNSOLICITED CREDIT PROHIBITION. H-REF TO COM ON CALENDAR; H-REPTD UNFAV.
#S. 738 DEP'T ADMIN.PROPERTY ACQUISITION.(6/11, 6/12, 6/25) RATIFIED - CHAPTER 1091.
#S. 739 LRC CLINICAL LAB STUDY.(6/12, 6/27) RATIFIED - RES 116.
#S. 755 WELFARE LIENS RELEASE OF REALTY. RATIFIED - CHAPTER 1216.
#S. 761 URBAN RENEWAL ALTERNATIVES. RATIFIED - CHAPTER 1217.
#S. 771 BUSINESS SCHOOLS/ASSOC. DEGREES.(6/26) H-REPTD UNFAV.
#S. 795 REMOVE ANNEXATION LAW EXEMPTIONS.(6/30) RATIFIED - CHAPTER 1232.
#S. 800 (J.RES.) N.C. INTERNATIONAL MONTH FUNDS.(6/30) RATIFIED - RES 114.
#S. 801 TAX EDUCATION FOUNDATIONS' TIMBER.(6/20) RATIFIED - CHAPTER 1185.
#S. 842 RECRUIT HEALTH PROFESSIONALS/FUNDS. RATIFIED - CHAPTER 1219.
S. 843 NCSU-BROUGHTON HALL FUNDS. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
#S. 850 MOTOR FUEL TAX REFUNDS. H-REPTD UNFAV.
#S. 852 LAKE WACCAMAW PARK FUNDS.(6/30) RATIFIED - CHAPTER 1220.
#S. 853 INTEREST RATE - NC STADIUM.(6/26) RATIFIED - CHAPTER 1198.
S. 854 DROP 'GASOLINE' MARKER REQUIREMENT. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
#S. 857 (J.RES.) GOVERNOR STUDY HEALTH AGENCIES. RATIFIED - RES 112.
S. 862 TIRE TREAD 2-WHEEL TRAILER/EXEMPT.(7/01) H-AMENDMENT ADOPTED; H-PASSED 3RD READING; H-SENT S TO CONCUR IN H-AMEND; S-CONCURRED IN H AMEND.
#S. 865 PUBLIC PAVING CONTRACT DISPUTES. H-REPTD FAV; H-TABLED.
#S. 866 (J.RES.) INTEREST RATE STUDY COMMISSION. H-REPTD FAV; H-FAILED 2ND READING.
#S. 872 NC CASUALTY INSURANCE TAX. RATIFIED - CHAPTER 1221.
#S. 876 (J.RES.) LRC LEGISLATIVE RETIREMENT STUDY. RATIFIED - RES 113.
S. 877 APP'T MENTAL HEALTH BUS. MGR.-2. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.

S. 878 (J.RES.) BANK TAXATION STUDY: SB 658. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
#S. 881 CIGARETTE TAX STAMP DISCOUNT. RATIFIED - CHAPTER 1222.
#S. 882 FEES OF ATTORNEY GENERAL.(6/26) H-REPTD UNFAV.
S. 884 CH. 945/DATE CHANGE,MARSHLANDS. H-PASSED 2ND & 3RD READINGS.
S. 886 ALTERNATE POP TAX PAYMENTS. H-PASSED 3RD READING.
S. 890 COUNSEL FOR INDIGENT FUNDS. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS.
#S. 894 (S.RES.) LRC STUDY TRADE SCHOOL DEGREES.(7/01) S-AMENDMENT ADOPTED; S-SENATE RESOLUTION ADOPTED.
#S. 899 CORRECTING CHS. 995 & 996. S-POSTPONED INDEF.
#S. 901 NO TAX ON FREE BREW. S-POSTPONED INDEF.
S. 903 (J.RES.) HONORING FRANK B. TURNER. H-PASSED 2ND & 3RD READINGS.
S. 904 REPEALING CH.995 & 996. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR.
S. 905 CT. OF APPEALS REPORTS TO AG. S-REF TO COM ON JUDIC 2; S-REPTD FAV.

H. 78 LEGISLATOR SUBSISTENCE.(6/27) S-REPTD FAV AS AMENDED; S-PASSED 2ND READING; S-PASSED 3RD READING.
#H. 79 INCREASE PAY COURT OFFICIALS.(6/27) RATIFIED - CHAPTER 1186.
H. 215 ZOO APPROPRIATION.(6/27) S-PASSED 2ND READING.
H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04, 6/27) H-CONCURRED IN 3RD READING.
#H. 258 LIFE INSURANCE CO. INVESTMENTS. RATIFIED - CHAPTER 1199.
#H. 272 PUBLIC CATTLE ASSESSMENTS. H-REPTD UNFAV.
#H. 273 COMMUNITY COLLEGE OPERATING FUNDS.(6/27) S-FAILED 2ND READING.
H. 285 INTEREST RATES AND CHARGES.(6/17, 6/18, 6/20, 6/24, 6/27) H-FAILED TO CONCUR IN S-AMEND; H-CONFEREES APPOINTED.
#H. 293 LOCAL OPTION SALES-USE TAX-2. H-REPTD UNFAV.
#H. 302 (J.RES.) MED STUDENT RECRUITMENT. H-REPTD UNFAV.
#H. 303 (J.RES.) PREMED EDUCATION NEED. H-REPTD UNFAV.
#H. 304 (J.RES.) MED SCHOOLS - INCREASE GRADS. H-REPTD UNFAV.
#H. 315 HIGHWAY BONDS INTEREST INCREASE. H-REPTD UNFAV.
#H. 328 LOCAL OPTION SALES-USE TAX-3. H-REPTD UNFAV.
#H. 332 STATEWIDE 1% SALES SURTAX. H-REPTD UNFAV.
#H. 353 STATEWIDE 1% SALES-SURTAX-2. H-REPTD UNFAV.
#H. 358 LOCAL OPTION SALES AND USE TAX. H-REPTD UNFAV.
H. 397 HAYWOOD TECH FUNDS.(7/01) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON APPROPRN.
#H. 413 GAS TAX PROCEEDS - WILDLIFE.(6/27) RATIFIED - CHAPTER 1201.
H. 433 RETIRED FED.EMP.TAX EXEMPTION.(6/16) S-WITHDRAWN FROM COM; S-PLACED ON CAL FOR JULY 2.
H. 487 POLL WATCHERS CLARIFICATION.(6/20, 6/23, 6/25) S-REPTD FAV AS AMENDED; S-PLACED ON CAL FOR JULY 2.
H. 511 CSS NEUSE MUSEUM-VISITOR FUNDS.(7/01) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON APPROPRN.

#H. 517 PRINTING OF MACHINERY ACT. H-REPTD UNFAV.
#H. 518 PRINTING OF REVENUE ACT. H-REPTD UNFAV.
H. 560 BELHAVEN MEMORIAL MUSEUM FUNDS.(7/01) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON APPROPRN.
H. 585 SCHOOL BUS SERVICE FUNDS.(7/01) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON APPROPRN.
#H. 631 UNIFORM INVENTORY VALUATION. H-REPTD UNFAV.
H. 653 PRIVATE MED SCHOOLS STATE AID.(7/01) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-PLACED ON CALENDAR; S-PASSED 2ND READING.
H. 707 LENOIR HOME RESTORATION.(7/01) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON APPROPRN.
#H. 831 EMPLOYEE MEALS TAX EXEMPTION. H-REPTD UNFAV.
#H. 873 INTERSTATE COOP.COMM'N FUNDS. RATIFIED - CHAPTER 1202.
#H. 878 LIQUIDATING PROJECT FUNDS. RATIFIED - CHAPTER 1159.
H. 879 SELF-LIQUIDATING PROJECT FUNDS-2.(7/01) S-RECALLED FROM ENROLLING; S-RECONSIDERED 3RD READING; S-AMENDMENT ADOPTED; S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND.
H. 931 CAR INSPECTION FEE HIKE.(6/23, 6/26) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
#H. 936 ACIR CONTRIBUTION. RATIFIED - CHAPTER 1203.
#H. 957 GOOD STUDENT LIABILITY DISCOUNT.(7/01) H-AMENDMENT ADOPTED; H-FAILED 2ND READING.
#H. 970 MINING REGISTRATION ACT. RATIFIED - CHAPTER 1204.
H. 990 BAN INVOLUNTARY SCHOOL BUSSING.(6/16, 6/24) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS.
H.1004 AID BREVARD MUSIC CENTER.(7/01) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON APPROPRN.
#H.1018 REVISE HUNT-FISH TRAP FEES. H-REPTD UNFAV.
H.1019 LOW-INCOME HOUSING CORPORATION.(5/16, 5/20) S-PASSED 3RD READING.
#H.1023 UNC-G DORMITORY FUNDS. RATIFIED - CHAPTER 1205.
#H.1044 HOTELS-LOCAL GROSS RECEIPT TAX. H-REPTD UNFAV.
H.1054 REMOVE GS RACE REFERENCES.(6/16, 7/01) S-AMENDMENTS ADOPTED; S-PASSED 2ND READING.
#H.1055 STATEWIDE 1% SALES/TAX REFERENDUM. H-REPTD UNFAV.
H.1121 COMM'N FOR BLIND ORGANIZATION.(6/25, 7/01) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND; H-CONCURRED IN S-AMENDMENT.
H.1155 MT.HOLLY FORESTRY FUNDS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON APPROPRN.
#H.1172 WORK RELEASE PROGRAMS.(6/16, 7/01) S-AMENDMENTS ADOPTED; S-TABLED.
#H.1199 ECU MED SCHOOL STUDY. RATIFIED - CHAPTER 1189.
#H.1221 OMNIBUS COURT AMENDMENTS-2.(6/27) RATIFIED - CHAPTER 1190.
#H.1227 INSURANCE AGENTS EXAMINATION. RATIFIED - CHAPTER 1206.
#H.1229 DEP'T ADMIN: BUDGET PROCEDURE. RATIFIED - RES 110.

#H.1245 (J.RES.) BLIND AND DEAF SCHOOLS STUDY. RATIFIED - RES 108.
H.1248 UNC REVENUE BONDS SERVICES. S-PASSED 3RD READING.
#H.1263 STATE MAMMAL: GRAY SQUIRREL.(6/05) RATIFIED - CHAPTER 1207.
#H.1276 COUNTY REDEVELOPMENT COMMISSIONS.(6/13) RATIFIED - CHAPTER 1208.
#H.1282 INCOME TAX/DEDUCTIBLE DIVIDENDS. H-REPTD UNFAV.
#H.1283 INTANGIBLES EXEMPTION/NC STOCK. H-REPTD UNFAV.
#H.1284 CORP.INC TAX/DEDUCTIBLE DIVIDENDS. H-REPTD UNFAV.
#H.1285 GOVERNOR'S CONSOLIDATION STUDIES. RATIFIED - CHAPTER 1209.
#H.1286 DEP'T ADM'M VETO STATE/REG'L PLANS.(6/27) RATIFIED - CHAPTER 1210.
H.1319 VOC-REHAB FUNDS.(7/01) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON APPROPRN.
#H.1327 (J.RES.) ABC LAW STUDY COMMISSION. RATIFIED - RES 115.
H.1328 AUTO LIAB.RATES/INVESTMENT INCOME.(6/13, 6/30) H-CONCURRED IN S-AMENDMENT.
#H.1332 SOCIAL WORKERS FOR BLIND FUNDS. RATIFIED - CHAPTER 1218.
#H.1337 AMENDING MISDEMEANOR PUNISHMENT.(6/25) RATIFIED - CHAPTER 1224.
#H.1347 FAYETTEVILLE STATE FUNDS. RATIFIED - CHAPTER 1192.
#H.1349 ALAMANCE BATTLE SITE FUNDS.(6/27) RATIFIED - CHAPTER 1193.
#H.1350 LAKE WACCAMAW PARK FUNDS.(6/27) S-POSTPONED INDEF.
#H.1376 APP'T MENTAL HEALTH BUS.MANAGER. H-WITHDRAWN FROM COM; H-RE-REF TO COM ON CALENDAR; H-REPTD UNFAV.
#H.1377 ELIMINATE STATE SPA VACANCIES. H-REPTD UNFAV.
#H.1381 (J.RES.) CONTINUE LOCAL GOV'T STUDY COMM'N. RATIFIED - RES 111.
H.1386 CIGARETTE TAX STAMP DISCOUNT. S-PASSED 2ND & 3RD READINGS.
#H.1390 ALTERNATE POP TAX PAYMENT. H-POSTPONED INDEF.
H.1391 INCREASE DISCOUNT BEER-WINE TAX. S-PASSED 2ND & 3RD READINGS.
H.1393 COMMERCIAL FISH BOAT LICENSE FEES. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1394 OYSTER/GREEN SHRIMP TAXES. S-REPTD FAV; S-PASSED 2ND READING.
H.1395 FISHDEALER LICENSES. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1398 NO TAX ON FREE BREW. S-PASSED 2ND & 3RD READINGS.
H.1399 LEGISLATIVE RETIREMENT FUND. S-PASSED 2ND & 3RD READINGS.
#H.1403 TEXTILE EXTENSION FUNDS. RATIFIED - CHAPTER 1211.
#H.1405 TOBACCO/SOFT DRINK UNITS FUNDS. RATIFIED - CHAPTER 1212.
H.1408 NO TAX ON SAMPLE FAGS. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1409 ALT. PAYMENT EVIDENCE/POP TAX. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1411 REFUND PROCEDURE/GAS & SALES TAX.(7/01) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND; H-REF TO COM ON CALENDAR; H-REPTD UNFAV TO CONCURRENCE; H-FAILED TO CONCUR IN S-AMEND; H-CONFEREES APPOINTED; S-CONFEREES APPOINTED.
#H.1416 PENDING MUNIC.BD.CONTROL CASES. RATIFIED - CHAPTER 1225.

#H.1418 (H.RES.) LRC STUDY H1268/UNBORN CLASS. H-REPTD FAV; HOUSE RESOLUTION ADOPTED.
#H.1419 LRC STUDY H1269/UNBORN CLASS. H-REPTD UNFAV.
H.1420 ECU ALLIED HEALTH FUNDS.(7/01) H-REPTD FAV AS AMENDED; H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON APPROPRN.
H.1421 PRIVILEGE TAX/FIRE PROTECTION. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC 2.
H.1422 CORRECTING H1169/PUBLIC RECORD. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC 2.
#H.1423 (H.RES.) LRC STUDY H 1269/UNBORN CLASS-2. H-REPTD FAV; HOUSE RESOLUTION ADOPTED.
H.1424 (J.RES.) LRC/RESEARCH,DRAFTING SPACE. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC 1.
H.1425 (J.RES.) LRC STUDY STATUTORY RETRIEVAL. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC 1.
#H.1427 (H.RES.) NIX APPORTIONMENT CONVENTION. H-REPTD FAV; HOUSE RESOLUTION ADOPTED.
H.1430 (J.RES.) HONORING MRS. LUTHER H. HODGES. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE.

LOCAL BILLS

S. 268 (PERSON) ROXBORO STREET ASSESSMENTS. H-REPTD UNFAV; H-REMOVED FROM UNFAV CAL; H-RE-REF TO COM ON CALENDAR.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23, 6/06) H-POSTPONED UNTIL JULY 2.
#S. 582 (AVERY) SCHOOL BOARD ELECTION.(6/27) RATIFIED - CHAPTER 1181.
S. 880 (DURHAM) DURHAM CITY EQUIPMENT BIDS. H-PASSED 2ND & 3RD READINGS.
#S. 883 (CHEROKEE) MUNICIPAL ANNEXATIONS. H-REPTD UNFAV.
S. 885 (HALIFAX) TOWN OF ENFIELD ELECTIONS. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS.
S. 891 (RANDOLPH) SCHOOL BOARD LAND CONVEYANCE. H-PASSED 2ND & 3RD READINGS.

#H. 7 (BURKE) DREXEL AD VAL TAX DATE. H-REPTD UNFAV.
#H. 198 (MECKLENBURG) MECKLENBURG SALES TAX REPEAL. H-REPTD UNFAV.
#H. 218 (BUNCOMBE) COUNTY ONE-CENT SALES TAX. H-REPTD UNFAV.
#H. 243 (HALIFAX) SCOTLAND NECK CEMETARY TRANSFER. H-REPTD UNFAV.
#H. 531 (RICHMOND) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 548 (HENDERSON) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 601 (GUILFORD) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 645 (CUMBERLAND) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 666 (MCDOWELL) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 673 (LENOIR) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 674 (FORSYTH) WEAPONS ON SCHOOL GROUNDS.(6/25) RATIFIED - CHAPTER 1187.
#H. 684 (PASQUOTANK) 1% SALES/USE TAX. H-REPTD UNFAV.

#H. 713 (ORANGE) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 759 (CATAWBA) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 770 (HAYWOOD) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 790 (BLADEN) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 832 (HERTFORD) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 835 (ALAMANCE) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 918 (ROCKINGHAM) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 938 (ANSON) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 943 (WAYNE) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 949 (MOORE) 1% SALES/USE TAX. H-REPTD UNFAV.
#H. 963 (UNION) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1010 (DUPLIN) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1024 (BRUNSWICK) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1025 (COLUMBUS) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1033 (PERQUIMANS) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1051 (ROBESON) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1052 (SCOTLAND) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1056 (HOKE) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1068 (CHATHAM) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1071 (NASH) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1072 (EDGECOMBE) 1% SALES/USE TAX. H-REPTD UNFAV.
#H.1105 (GRANVILLE) 1% SALES/USE TAX. H-REPTD UNFAV.
H.1258 (JACKSON, TRANSYLVANIA) FERAL HOG HUNT. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1318 (MADISON) DEPUTY REGISTER'S PAY.(6/27) H-CONCURRED IN S-AMENDMENT.
#H.1326 (MECKLENBURG) WATERSHED IMPROVEMENT TAX. RATIFIED - CHAPTER 1191.
#H.1343 (WAKE) CITY-COUNTY SCHOOL MERGER VOTE. RATIFIED - RES 109.
H.1345 (WATAUGA) SCHOOL BOARD TERM. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
#H.1375 (STOKES) EXTEND KING CORPORATE LIMITS. RATIFIED - CHAPTER 1194.
#H.1380 (CUMBERLAND) TAX LISTING REGS. BY COMM'RS. RATIFIED - CHAPTER 1195.
#H.1388 (GASTON) GASTON REG'L PLAN'G COMM'N POWERS. RATIFIED - CHAPTER 1196.
H.1400 (PAMLICO) EXTEND ORIENTAL'S LIMIT. S-PASSED 3RD READING.
#H.1401 (HERTFORD) DELINQUENT AMBULANCE CHARGES. RATIFIED - CHAPTER 1197.
H.1407 (WAYNE) COUNTY ABC FUNDS - 2. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
H.1415 (NASH) SCHOOL BOARD SALARIES. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS.
#H.1426 (NORTHAMPTON) RICH SQUARE SCHOOL TAX. RATIFIED - CHAPTER 1226.
H.1428 (RICHMOND)COUNTY SALES TAX USE. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON JUDIC I.

****

Next Session of Senate: 9:00 a.m., Wednesday, July 2, 1969.

Next Session of House: 9:30 a.m., Wednesday, July 2, 1969.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 7294 State Legislative Building Telephone 755-2838

BULLETIN NO. 121 -1313- WEDNESDAY, JULY 2, 1969

PUBLIC BILLS INTRODUCED

SENATE

S 910 (Joint Resolution) Honoring John H. Kerr. Jr. (Iden. H 1433)
Introducers: Allsbrook and others
MISC. RES.
Passed and sent to House

"Honoring the memory of John H. Kerr, Jr., former member of the Senate and former Speaker of the House." As title indicates.

HOUSE

H 1431 (House Resolution) LRC Quail sale study
Introducer: H. Johnson
MISC. RES.
Sent to CALENDAR

"Directing the Legislative Research Commission to study the cost and feasibility of the propagation, processing, and marketing of quail in North Carolina." As title indicates; Comm'n to report to 1971 General Assembly.

H 1432 (House Resolution) LRC School First Aid Course Study
Introducer: H. Johnson
MISC. RES.
Sent to CALENDAR

"Directing the Legislative Research Commission to study the cost and feasibility of teaching 'First Aid' courses in the Public High Schools of North Carolina." As title indicates; Commission to report to 1971 General Assembly.

H 1433 (Joint Resolution) Honoring John H. Kerr, Jr. (Iden. S 910)
Introducers: Speed and others
MISC. RES.
Postponed Indefinitely

"Honoring the memory of John H. Kerr, Jr., former member of the Senate, and former Speaker of the House." Identical with S 910, digested above in today's bulletin.)

H 1434 (Joint Resolution) Commending Africana Art Gallery
Introducer: Frye
MISC. RES.
Passed and sent to Senate

"Commending the Africana Art Gallery to the citizens of North Carolina." As title indicates.

H 1435 (Joint Resolution) Commending Raleigh JC zoo interest — MISC. RES. Passed and sent to Senate
Introducers: Twiggs and A. McMillan

"Expressing the appreciation of the people of North Carolina to the Raleigh Junior Chamber of Commerce for its interest and support in the creation of the State Zoo." As title indicates.

H 1436 Sgt-at-arms staff pay — GS 120 (No Action Reported)
Introducers: Mohn and Messer

"To amend G.S. 120-33 relating to compensation for laborers and assistants to the sergeant at arms." Provides for compensation of all laborers and assistants to the Senate and House sergeant-at-arms to be $13 per day with mileage allowance of 10¢ per mile for one round trip from their homes to Raleigh and return, retroactive to January 15, 1969. (Cited section, which this bill would amend, was revised by S 700 and no longer deals with this subject matter.)

H 1437 (House Resolution) LRC study incompetents funds — MISC. RES., STUDY ADOPTED
Introducer: Warlick

"Directing the Legislative Research Commission to study the subject of surplus funds for incompetents." Directs LRC to study subject of surplus funds belonging to incompetents within GS Ch. 35, Art. V (surplus income and advancements of incompetents). LRC to report findings to 1971 General Assembly.

AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE

S 7 Day care facilities (Committee Substitute digested in Bulletin No. 82, p. 782).
Amendments adopted in House 7/2/69 providing (1) "day care plan" as defined to include operations keeping from one to eight (originally, six) children; (2) deleting provisions requiring $2 fee from operators and providing appropriation to Dep't of Social Services to operate daycare licensing program; and (3) creating Day-Care Co-ordinating Committee of 12 members, six of whom to be engaged in day-care operation, and six private citizens to serve 6-year staggered terms, appointed by Governor. Sets out procedure for committee operation and provides committee to assist Department of Social Services in developing day-care licensing policy and procedures and setting standards.

S 216 Western diagnostic lab funds (digested in Bulletin No. 41, p. 293).
Amendment adopted in Senate 7/2/69 to appropriate to Dep't of Agriculture $125,000 (was $186,500 for building and equipment and $38,530 for operations) and add proviso that $25,000 to be made available in matching funds from other than state appropriations; appropriation to revert if matching funds not available by June 30, 1971.

S 576 Clarify Omnibus School Bd. Act (Amendment digested in Bulletin No. 120, p. 1301).
Amended in House 7/2/69 to (1) change date for county board of education members appointed by Omnibus School Boards Act (SL 1969, Ch. 248 - H 378) to take office from first Monday in April, 1969 to first Monday in June, 1969; (2) add provision that, in counties subject to Act with 3-member boards, (a) persons appointed herein to 2-year terms and appointed in 1967 Act to 4-year terms and appointed in 1965 Act to 6-year terms all to hold office until 1st Monday in December 1970, and (b) persons appointed herein for 4-year terms and persons appointed in 1967 Act for 6-year terms all to hold office until 1st Monday in December 1972; (3) add provision that candidates hereafter elected in these counties to take office 1st Monday in December following election.

S 606 Aid Brevard Music Center (digested in Bulletin No. 82, p. 778).
Amendment adopted in Senate 7/2/69 to appropriation $15,000 (was $30,000) for the biennium.

S 675 Intestate succession - distribution (digested in Bulletin No. 89, p. 886).
Amended in House 7/2/69 to make clarifying changes and to make Act effective July 1, 1971 (originally, 1969) and applicable to estates of persons dying on or after July 1, 1971 (originally, 1969).

S 905 Ct. of Appeals Reports to AG (digested in Bulletin No. 120, p. 1299).
Technical amendment adopted in Senate 7/2/69.

HOUSE

H 285 Interest rates and charges (House committee subs. digested in Bulletin No. 110, p. 1187; amendments in No. 113, p. 1214, No. 115, p. 1236, No. 118, p. 1270).
Conference Committee report adopted in House and in Senate 7/2/69, as follows:
Senate amendments not adopted - (1) amending GS 24-1.1(a) to provide 9% maximum interest rate on loans up to $50,000 secured by first mortgages or deeds of trust on real property (restores 8%); (2) rewriting GS 24-1.2(a) and (b), installment rates (restores com. subs. provisions); (3) rewriting GS 24-10(a) and (b), maximum fees on loans secured by real property (restores com. subs. provisions); (4) creating new section which provided that GS 24-10(a) and (b) not to be applicable to certain loans and fees (deletes such section); (5) amending GS 53-166(a), -173, 176, 179 and 190 amendments raising maximum amount consumer finance companies permitted to loan to $1,000 (restores $900 maximum); (6) amending GS 53-173(1), maximum rates on small loans (restores interest rate of $10/100 for part of loan between $300 and $600 and maximum loan of $900).
Senate amendments adopted - (1) adding words "effective rate of" in GS 53-43, bank loan advance discounts; (2) deleting com. subs. rewrite of GS 53-43 which set out graduated interest ceilings on revolving charge and check credit loan balances; (3) amending GS 53-141(1), relating to powers of industrial banks to loan money and to receive interest or discounts; (4) deleting GS 53-141(2), which provided limited power for industrial banks to make certain installment loans; (5) adding to GS 53-141(3) provision generally empowering industrial banks to make installment loans at rates provided in GS 24-1.2.
Senate amendments rejected and com. subs. provisions rewritten - (1) Relating to GS 24-8 (loans of $30,000 or more to corporations), new provisions adopted prohibiting lender from charging or requiring borrower to pay or convey any money or other consideration, other than security or collateral to secure repayment of full principal of loan together with fees and interest for loans up to $300,000, but borrower may sell or convey property other than security or collateral if not made condition or requirement of loan. (2) Relating to GS 24-11 (certain revolving credit charges), new provisions adopted providing (a) for open-end revolving credit card plans and charge accounts where no service charge for first 25 days; lender may charge interest, charges and fees in aggregate at maximum 1-1/2% per month on unpaid balance, not to be secured; maximum vendor discount of 4%; and (b) for revolving credit loans, check loans, and other direct loan bank plans, lender to charge interest and charges at maximum 1-1/4% per month on average outstanding balance of previous month, not to be secured, and loans not to exceed $5,000. (3) Relating to GS 53-176 (consumer finance company loans over $600), providing for installment loans up to $5,000 repayable in not less than six months nor more than 60 months, securable by first deeds of trust or mortgages on real property; lender may charge interest at maximum effective rate of 15% per annum on outstanding balance, with $10 minimum or $1 per payment minimum charge; first installment due date not more than 45 days after funds disbursement; prepayment without penalty.

(4) Relating to GS 53-174 (refunds under rule of 78's), amends existing refund provisions for consumer finance company loans by making rule of 78's effective when loan contract paid in full after three (existing law, two) loan months have expired.

Amends act to provide that provisions relating to $900 small loan maximum in GS 53-166(a), 173, 176, 179, 190, and amendments to GS 53-173(1) and (2) and GS 53-180 (sections of consumer finance and industrial banks acts) become effective August 1, 1969 (other provisions effective upon ratification).

H 487 Poll watchers clarification (digested in Bulletin No. 53, p. 422).

Amendments adopted in Senate 7/2/69 providing act not to apply to counties of Alamance, Beaufort, Cumberland, Dare, Edgecombe, Gaston, Guilford, Halifax, Hyde, Lenoir, Martin, Mecklenburg, Onslow, Pitt, Randolph, Stanly, Tyrrell, Warren and Wayne.

H 581 Limited driving permits (last amendments digested in Bulletin No. 106, p. 1144).

Amendments adopted in Senate 7/2/69 deleting Sec. 4 of Act relating to application by person previously convicted to court for limited driving privilege or license for remainder of period revocation of driving privilege then in force; and provides that effect of Act to expire on June 30, 1971, but that expiration not to affect orders or judgments of any court rendered during Act's effective period.

SENATE AND HOUSE CALENDAR ACTION JUL.02,1969

NOTES: 1. Includes floor action in both Senate and House.
2. Dates in parenthesis indicate when amendments or committee substitutes were adopted.
3. Summary of texts of amendments and committee substitutes adopted today are in separate section of this Bulletin.
4. Ratified or Failed Bills are indicated by a #.

PUBLIC BILLS

#S. 7 DAY-CARE FACILITIES.(5/08, 6/27, 7/02) H-AMENDMENTS ADOPTED; H-TABLED.

#S. 160 COMPENSATION GENERAL ASSEMBLY.(3/26, 5/28, 6/06, 6/30) H-REPTD FAV TO CONCURRENCE; H-CONCURRED IN S-AMENDMENT; RATIFIED - CHAPTER 1278.

#S. 178 LOCAL OPTION SALES AND USE TAX.(5/30, 6/04, 6/05, 6/26) RATIFIED - CHAPTER 1228.

#S. 216 WESTERN DIAGNOSTIC LAB FUNDS.(7/02) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1300.

#S. 242 PORNOGRAPHIC SALES TO MINORS.(5/23) RATIFIED - CHAPTER 1215.

#S. 313 OLD ROCK HOUSE APPROPRIATION.(6/27) RATIFIED - CHAPTER 1174.

#S. 362 EXTRA SESSIONS-GENERAL ASSEMBLY.(6/11) H-PASSED 3RD READING; RATIFIED - CHAPTER 1270.

#S. 504 POLICE INFORMATION NETWORK.(7/01, 7/01) RATIFIED - CHAPTER 1267.

#S. 523 CONSTITUTIONAL CONVENTION.(6/30, 7/01) H-REPTD UNFAV.

#S. 551 STATE GIRLS HOME CHAPEL FUNDS.(7/01) RATIFIED - CHAPTER 1261.

#S. 562 STATE TRAINING SCH. CHAPEL FUNDS-2.(7/01) RATIFIED - CHAPTER 1262.

#S. 566 FULL TIME SOLICITORS. RATIFIED - CHAPTER 1263.

#S. 572 SCHOOL FOR DEAF CHAPEL FUNDS.(7/01) RATIFIED - CHAPTER 1264.

#S. 576 CLARIFY ONMIBUS SCHOOL BD.ACT.(7/01, 7/02) H-AMENDMENT ADOPTED; H-PASSED 2ND & 3RD READINGS; H-SENT S TO CONCUR IN H-AMEND; S-CONCURRED IN H AMEND; RATIFIED - CHAPTER 1301.

#S. 606 AID BREVARD MUSIC CENTER.(7/02) S-REPTD FAV AS AMENDED; S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1291.

#S. 652 JUDGE RETIREMENT QUALIFICATIONS. S-FAILED 3RD READING.

#S. 658 BANK EXCISE TAX RATES. H-PASSED 3RD READING; RATIFIED - CHAPTER 1282.

#S. 662 UNDERWRITING URBAN AREA INSURANCE.(7/01) H-REF TO COM ON CALENDAR; H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1284.

#S. 667 DISTRICT COURT SEAT-HAMLET. RATIFIED - CHAPTER 1254.

#S. 675 INTESTATE SUCCESSION DISTRIBUTION.(7/02) H-AMENDMENT ADOPTED; H-TABLED.

#S. 692 STATE BUILDING CODE UPDATE.(6/05, 6/30) RATIFIED - CHAPTER 1229.

#S. 704 PRIVATE MED SCHOOLS STATE AID. S-POSTPONED INDEF.
#S. 722 TRAIN TEACHERS IN ECONOMICS.(6/25) RATIFIED - CHAPTER 1230.
#S. 794 VEHICLES STOP AT GRADE CROSSINGS.(6/05, 6/27) RATIFIED - CHAPTER 1231.
#S. 843 NCSU-BROUGHTON HALL FUNDS. RATIFIED - CHAPTER 1265.
#S. 854 DROP 'GASOLINE' MARKER REQUIREMENT. RATIFIED - CHAPTER 1241.
#S. 862 TIRE TREAD 2-WHEEL TRAILER/EXEMPT.(7/01) RATIFIED - CHAPTER 1256.
#S. 877 APP'T MENTAL HEALTH BUS. MGR.-2. RATIFIED - CHAPTER 1249.
#S. 878 (J.RES.) BANK TAXATION STUDY: SB 658. RATIFIED - RES. 118.
#S. 884 CH. 945/DATE CHANGE,MARSHLANDS. RATIFIED - CHAPTER 1250.
#S. 886 ALTERNATE POP TAX PAYMENTS. RATIFIED - CHAPTER 1251.
#S. 890 COUNSEL FOR INDIGENT FUNDS. RATIFIED - CHAPTER 1266.
#S. 903 (J.RES.) HONORING FRANK B. TURNER. RATIFIED - RES. 117.
#S. 904 REPEALING CH.995 & 996. H-REPTD UNFAV.
#S. 905 CT. OF APPEALS REPORTS TO AG.(7/02) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR; H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1285.
#S. 907 OPTIONAL SALES TAX DISTRIBUTION. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR; H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1287.
#S. 908 REPEALING CH. 995-2. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR; H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1288.
#S. 909 REPEALING CH. 996-2. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR; H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1289.
#S. 910 (J.RES.) HONORING JOHN H. KERR,JR. S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-PASSED 2ND & 3RD READINGS; RATIFIED - RES. 119.

#H. 78 LEGISLATOR SUBSISTENCE.(6/27) RATIFIED - CHAPTER 1257.
#H. 215 ZOO APPROPRIATION.(6/27) S-PASSED 3RD READING; RATIFIED - CHAPTER 1271.
#H. 231 STATE CONSTITUTION REVISION.(5/09, 5/15, 6/04, 6/27) RATIFIED - CHAPTER 1258.
H. 233 SLOW MOVING VEHICLES: REFLECTORS.(3/31, 4/18, 4/22, 4/23) S-CONFEREES FAIL TO AGREE; S-NEW CONFEREES APPOINTED; H-CONFEREES FAIL TO AGREE; H-NEW CONFEREES APPOINTED; H-CONF REPORT FAILED ADOPTION.
#H. 285 INTEREST RATES AND CHARGES.(6/17, 6/18, 6/20, 6/24, 6/27) S-CONFEREES APPOINTED; S-CONFERENCE REPORT ADOPTED; H-CONFERENCE REPORT ADOPTED; RATIFIED - CHAPTER 1303.
#H. 331 REVISED CONSTITUTION ARTICLE 5.(6/06, 6/12, 6/13, 6/25) RATIFIED - CHAPTER 1200.
#H. 397 HAYWOOD TECH FUNDS.(7/01) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1290.
#H. 409 STATE RETIREMENT SYSTEM REVISION.(6/30) RATIFIED - CHAPTER 1223.

#H. 433 RETIRED FED.EMP.TAX EXEMPTION.(6/16) S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1272.
#H. 487 POLL WATCHERS CLARIFICATION.(6/20, 6/23, 6/25, 7/02) S-AMENDMENTS ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND; H-CONCURRED IN S-AMENDMENT; RATIFIED - CHAPTER 1280.
#H. 511 CSS NEUSE MUSEUM-VISITOR FUNDS.(7/01) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1291.
#H. 560 BELHAVEN MEMORIAL MUSEUM FUNDS.(7/01) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1292.
#H. 581 LIMITED DRIVING PERMITS.(4/17, 6/11, 7/02) S-AMENDMENT ADOPTED; S-PASSED 2ND & 3RD READINGS; S-SENT H FOR CONCUR S AMEND; H-CONCURRED IN S-AMENDMENT; RATIFIED - CHAPTER 1283.
#H. 585 SCHOOL BUS SERVICE FUNDS.(7/01) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1293.
#H. 632 COMMUNITY COLLEGE CAPITAL OUTLAY.(4/23) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1294.
#H. 653 PRIVATE MED SCHOOLS STATE AID.(7/01) S-PASSED 3RD READING; RATIFIED - CHAPTER 1273.
#H. 707 LENOIR HOME RESTORATION.(7/01) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1295.
#H. 879 SELF-LIQUIDATING PROJECT FUNDS-2.(7/01) H-CONCURRED IN S-AMENDMENT; RATIFIED - CHAPTER 1188.
#H. 931 CAR INSPECTION FEE HIKE.(6/23, 6/26) RATIFIED - CHAPTER 1242.
#H. 990 BAN INVOLUNTARY SCHOOL BUSSING.(6/16, 6/24, 7/01) H-CONCURRED IN S-AMENDMENT; RATIFIED - CHAPTER 1274.
#H.1019 LOW-INCOME HOUSING CORPORATION.(5/16, 5/20) RATIFIED - CHAPTER 1235.
#H.1054 REMOVE GS RACE REFERENCES.(6/16, 7/01) S-PASSED 3RD READING; S-SENT H FOR CONCUR S AMEND; H-CONCURRED IN S-AMENDMENT; RATIFIED - CHAPTER 1279.
#H.1121 COMM'N FOR BLIND ORGANIZATION.(6/25, 7/01) RATIFIED - CHAPTER 1255.
#H.1200 STATE ASSUME POST-CONVICTION COSTS. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1296.
#H.1248 UNC REVENUE BONDS SERVICES. RATIFIED - CHAPTER 1236.
#H.1319 VOC-REHAB FUNDS.(7/01) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1297.
#H.1328 AUTO LIAB.RATES/INVESTMENT INCOME.(6/13, 6/30) RATIFIED - CHAPTER 1252.
#H.1386 CIGARETTE TAX STAMP DISCOUNT. RATIFIED - CHAPTER 1238.
#H.1391 INCREASE DISCOUNT BEER-WINE TAX. RATIFIED - CHAPTER 1239.
#H.1393 COMMERCIAL FISH BOAT LICENSE FEES. RATIFIED - CHAPTER 1243.
#H.1394 OYSTER/GREEN SHRIMP TAXES. S-PASSED 3RD READING; RATIFIED - CHAPTER 1275.
#H.1395 FISHDEALER LICENSES. RATIFIED - CHAPTER 1244.
#H.1398 NO TAX ON FREE BREW. RATIFIED - CHAPTER 1268.
#H.1399 LEGISLATIVE RETIREMENT FUND. RATIFIED - CHAPTER 1269.
#H.1408 NO TAX ON SAMPLE FAGS. RATIFIED - CHAPTER 1246.
#H.1409 ALT. PAYMENT EVIDENCE/POP TAX. RATIFIED - CHAPTER 1247.

#H.1411 REFUND PROCEDURE/GAS & SALES TAX.(7/01) H-CONFERENCE REPORT ADOPTED; S-CONFERENCE REPORT ADOPTED; RATIFIED - CHAPTER 1298.
#H.1420 ECU ALLIED HEALTH FUNDS.(7/01) S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1299.
#H.1421 PRIVILEGE TAX/FIRE PROTECTION. S-REPTD FAV; S-FAILED 2ND READING.
#H.1422 CORRECTING H1169/PUBLIC RECORD. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1276.
#H.1424 (J.RES.) LRC/RESEARCH,DRAFTING SPACE. S-REPTD UNFAV.
#H.1425 (J.RES.) LRC STUDY STATUTORY RETRIEVAL. S-REPTD UNFAV.
#H.1430 (J.RES.) HONORING MRS. LUTHER H. HODGES. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - RES.120.
#H.1431 (H.RES.) LRC QUAIL STUDY. H-REF TO COM ON CALENDAR; H-REPTD FAV; HOUSE RESOLUTION ADOPTED.
#H.1432 (H.RES.) LRC FIRST AID COURSES STUDY. H-REF TO COM ON CALENDAR; H-REPTD FAV; HOUSE RESOLUTION ADOPTED.
#H.1433 (J.RES.) HONORING MEMORY JOHN H. KERR,JR. H-POSTPONED INDEF.
#H.1434 (J.RES.) COMMENDING AFRICANA ART GALLERY. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-RULES SUSPENDED; S-PASSED 2ND & 3RD READINGS; RATIFIED - RES. 121.
#H.1435 (J.RES.) COMMENDING RALEIGH JC ZOO INTEREST. H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-RULES SUSPENDED; S-PASSED 2ND & 3RD READINGS; RATIFIED - RES 122.
H.1437 (H.RES.) LRC STUDY INCOMPETENTS FUNDS. H-HOUSE RESOLUTION ADOPTED.

LOCAL BILLS

#S. 268 (PERSON) ROXBORO STREET ASSESSMENTS. H-REPTD UNFAV.
S. 364 (CLEVELAND) KINGS MTN. LAKE AUTHORITY.(4/24, 5/23, 6/06) H-RETURNED TO SENATE.
#S. 536 (CLEVELAND) KINGS MTN. EMINENT DOMAIN.(5/12, 6/06) S-REPTD FAV; S-CONCURS IN H AMEND; RATIFIED - CHAPTER 1304.
#S. 880 (DURHAM) DURHAM CITY EQUIPMENT BIDS. RATIFIED - CHAPTER 1233.
#S. 885 (HALIFAX) TOWN OF ENFIELD ELECTIONS. RATIFIED - CHAPTER 1253.
#S. 891 (RANDOLPH) SCHOOL BOARD LAND CONVEYANCE. RATIFIED - CHAPTER 1234.
#S. 906 (PERSON) CITY-COUNTY CONSOLIDATION. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; S-SENT TO HOUSE; H-REF TO COM ON CALENDAR; H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1286.

#H.1258 (JACKSON, TRANSYLVANIA) FERAL HOG HUNT. RATIFIED - CHAPTER 1259.
#H.1318 (MADISON) DEPUTY REGISTER'S PAY.(6/27) RATIFIED - CHAPTER 1237.
#H.1345 (WATAUGA) SCHOOL BOARD TERM. RATIFIED - CHAPTER 1260.
#H.1361 (MARTIN) SCHOOL BOARD ELECTION. H-REPTD UNFAV.
#H.1400 (PAMLICO) EXTEND ORIENTAL'S LIMIT. RATIFIED - CHAPTER 1240.
#H.1407 (WAYNE) COUNTY ABC FUNDS - 2. RATIFIED - CHAPTER 1245.

North Carolina State Library
Raleigh

#H.1414 (MECKLENBURG) PISTOL PERMITS. S-REPTD FAV; S-PASSED 2ND & 3RD READING; RATIFIED - CHAPTER 1305.
#H.1415 (NASH) SCHOOL BOARD SALARIES. RATIFIED - CHAPTER 1248.
#H.1428 (RICHMOND) COUNTY SALES TAX USE. S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1277.
#H.1429 (CASWELL) APPOINTMENT OF JP'S. H-REPTD FAV; H-PASSED 2ND & 3RD READINGS; H-SENT TO SENATE; S-REF TO COM ON COURTS; S-REPTD FAV; S-PASSED 2ND & 3RD READINGS; RATIFIED - CHAPTER 1302.

****

The House and Senate adjourned sine die at 4:00 p.m. official time and 7:20 p.m., actual time, Wednesday, July 2, 1969.

#

STATE LIBRARY OF NORTH CAROLINA
3 3091 00840 1895